

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864115, Email: - psic25@punjabmail.gov.in
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Sh. Jasbir Singh (9888296107)

Village Bolapur, Jhabewal,
PO-Ramgarh,
District Ludhiana

Appellant/Complainant

Versus

Public Information Officer

O/o SHO, Police Station
Haibowal, District Ludhiana

First Appellate Authority

O/o Commissioner of Police,
Ludhiana

Respondent

Appeal Case No.: 1239 of 2020
Heard through CISCO WEBEX

Present: Sh. Jasbir Singh, appellant.
Nobody on behalf of the respondent.

ORDER

1. This order may be read with reference to the previous order dated 08.09.2020 vide which appellant, Sh. Jasbir Singh stated that requisite information is still pending from the respondent PIO but respondent was absent without any intimation to the Commission.

One more opportunity was given to the respondent PIO to represent his case on the next date of hearing along with directions to supply the reply/information to the appellant as per queries raised in RTI application before the next date of hearing, failing to which stern action will be initiated against him. A copy of previous order was sent to him through registered post for his ready reference. Matter was adjourned for further hearing on 28.10.2020 through CISCO WEBEX i.e. today.

2. In today's hearing, appellant, Sh. Jasbir Singh states that requisite information is still pending from the respondent PIO.

3. Respondent PIO is consecutively absent second time without any intimation to the Commission.

4. After going through the documents placed on record, it is observed previous order dated 08.09.2020 which was sent to the respondent PIO, O/o SHO, Police Station, Haibowal, District Ludhiana through registered post returned to the Commission with the remarks "insufficient address" but notice of hearing which was also sent on the same address of the respondent PIO has not returned to the Commission.

5. In view of the above, the then respondent PIO, O/o SHO, Police Station, Haibowal, District Ludhiana will **Show Cause** under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant and why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.

In addition to his submission, the PIO is also hereby given an opportunity under Section 20(1) provision, thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. A copy of this order to be sent to him through **registered post** along with RTI request.

He may note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte.

6. A copy of this order be also sent to the First Appellate Authority, The Commissioner of Police, Ludhiana, by name through **registered post** for the compliance of this order and make sure that concerned respondent PIO appear in person on the next date of hearing to clear the facts of this case.

7. Matter is adjourned for further hearing on **04.01.2021 through CISCO WEBEX at 11:00 A.M.** (Steps: Install CISO WEBEX->Click on Join Meeting->Enter meeting number 918232900)

8. Announced in the Court. Copy of the order to be sent to the parties through **registered post.**

Chandigarh
Dated: 28.10.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

Show-Cause

Public Information Officer (By Name)
(Regd. Post) O/o SHO, Police Station
Haibowal, District Ludhiana

The Commissioner of Police (By Name)
(Regd. Post) Ludhiana

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Sh. Vishal Jain Advocate (9815522573)

Chamber No. 121,
District Courts Complex,
Moga

Appellant/Complainant

Versus

Public Information Officer

O/o DGP, Punjab,
Sector-9, Chandigarh

First Appellate Authority

O/o IGP, Crime, Punjab,
Chandigarh

Respondent

Appeal Case No.: 1234 of 2020
Heard through CISCO WEBEX

Present: Sh. Vishal Jain, the appellant in person.
For the respondent: Sh. Jitender (Assistant Sub-Inspector)

ORDER

1. This order may be read with reference to the previous order dated 08.09.2020 vide which appellant, Sh. Vishal Jain stated that requisite information is still pending from the respondent PIO. Respondent, Sh. Jitender stated that report was sent to the DGP which is approved by the DGP. He assured that he will supply the requisite information to the appellant.

Respondent PIO was directed to send the requisite information to the appellant within ten days from today through registered post. Appellant, Sh. Vishal Jain is advised to go through the information, once received by the respondent and point out deficiency, if any, in writing to the respondent PIO with a copy to the Commission as per his RTI application. Respondent PIO was directed to remove the deficiency, if any, pointed out by the appellant before the next date of hearing as per queries raised by him in his RTI application. Matter was adjourned for further hearing on 28.10.2020 through CISCO WEBEX i.e. today.

2. In today's hearing, appellant, Sh. Vishal Jain states that demanded information is still pending from the respondent PIO.

3. As the appellant, Sh. Vishal Jain left the CISCO WEBEX meeting, respondent, Sh. Jatinder Khanna (Assistant Sub-Inspector) appeared and states that requisite information comprising 15 pages has already been sent to the appellant through post on 06.10.2020.

4. After hearing the respondent and examining the case file, appellant is advised to go through the supplied information once he had received from the post and point out deficiency, if any, in writing as per queries raised by him in RTI application with a copy to the Commission.

5. Both the parties are advised to represent this case on the next date of hearing positively to clear the facts of this case, failing to which case will be decided on merit basis.

6. Matter is adjourned for further hearing on **04.01.2021** through **CISCO WEBEX** at **11:00**

A.M. (Steps: Install CISCO WEBEX->Click on Join Meeting->Enter meeting number 918232900)

7. Announced in the Court. Copy of the order to be sent to the parties.

Chandigarh
Dated: 28.10.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

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Sh. Ramandeep Singh Ahluwalia (9464500405)
(Regd. Post) Ward No. 18, Street No. 2, Kartar Nagar,
Amloh Road, Khanna-141401

Appellant

Versus

Public Information Officer
O/o Municipal Engineer,
Municipal Council, Mandi Gobindgarh

First Appellate Authority
O/o Regional Deputy Director,
Urban Local Govt., Ludhiana

Respondent

Appeal Case No.: 1245 of 2020
Heard through CISCO WEBEX

Present: Sh. Ramandeep Singh Ahluwalia, appellant.
For the respondent: Sh. Sandeep Singh (JE) (7508100568)

ORDER

1. This order may be read with reference to the previous order dated 08.09.2020 vide which respondent, Sh. Rajiv Kumar stated that appellant; Sh. Ramandeep Singh Ahluwalia withdrew his all applications, sample cases and inspections from the concerned office on office receipt no. 347 dated 06.02.2020 signed by appellant dated 30.01.2020. He further states that First Appeal was also disposed of & closed on this basis by the First Appellate Authority. He has sent a copy of the same to the Commission through an email 03.09.2020.

Appellant; Sh. Ramandeep Singh Ahluwalia stated that signed letter dated 30.01.2020 regarding withdrew RTI applications does not relate with this present case. He requested the Commission to supply the required information.

Respondent PIO was directed to file a reply showing that appellant withdrew this RTI application dated 01.12.2019 from the concerned office before the next date of hearing, so that decision could be taken accordingly.

It was observed that two emails dated 03.09.2020 and 08.09.2020 (received by the undersigned bench) in connection with Appeal Case Numbers 1245 & 1246 of 2020 and a letter no. 300RTI dated 03.09.2020 (received in the Commission vide diary no. 11442 dated 07.09.2020) from the respondent stating that case was disposed of & closed as appellant withdrew his all applications vide office receipt no. 347 dated 06.02.2020, which were taken on record.

Both the parties were advised to represent this case on the next date of hearing on 28.10.2020 i.e. today.

2. In today's hearing, appellant, Sh. Ramandeep Singh Ahluwalia states that respondent PIO has given a fake document (letter no. 347 dated 06.02.2020) and misleading the Commission. He added that he has filed a police complaint with the DGP and SSP, Chandigarh.

3. On this, respondent, Sh. Sandeep Singh states that concerned person; Sh. Sham Lal has given an affidavit stating that appellant withdrew his all applications and inspections.

4. Respondent, Sh. Sandeep Singh was directed to file an affidavit in original in connection with letter no. 347 dated 06.02.2020 but he refused on the plea that appellant has not signed concerned letter in front of him.

5. *After hearing both the parties and examining the case file, the Commission is dissatisfied due to receipt of misleading and unsatisfactory response from the PIO, the appellant approached the Commission. The materials on record clearly show the lackadaisical approach of the respondent PIO and FAA in releasing the information sought.*

A last and final opportunity is given to the respondent PIO to supply the requisite information to the appellant as per queries raised by him in RTI application. He is also directed to appear in person or depute an official who is well aware about the facts of this case on the next date of hearing to represent this case, failing to which stern action will be initiated against him. A copy of this order be sent to him by name through registered post for his ready reference.

6. Matter is adjourned for further hearing on **04.01.2021 through CISCO WEBEX at 11:00 A.M.** (Steps: Install CISO WEBEX->Click on Join Meeting->Enter meeting number 918232900)

7. Announced in the Court. Copy of the order to be sent to the parties through **registered post**.

Chandigarh
Dated: 28.10.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

(Regd. Post) **Sh. Charanjit Singh (PIO-cum-EO)**
O/o Municipal Engineer,
Municipal Council, Mandi Gobindgarh

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Sh. Ramandeep Singh Ahluwalia (9464500405)
(Regd. Post) Ward No. 18, Street No. 2, Kartar Nagar,
Amloh Road, Khanna-141401

Appellant/Complainant

Versus

Public Information Officer
O/o Municipal Engineer,
Municipal Council, Mandi Gobindgarh

First Appellate Authority
O/o Regional Deputy Director,
Urban Local Govt., Ludhiana

Respondent

Appeal Case No.: 1246 of 2020
Heard through CISCO WEBEX

Present: Sh. Ramandeep Singh Ahluwalia, appellant.
For the respondent: Sh. Rajiv Kumar (9781592097)

ORDER

1. This order may be read with reference to the previous order dated 08.09.2020 vide which respondent, Sh. Rajiv Kumar stated that appellant; Sh. Ramandeep Singh Ahluwalia withdrew his all applications, sample cases and inspections from the concerned office on office receipt no. 347 dated 06.02.2020 signed by appellant dated 30.01.2020. He further states that First Appeal was also disposed of & closed on this basis by the First Appellate Authority. He has sent a copy of the same to the Commission through an email dated 03.09.2020.

Appellant; Sh. Ramandeep Singh Ahluwalia stated that signed letter dated 30.01.2020 regarding withdrew RTI applications does not relate with this present case. He requested the Commission to supply the required information.

Respondent PIO was directed to file a reply showing that appellant withdrew this RTI application dated 01.12.2019 from the concerned office before the next date of hearing, so that decision could be taken accordingly.

It is observed that two emails dated 03.09.2020 and 08.09.2020 (received by the undersigned bench) in connection with Appeal Case Numbers 1245 & 1246 of 2020 and a letter no. 298 dated 03.09.2020 (received in the Commission vide diary no. 11441 dated 07.09.2020) from the respondent stating that case was disposed of & closed as appellant withdrew his all applications vide office receipt no. 347 dated 06.02.2020, which was on record.

Both the parties were advised to represent this case on the next date of hearing on 28.10.2020 i.e. today.

2. In today's hearing, appellant, Sh. Ramandeep Singh Ahluwalia states that respondent PIO has given a fake document (letter no. 347 dated 06.02.2020) and misleading the Commission. He added that he has filed a police complaint with the DGP and SSP, Chandigarh.

3. On this, respondent, Sh. Sandeep Singh states that concerned person; Sh. Sham Lal has given an affidavit stating that appellant withdrew his all applications and inspections.

4. Respondent, Sh. Sandeep Singh was directed to file an affidavit in original in connection with letter no. 347 dated 06.02.2020 but he refused on the plea that appellant has not signed concerned letter in front of him.

5. *After hearing both the parties and examining the case file, the Commission is dissatisfied due to receipt of misleading and unsatisfactory response from the PIO, the appellant approached the Commission. The materials on record clearly show the lackadaisical approach of the respondent PIO and FAA in releasing the information sought.*

A last and final opportunity is given to the respondent PIO to supply the requisite information to the appellant as per queries raised by him in RTI application. He is also directed to appear in person or depute an official who is well aware about the facts of this case on the next date of hearing to represent this case, failing to which stern action will be initiated against him. A copy of this order be sent to him by name through registered post for his ready reference.

6. Matter is adjourned for further hearing on **04.01.2021 through CISCO WEBEX at 11:00 A.M.** (Steps: Install CISO WEBEX->Click on Join Meeting->Enter meeting number 918232900)

7. Announced in the Court. Copy of the order to be sent to the parties through **registered post**.

Chandigarh
Dated: 28.10.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner

(Regd. Post) **Sh. Charanjit Singh (PIO-cum-EO)**
O/o Municipal Engineer,
Municipal Council, Mandi Gobindgarh

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Sh. Ramandeep Singh Ahluwalia (9464500405)

(RTI Activist) Ward No. 18, Street No. 2

Kartar Nagar, Amloh road Khanna.-141401,

Appellant

Versus

Public Information Officer

O/o EO , MC, Khanna.

First Appellate Authority

O/o Regional Depty Director,

Urban Local Govt, Ludhiana.

Respondent

Appeal Case No.: 1449 of 2020

Heard through CISCO WEBEX

Present: Nobody on behalf of the appellant.

For the respondent: Sh. Harpal Singh (Accountant) (9592199774)

ORDER

1. This order may be read with reference to the previous order dated 21.09.2020 vide which appellant, Sh. Ramandeep Singh Ahluwalia stated that no information is received. Respondent, Sh. Kulwinder Singh had requested for an adjournment as the sought information is of more than 3 years, which requires some more to compile the data.

Another opportunity was given with the direction to file a reply/ supply the information before the next date of hearing positively, failing to which punitive action will be initiated. Matter was adjourned for further hearing on 28.10.2020 through CISCO WEBEX i.e. today.

2. In today's hearing, respondent, Sh. Harpal Singh states that requisite information has already been sent to the appellant.

3. On this, appellant, Sh. Ramandeep Singh Ahluwalia states that information was received yesterday from the respondent. He added that there are deficiencies in the supplied information and regarding this, emails have been sent to the respondent PIO as well as to the Commission dated 28.10.2020.

4. After hearing both the parties and examining the case file, it is observed that an email dated 28.10.2020 i.e. today has been received by the undersigned bench from the appellant regarding the deficiencies in the supplied information. One more opportunity is given to the respondent PIO to go through the email regarding deficiencies which is sent by the appellant on email ID eomckhanna1@gmail.com and remove the deficiencies as per RTI application before the next date of hearing positively.

5. Both the parties are advised to represent this case in person or through their representative(s) to clear the facts of this case, failing to which case will be decided on merit basis.

6. Matter is adjourned for further hearing on **04.01.2021** through **CISCO WEBEX** at **11:00**

A.M. (Steps: Install CISO WEBEX->Click on Join Meeting->Enter meeting number 918232900)

7. Announced in the Court. Copy of the order to be sent to the parties.

Chandigarh
Dated: 28.10.2020

(Dr. Pawan Kumar Singla)
State Information Commissioner