

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

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Cisco Webex No. 913122670



Smt. Madhu Sharma w/o Sh. Sawtantar Kumar Sharma,
r/o House No. 4811/1 Sector 38 Wests,
Chandigarh.

....Appellant

Vs

Public Information Officer
o/o Deputy Commissioner,
Administrative Complex,
District Ludhiana.

First Appellate Authority
o/o Deputy Commissioner,
Administrative Complex,
District Ludhiana.

....Respondents

Appeal Case No. 408 of 2020
(Video Conference Proceedings)

Present:- None on behalf of the appellant.
Sh. Dilshad Clerk on behalf of the respondents.

ORDER

This order may be read with the previous order dated 25.6.2020 in which the last opportunity was granted to the appellant to point out deficiency, if any and the case was adjourned to 28.7.2020.

2. The appellant is absent without any intimation. She remained absent during the last two hearings i.e. on 13.3.2020 and 25.6.2020. As per the last order dated 25.6.2020, the appellant was advised to point out the deficiency, if any, in the information failing which the decision will be taken ex-parte. Also the enquiry report conducted by Sh. Sushil Kumar, Principal, Government Senior Secondary Smart School Mundian Kalan, Ludhiana has written that Sh. Madhu Sharma is having a family dispute with the administration of Daya Ram Memorial Public School, Lajpat Nagar.

3. Accordingly, it transpires that the information has been provided to the appellant and has not attended the last three hearings. It is not the right forum to settle the personal disputes. Hence, the case is disposed of and closed.

Dated: 28.7.2020

sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Cisco Webex No. 913122670



Sh. Harvinderpal Singh s/o Sh. Kuldip Singh,
H.No. 210, Sudarshan Nagar,
Sultanwind Road, Amritsar 143001

....Appellant

Vs

Public Information Officer,
o/o Tehsildar Amritsar-1,
District Administrative Complex,
Amritsar

First Appellate Authority,
o/o Sub Divisional Magistrate,
Amritsar-1,
District Administrative Complex,
Amritsar.

....Respondents

Appeal Case No. 3920 of 2019.
(Video Conference Proceedings)

Present:- None on behalf of the appellant.
Sh.Sukhwinder Singh, on behalf of the respondents.

ORDER

This order may be read with the previous order dated 29.6.2020.

2. The representative of the respondents states the complete record of Amritsar-1 has been inspected by the appellant but no such record regarding the said particulars was traced/found during the period from 2001 to 2008. He further states that the appellant was advised to inspect the record of the Amritsar-2.

3. According to the submissions of the representative of the respondents the Public Information Officer o/o Tehsildar, Amritsar-2, Amritsar is impleaded as necessary party in this case and the directions are issued to him to make available the record pertaining to the RTI application of the appellant (Copy of the RTI application is attached herewith). The appellant is advised to contact the office of the Public Information Officer o/o Tehsildar, Amritsar-2, Amritsar for inspection.

4. To come up on 1.9.2020 at 11.30 AM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Amritsar.

sd/

Dated:28.7.2020

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Baldev Singh Sohal S/o Sh. Gurmukh Singh,
R/o Village- SohalJagir,
Tehsil Shahkot,144702,
District Jalandhar.

.....Complainant

Vs

Public Information Officer,
O/o Block Development & Panchayat Officer,
Shahkot, District Jalandhar.

.....Respondent

Complaint Case .No. 135 of 2020

(Video Conference Facility)

Present:- Sh. Baldev Singh Sohal, appellant.
None on behalf of the respondents.

ORDER

This order may be read with the previous order dated 29.6.2020 vide which the respondent-Public Information Officer Sh. Balwinder Singh, Panchayat Secretary was directed to provide the information comprising 700 pages as per his assurance and the case was fixed for hearing on 28.7.2020.

2. The appellant states that the respondent-Public Information Officer is knowingly harassing him by not providing the information as his RTI application is dated 28.6.2019.

3. During the hearing on 12.6.2020 the respondent-Public Information Officer Shri Balwinder Singh states that the information comprising 600 pages is ready and will be provided to the appellant and the case was adjourned to the next date i.e. 29.6.2020. On the said date again the respondent-Public Information Officer states that the information comprising 700 pages are ready and will be supplied to the appellant within a week. But till date as per the submissions of the appellant no information has been supplied to him. It is revealed that the respondent-Public Information Officer is dealing with the RTI application non-seriously and not providing the complete information although the RTI application of the appellant is dated 28.6.2019. The Commission has taken a serious view about the erring i.e. respondent-Public Information Officer Shri Balwinder Singh, who is, thus, issued a show cause notice to explain in a self-attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to a maximum of Rs.25000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing willful delay/denial of the information to the RTI applicant.

4. In addition to the written reply, he is also given an opportunity under Section 20(1) proviso thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take a note that in case, he does not file his written reply and does not avail himself of the opportunity of personal hearing on the 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.

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Complaint Case .No. 135 of 2020

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5. The respondents are also directed to supply the complete information before the next date of hearing.

6. To come up on 31.8.2020 to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Jalandhar.

Dated: 28.7.2020

sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Cisco Webex No. 913122670



Smt Harjinder w/o Sh. Jatinder Singh
Village Kalehri, Teh Budhlada,
District Mansa 151505

....Appellant

vs

Public Information Officer,
Smt SarvjitKaur GRS MANREGA,
c/o Block Development and Panchayats Officer,
Block Budhlada,
District Mansa.

First Appellate Authority
o/o District Development and Panchayats Officer,
District Mansa

....Respondents

Appeal Case No. 1149 of 2020
(Video Conference Proceedings)

Present:- Smt. Harjinder Kuar, appellant
Sh. Jagdish Singh, Clerk on behalf of the respondents.

ORDER

This order may be read with the previous order dated 25.6.2020 and the respondents were directed to supply the complete information or give in writing to the appellant whatever record is not available point wise as has been sought by the appellant.

2. The appellant states that no information has been provided since the last date of hearing.
3. The representative of the respondents states that the information has been sent to her with a copy to the Commission, which is taken on record.
4. Copy of the letter so received from the respondents is attached with this order.
5. After hearing the parties and going through the record available in the case file, the Commission is of the view that information has been supplied to the appellant by the respondents and nothing has been left behind that could be supplied to her in this case according to the RTI application. Hence, the case is disposed of and closed.

Dated:28.7.2020

sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Ram Karishan S/o Sh. Das Mal,
R/o House No. 68, Ward No. 3,
MarwahaWaliGali, (98150-92472)
Majitha, District Amritsar.

.....Appellant
Vs

Public Information Officer,
O/o Deputy Commissioner,
District Administrative Complex,
District Amritsar.

First Appellate Authority,
O/o Deputy Commissioner,
District Administrative Complex,
Amritsar.

.....Respondents

Appeal Cases No. 14, 15, 16 and 17 of 2020

(Video Conference Proceedings)

Present:- Sh. NS Bhatti, Advocate, on phone call, on behalf of the appellant.
Sh. Dhian Chand, Clerk on behalf of the respondents.

ORDER

This order may be read with the previous order dated 29.6.2020.

2. The representative of the respondents states that the complete information has been provided to the appellant except the form 16 which has to be rectified by the Income Tax Authorities. He further states that the respondents are pursuing the matter with the authorities concerned and a recent letter written vide No. 22.7.2020 has been sent to the Commission for record (**copy enclosed**). He states that the present position of the case has already provided to the appellant and the case may be closed.

3. According to the record available on the case file and the submissions of the representative of the respondents, it transpires that the complete information up to date has already provided to the appellant. Accordingly the Commission is of the view that no more action is required in these cases, hence the cases are disposed of and closed.

Dated: 28.7.2020

sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Cisco Webex No. 913122670



Sh. Baldev Singh s/o Hardit Singh
Village Laduka
District Fazilka 152123
Mobile 8437795286

....Appellant

Vs

Public Information Officer,
O/o APO MGREGA
c/o Block Development and Panchayats Officer
Block Jalalabad,
District Fazilka.

First Appellate Authority
Block Development and Panchayats Officer
Block Jalalabad,
District Fazilka.

....Respondents

Appeal Case No. 1155 of 2020
(Video Conference Proceedings)

Present:- Sh. Baldev Singh, appellant through whatsapp call.
Sh. Pawan Kumar, GRS through whatsapp call on behalf of the respondents.

ORDER

This order may be read with the previous order dated 25.6.2020.

2. The representative of the respondents states that the complete information has been provided to the appellant. However, the appellant states that he is not satisfied with the information so supplied by the respondents as there are number of deficiencies. The representative of the respondents states that the appellant can come to the office on any working day and he will provide the complete information as per his satisfaction after inspection. With the mutual understanding the date of inspection has been fixed for 10.8.2020.

3. Accordingly, the respondents are directed to make available the record and supply the complete information pertaining to the RTI application of the appellant after the inspection.

4. To come up on 31.8.2020 at 11.30 AM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Fazilka

Dated:28.7.2020

sd/
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Sawaran Singh,
s/o Sh. Mukhtiar Singh, 7973058519
Village Juglan,
PO Kahangarh,
District Mansa.

..Complainant

Vs

Public Information Officer
o/o Block Development and Panchayats Officer,
Budhlada 151502
District Mansa.

....Respondent

Complaint Case No. 255 & 256 of 2020
(Video Conference Proceedings)

Present : Sh. Sawaran Singh, complainant.
Sh. Jagdish Singh Clerk and Sh. Rashpal Singh Panchayat Secretary (M
7986471826) on behalf of the respondents.

Order

This order may be read with the reference to the previous order dated 25.6.2020 vide which the respondent was given direction to supply the complete information to the complainant before the next date of hearing failing which the punitive action would be initiated on the next date of hearing. The case was adjourned to 28.7.2020.

2. The appellant and the respondents being the same, accordingly, both the cases have been clubbed.
3. The complainant states that no information has been supplied so far.
3. The representative of the respondent states that he has brought the information duly certified consisting of 142 pages in both the cases. He handed over the same during the course of hearing.
4. Since, the respondent-Public Information Officer has supplied the information, accordingly, the complainant is advised to go through the same and revert back to the respondents in case of deficiencies, if any, within 10 days from the issue of this order and the respondents are directed to remove the same, in case any deficiency is pointed out by the complainant, before the next date of hearing.
5. To come up on 25.8.2020 at 11.30 A.M. to be heard through the video conference facility available in the office of Deputy Commission Mansa / Cisco Webex.

Dated :28.7.2020

sd/
(Suresh Arora)
Chief Information Commissioner
Punjab

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Sh. Surjit Singh S/o Sh. Gokul Singh,
R/o VPO –Jarg, (98559-00321)
Tehsil Payal, 141415,
District –Ludhiana.

.....Complainant

Vs

Public Information Officer,
O/o Director of Public Instruction (EE),
PSEB Complex, Sector -62,
SAS Nagar(Mohali),

.....Respondent

Complaint Case No.51 of 2020

(Video Conference /Webex Proceedings)

Present: None on behalf of the appellant.
Ms Malika Rani clerk(M 7009782632) on the behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 25.6.2020 vide which the appellant was advised to revert back to the public authority in case any submissions regarding supply/receipt of the information in AC No. 3171/2019 before the next date of hearing with a copy to the Commission. In addition to it, the appellant was also advised to submit the public interest involved in seeking this information, but no reply has been received from him and the last opportunity was granted to file his submissions, if any, and defend his case, failing which the decision would be taken ex-parte. The case was adjourned to 28.7.2020 at Chandigarh.

2. The appellant is absent without intimation to the Commission.

3. The representative of the respondent states that the complainant has not pointed out any deficiency since the last date of hearing. She further states that the information has already supplied in AC No. 3171/2019 which has been disposed of on 8.11.2019. She further states that the case may be disposed of.

4. After hearing the representative of the respondents and going through the record of the case file, it is revealed that the appellant has not submitted his response to the respondent regarding the supply/receipt of the information in AC No. 3171/2019 which was disposed of on 8.11.2019 in which he was given the complete information pertaining to the inquiry report, conducted for seniority, on 16.3.2018 which has been written as 16.3.2017. The same fact has already been cleared by the respondents vide their amended letter no. 24/37-19A1(1)397 dated 2.3.2020. Since, the complainant has neither submitted any public interest involved in seeking this information nor he is pursuing his case as he remained absent on

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Complaint Case No.51 of 2020

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12.2.2020, 3.3.2020 and 25.6.2020. Last opportunity was granted to the complainant on 25.6.2020 but even though he remained absent without intimation. Accordingly, it transpires that the complainant is satisfied with the information so supplied by the respondent and he does not want to pursue his case. Hence, the case is disposed of and closed.

Dated :28.7.2020

sd/
(Suresh Arora)
Chief Information Commissioner
Punjab