

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**

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Helpline No.0172-2864100(From 10.00 AM to 04.00 PM on working days)



Shri Shakti Bhushan
S/o Shri Kewal Krishan Kaushal
R/o Street Bhaini Sahib,
Ward No.8, Dhanaula,
District Barnala.

.....Appellant

Versus

Public Information Officer

Motor Vehicle Registration Authority,
Moga.

First Appellate Authority

O/o Secretary, Regional
Transport Authority,
Faridkot.

....Respondents

AC No.1089 of 2020

Present: (i) **Shri Shakti Bhushan, Appellant**
(ii) **None on behalf of the PIO.**

ORDER

(Heard through Cisco Webex/Mobile Phone)

1. This order may be read with reference to the order dated 28.07.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through Cisco Webex. The appellant Shri Shakti Bhushan attends the hearing through Cisco Webex. He states that he had visited the office of PIO on 18.09.2020 and partial information has been provided to him and he was informed that some of the information is being complied and will be sent to him later on.
3. The PIO does not attend the hearing through Cisco Webex. As such, Smt. Usha Rani, Superintendent O/o SDM Moga is contacted on mobile phone. She states that due to ill health, she is on leave and informs to contact Ms. Veerpal Kaur, Clerk, who is then contacted on mobile phone. She states that besides the information sent on 18.09.2020, the appellant has again been sent information on 22.10.2020 by registered post. She also states that an affidavit has also been sent to the appellant, and a copy of the same is being sent to the Commission.
4. On the asking of the Bench, the appellant states that he has not received any additional information apart from the partial information already supplied. He further states that the PIO has to supply the information though it involves to collect some information from the office of State Transport Commissioner, Punjab.



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AC No.1089/2020

5. Post deliberations, the Bench directs the PIO to supply complete information to the appellant though it may also involve collection of the same from the Head Office i.e. office of S.T.C.. Punjab. The PIO is also made clear that the present affidavit filed is not accepted. Accordingly, the PIO is also directed to file a fresh affidavit, before the next hearing, after supplying complete information including after collection from NIC, S.T.C. Punjab, duly signed by the PIO and attested by the Notary Public to the effect that complete information in AC No.1089 of 2020, as available in the official records, has been provided to the Appellant. Nothing has been concealed therein. The information supplied is correct and authentic. The original copy of affidavit be sent to the appellant and a photocopy thereof be sent to the Commission for record.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 12.01.2021 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties.

**Chandigarh
28.10.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

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Shri Shakti Bhushan
S/o Shri Kewal Krishan Kaushal
R/o Street Bhaini Sahib,
Ward No.8, Dhanaula,
District Barnala.

.....Appellant

Versus

Public Information Officer
Vehicle Registration Authority,
O/o Sub Divisional Magistrate,
Nabha, District Patiala.

First Appellate Authority
O/o Secretary, Regional
Transport Authority, Patiala.

....Respondents

AC No.1086 of 2020

Present: (i) **Shri Shakti Bhushan, Appellant**
(ii) **Smt. Rajpal Kaur, Supdt./PIO, O/o SDM Nabha, District Patiala.**

ORDER

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 16.09.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through Cisco Webex. The appellant Shri Shakti Bhushan attends the hearing through Cisco Webex. He states that no information has been provided to him as yet in the instant appeal case. He also states that he had visited O/o PIO in September, 2020 but he was not entertained and rather treated shabbily and he had to come back.
3. Smt. Rajpal Kaur, Superintendent/ PIO O/o SDM Nabha, District Patiala attends the hearing through Cisco Webex. She states that the information has been sent to the appellant and an affidavit has also been filed. She is apprised of the version of appellant regarding the treatment meted out to him during his visit, but she does not make any comment and only says that the appellant had stayed there hardly for ten minutes and had returned back.
4. On the asking of the Bench, the appellant is apprised of the version of PIO. He states that he has neither received the information nor the affidavit. Then he is apprised that original affidavit and information is with the Bench and that the same will be sent to him along with the order. He prays to give another date to enable him to peruse the information and point out deficiencies on receipt of the same.

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AC No.1086/2020

5. The Bench directs the PIO to address the deficiencies as pointed by the appellant on receiving the information by him and also to attend the next hearing through Cisco Webex.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 12.01.2021 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties. The original affidavit along with a copy of the information be sent to the appellant with the order.

**Chandigarh
28.10.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma(Retd))
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Shri Shakti Bhushan
S/o Shri Kewal Krishan Kaushal
R/o Street Bhaini Sahib,
Ward No.8, Dhanaula,
District Barnala.

.....Appellant

Versus

Public Information Officer

Vehicle Registration Authority,
Pathankot.

Public Information Officer,

O/o Secretary, Regional
Transport Authority, Gurdaspur.

First Appellate Authority

O/o Secretary, Regional
Transport Authority,
Gurdaspur.

....Respondents

AC No.1084 of 2020

Present: (i) **Shri Shakti Bhushan, Appellant**
(ii) **Shri Gurpreet Singh, Clerk, O/o R.T.A. Gurdaspur on behalf of the PIO**

ORDER

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 16.09.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through Cisco Webex. The appellant Shri Shakti Bhushan attends the hearing through Cisco Webex. He states that no information has been provided to him as yet in the instant appeal case.
3. Shri Gurpreet Singh, Clerk, attends the hearing through Cisco Webex on behalf of the PIO O/o Secretary, Regional Transport Authority, Gurdaspur and states that information relating to office of R.T.A. Gurdaspur has been supplied to the appellant and the remaining is to be supplied by Vehicle Registration Authority, Pathankot.
4. The Bench observes that neither the PIO, Vehicle Registration Authority, Pathankot attended the previous hearing nor has come present to attend the hearing today through Cisco Webex. The Bench observes that the RTI application is 04.10.2019 and First appeal is dated 22.11.2019 and in spite of a lapse of more than one year, only partial information has been supplied to the appellant.



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AC No.1084/2020

5. The PIO O/o Vehicle Registration Authority, Pathankot is issued show cause notice to explain his absence and to explain as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for non-compliance of the directions given by the Bench. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

6. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply 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 proceeding against him ex-parte.

7. The PIO, O/o Vehicle Registration Authority, Pathankot is also directed to provide the complete information to the appellant as per is RTI application as also to file an affidavit duly signed by the PIO and attested by the Notary Public to the effect that the information as available in the official records in AC No.1084/2020 has been supplied to the appellant. It be further stated that nothing has been concealed therein and the statement made is correct and authentic. The original copy of the affidavit be sent to the appellant and photocopy thereof be sent to the Commission for record.

8. The PIO O/o Secretary, R.T.A. Gurdaspur is directed to file reply to the show cause notice as also the affidavit as directed on the previous hearing.

9. With the aforesaid directions, the matter is adjourned. To come up for hearing **on 12.01.2021 at 11.30 AM through Cisco Webex**. Copies of the order be sent to the concerned parties.

**Chandigarh
28.10.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

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Shri Shakti Bhushan
S/o Shri Kewal Krishan Kaushal
R/o Street Bhaini Sahib,
Ward No.8, Dhanaula,
District Barnala.

.....Appellant

Versus

Public Information Officer
O/o Assistant Transport Officer,
Bathinda.

First Appellate Authority
O/o Secretary, Regional
Transport Authority,
Bathinda.

....Respondents

AC No.1879 of 2020

**Present: (i) Shri Shakti Bhushan, Appellant
(ii) None on behalf of the PIO.**

ORDER

(Heard through Cisco Webex/On Mobile phone)

1. This order may be read with reference to the order dated 16.09.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through Cisco Webex. Shri Shakti Bhushan, appellant attends the hearing through Cisco Webex He states that he had visited the office of PIO on 26.10.2020 and he has been provided only the details of tractors registered and information supplied is partial.
3. Shri Baljit Singh, Section Officer, PIO O/o Secretary, Regional Transport Authority, Bathinda has not come present to attend the hearing through Cisco Webex. As such, he is contacted on mobile phone. He states that some of the information has been supplied to the appellant and remaining will also be supplied as it is under compilation. The Bench observes that the RTI application is of 18.12.2019 and in spite of lapse of nearly ten months, the appellant has been supplied only partial information. This does not speak well of the way in which RTI cases are being handled by the Department.
4. Post deliberations, the Bench directs the PIO to supply complete information to the appellant and also file an affidavit before the next date of hearing, duly signed by the PIO and attested by the Notary Public to the effect that the complete information as available in the official records in AC No.1879 of 2020 has been supplied to the appellant. It be further stated that nothing has been concealed therein and the statement made is correct and authentic. Original copy of the affidavit be sent to the appellant and photocopy thereof be sent to the Commission for record.



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AC No.1879/2020

5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 12.01.2021 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties.

**Chandigarh
28.10.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma(Retd))
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Shri Jasbir Singh
Guru Nanak Colony
Village Bolapur Jhabewal,
PO Ramgarh, Ludhiana,
Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o The Secretary,
Regional Transport Authority,
Sangrur.

First Appellate Authority,

O/o Secretary,
Regional Transport Authority,
Sangrur.

....Respondents

AC No.2580 of 2020

Present: (i) **Shri Jasbir Singh, appellant**
(ii) **None on behalf of the PIO.**

ORDER

(Heard through Cisco Webex)

1. The RTI application is dated 22.06.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 25.07.2020 and the second appeal was filed in the Commission on 10.09.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The case has been heard today through Cisco Webex. Shri Jasbir Singh attends the hearing through Cisco Webex. He states that no information has been supplied to him by the PIO.
3. Neither the PIO has come present to attend the hearing nor any representative has been deputed to attend the hearing through Cisco Webex on his behalf.
4. The Bench observes that the RTI application of the appellant is dated 22.06.2020 and First Appeal is dated 25.07.2020. The PIO has neither attended the hearing nor has sent any information to the appellant. This indifferent and lackadaisical attitude of the PIO is viewed adversely.
5. The PIO O/o Secretary, Regional Transport Authority, Sangrur is issued show cause notice to explain his absence and to explain as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for non-compliance of the directions of the Bench. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

Cont...P-2



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AC No.2580/2020

6. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply 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 proceeding against him ex-parte.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 12.01.2021 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties.

**Chandigarh
28.10.2020**

Sd/-
**(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

