

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

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in

Visit us: - www.infocommpunjab.com Cisco Webex Code:15857-23975

Helpline No.:0172-2864116(10.00 AM to 04.00 PM on working days)



Shri Surjit Singh, S/o Shri Kaku Singh,
R/o Village Gagan Ke, Tehsil & Distt:Fazilka.

.....Appellant

Versus

Public Information Officer
O/o Deputy Commissioner,
Fazilka.

First Appellate Authority-cum-
O/o Deputy Commissioner,
Fazilka.

....Respondents

AC No. 741 of 2021

Present: (i) **Shri Surjit Singh, the appellant.**
(ii) **Shri Pardeep Singh, RTI Assistant and Shri Vikrant Bansal, Clerk on behalf of the respondent.**

ORDER:

(Heard through Cisco Webex)

1. The RTI application is dated 30.07.2020 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 02.11.2020 and the second appeal was filed in the Commission on 28.01.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The case has been heard today, dated 29.06.2021 through Cisco Webex. The appellant comes present to attend the hearing through cisco webex. He states that till date, no information has been supplied to him by the respondent. He further adds that respondent has stated that his RTI application has been transferred to the ADC (D), Fazilka vide letter dated 31.08.2020 where as the information is to be supplied by the DC, Fazilka.
3. Shri Pardeep Singh, RTI Assistant and Shri Vikrant Bansal, Clerk come present to attend the hearing through cisco webex. The respondent states that they have not understood the subject matter of the RTI application and need some more time to supply the information to the appellant.

4.

Post deliberations, the PIO is directed to call the appellant to his office before the next hearing, on any working day by tying up with him. The appellant will inspect the relevant official records of Narega and identify the information he needs. The PIO is directed to provide the information to the appellant so identified by him before next hearing. The PIO is also directed to file an affidavit on non-judicial stamp paper 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.741/2021 has been provided to the appellant. It be further stated that nothing has been concealed therein and the statement made is true and correct. Original affidavit be sent to the appellant and photocopy of the same be sent to the Bench for official records before the next hearing.

5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 14.09.2021 at 11.30 AM through Cisco Webex. Meeting code is 15857-23975.** Copies of the orders be sent to the concerned parties.

**Chandigarh
29.06.2021**

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

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Shri Sat Pall Sharma, S/o Shri Gian Chand Sharma,
No.3623, Street No.1, Durga Puri, Haibowal Kalan,
Distt:Ludhiana.

Versus

.....Appellant

Public Information Officer
O/o Chief Administrator,
GLADA, Ludhiana.

First Appellate Authority
O/o Chief Administrator,
GLADA, Ludhiana.

....Respondents

AC No.662 of 2021

Present: (i) **Shri Sat Pall Sharma, the Appellant**
(ii) **None is present on behalf of the respondent.**
order

(Heard through Cisco Webex)

1. The RTI application is dated 26.09.2020 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 03.12.2020 and the second appeal was filed in the Commission on 27.01.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The case has been heard today, dated 29.06.2021 through Cisco Webex. The appellant comes present to attend the hearing through cisco webex. He states that he filed RTI application on 26.09.2020 related with BAL BHARATI PUBLIC SCHOOL, Unit-1, Phase-2, Urban Estate Dugri, Ludhiana and BAL BHARATI PUBLIC SCHOOL, Unit-2, Phase-3, Urban Estate, Dugri Ludhiana on nine points but till date, no information has been supplied to him by the respondent. He further adds that a letter dated 05.03.2021 has been received from the respondent that this information cannot be supplied being third party information.

3. Neither the PIO has come present to attend the hearing nor has deputed any of his representatives to attend the hearing. Moreover, no information has been provided to the appellant. This attitude of the PIO is viewed adversely by the Bench. The contention of the PIO that the information sought is third party and hence cannot be provided is not agreed to by the Bench.

Cont...P-2

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4. The PIO O/o Chief Administrator, GLADA, Ludhiana is issued show cause notice to explain his absence and as to why action should not be taken against him in the instant case. 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.

5. 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.

6. The PIO is directed to bring the original record related to the RTI application of the appellant on the next hearing before the Bench, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 14.09.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the orders be sent to the concerned parties.

**Chandigarh
29.06.2021**

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

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Shri Baljeet Singh, Civil Engineer,
RTI Activist, # 64-H, BRS Nagar,
Ludhiana.

Versus

.....Appellant

Public Information Officer

O/o Commissioner,
Municipal Corporation, Ludhiana.

First Appellate Authority-cum-

O/o Commissioner,
Municipal Corporation, Ludhiana.

....Respondents

AC No.2918 of 2020

Present: (i) **Shri Baljeet Singh, the appellant.**
(ii) **None is present on behalf of the respondent.**

ORDER:

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 31.05.2021 passed by this Bench on the previous date of hearing.
2. The case has been heard today through cisco webex. The appellant comes present to attend the hearing through cisco webex. He states that till date, complete information has not been supplied to him by the respondent.
3. Neither the PIO has come present to attend the hearing nor has deputed any of his representatives to attend the hearing. Moreover, only partial information has been provided to the appellant. Incidentally, this is the third hearing of the second appeal before the Bench and the PIO has absented himself on all the occasions.
4. The Bench observes that the directions given by the Bench on the previous hearing have also not been complied with. This indifferent and lackadaisical attitude of the PIO concerned is viewed adversely.
5. Post deliberations, the PIO is again directed to call the appellant to his office before the next hearing, on any working day by tying up with him. The appellant will inspect the relevant official records and identify the information he needs. The PIO is directed to provide the information to the appellant so identified by him before next hearing. The PIO is also

directed to file an affidavit on non-judicial stamp paper 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.2918/2020 has been provided to the appellant. It be further stated that nothing has been concealed therein and the statement made is true and correct. Original affidavit be sent to the appellant and photocopy of the same be sent to the Bench for official records before the next hearing. The PIO is also directed to file a reply to the show cause notice issued to him during the last hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 06.09.2021 at 11.30 AM through Video conferencing at O/o Deputy Commissioner, Ludhiana.**
Copies of the orders be sent to the concerned parties.

**Chandigarh
29.06.2021**

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

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Helpline No.0172-2864100(10:00 AM to 04:00PM) Working Days

Shri Amrit Lal,
Driver No P-82, PPO No.3784,
R/o # D-414, Azad Nagar, Sirhind Road,
Patiala.

.....Appellant

Versus

Public Information Officer

O/o Pepsu Road Transport Corporation,
PESPU, Head Office, Patiala.

First Appellate Authority

O/o Pepsu Road Transport Corporation,
PESPU, Head Office, Patiala.

....Respondents

AC No.3427 of 2020

Present:

- (i) **Shri Amrit Lal, the appellant.**
- (ii) **Shri Amanvir Singh Tiwana, Traffic Manager, PRTC Patiala, the respondent.**

ORDER:

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 10.02.2021 passed by this Bench on the previous date of hearing as the hearing dated 03.05.2021 was postponed.
2. The case has been heard today through Cisco Webex. Shri Amrit Lal, appellant comes present to attend the hearing through cisco webex. He states that correct information has not been supplied to him by the respondent.
3. Shri Amanvir Singh Tiwana, Traffic Manager, PRTC Patiala comes present to attend the hearing through Cisco Webex. He states that information which has been asked for by the appellant has already been supplied to him vide letter dated 03.10.2019. Now, he is insisting on certain additional inputs which are beyond his RTI application, some of them have to be culled out from existing records. He further adds that if the appellant is still not satisfied, he can visit their office and peruse the related records once again.
4. Post deliberations, the PIO is again directed to call the appellant to his office before the next hearing, on any working day by tying up with him. The appellant will inspect the relevant official records related to his RTI application and identify the information he needs. The PIO is

directe

d to provide the information which exists in their official records to the appellant so identified by him before next hearing. The PIO is also directed to file an affidavit on non-judicial stamp paper 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.3427/2020 has been provided to the appellant. It be further stated that nothing has been concealed therein and the statement made is true and correct. Original affidavit be sent to the appellant and photocopy of the same be sent to the Bench for official records before the next hearing.

5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 14.09.2021 at 11.30 AM through cisco webex. Meeting code is 15857-23975.** Copies of the orders be sent to the concerned parties.

**Chandigarh
29.06.2021**

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

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Shri Karamjeet Singh, S/o Shri Maghar Singh,
1169, Khanna Nagar, Ward No.12,
Bye Pass Road, Legragaga, Tehsil Lehrara,
Distt:Sangrur.

.....Appellant

Versus

Public Information Officer
O/o Deputy Chief Engineer,
PSPCL, DS Circle, Bathinda.

First Appellate Authority
O/o Chief Engineer, (Distribution),
West Zone PSPCL, Bathinda.

....Respondents

AC No.734 of 2021

Present: (i) **Shri Karamjeet Singh, the appellant.**
(ii) **Shri Uttam Bansal, Additional S.E, on behalf of the respondent.**

ORDER:

(Heard through Cisco Webex)

1. The RTI application is dated 01.10.2020 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 02.11.2020 and the second appeal was filed in the Commission on 29.01.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The case has been heard today, dated 29.06.2021 through Cisco Webex. The appellant comes present to attend the hearing through cisco webex. He states that partial information has been supplied to him by the respondent on 26.04.2021. Information on point nos. 2,3,4 and 6 is still pending and has been denied on the grounds that this information is of 1998 vintage and is not available in their official records.
3. Shri Uttam Bansal, Additional S.E comes present to attend the hearing through Cisco Webex. He states that complete information as available in official records has been supplied to the appellant. He further adds that appellant visited their office on 06.04.2021 and complete record has been shown to him.
4. Post deliberations, PIO is directed to file an affidavit to the effect that information as asked for by the appellant in AC No. 734/2021 has been supplied. It is further amplified that information relating to point nos. 1 & 5 was available in official records has been given. Information asked for in point nos. 2,3,4 and 6 is of 1998 vintage does not exist in official records and hence could

not be given. The statement is true & correct. The affidavit be filed on non-judicial stamp paper duly signed by the PIO and attested by the Notary Public. Original affidavit be sent to the appellant and photocopy of the affidavit be filed before the Bench on the next hearing.

5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 14.09.2021 at 11.30 AM through cisco webex. Meeting code is 15857-23975.** Copies of the orders be sent to the concerned parties.

**Chandigarh
29.06.2021**

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

