

# **PUNJAB STATE INFORMATION COMMISSION**

**RED CROSS BUILDING, NEAR ROSE GARDEN,**

**SECTOR 16, CHANDIGARH.**

Ph: 0172-2864112, Email: - [psic23@punjabmail.gov.in](mailto:psic23@punjabmail.gov.in)

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**Advocate Tejinder Singh,** (90410 04313)  
Civil Court, Tehsil Complex,  
Backside Sanjh Kender Phillaur – 144410

....Appellant

**Versus**

**Public Information Officer,**  
O/o Sub Divisional Magistrate,  
Dera Baba Nanak, District Gurdaspur.

**First Appellate Authority**  
O/o Sub Divisional Magistrate,  
Dera Baba Nanak, District Gurdaspur.

....Respondents

**APPEAL CASE NO. 4568 OF 2021**  
**(Cisco Webex Proceedings)**

RTI Application Dated	: 03.05.2021
Reply by the PIO	: -
First Appellate Authority Dated	: 04.06.2021
Reply/Order of the FAA	: -

**PRESENT:** Advocate Tejinder Singh, Appellant.  
None on behalf of the Respondents.

**ORDER (SECOND HEARING):**

This order may be read with reference to the previous order dated 29.03.2022.

2. The PIO is absent. However, a letter has been received from his office mentioning therein that requisite information has already been supplied to the appellant vide letter dated 07.03.2022 whereas the Appellant states that no information has been provided to him.

3. The information received from the PIO in the Commission is sent to the appellant with this order; with the direction to appellant furnish deficiencies in writing to the PIO within week. The PIO is also directed to remove the same after received from the appellant, before the next date of hearing.

Cont...Pg2

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-02-

**APPEAL CASE NO. 4568 OF 2021**

In case no information is available in the official record, then PIO is directed to file an Affidavit in this regard and produce the same before the Bench, on the next date of hearing, failing which penal consequences shall follow.

4. Shri Rajesh Kumar Sharma, PCS, S.D.M. O/O Dera Baba Nanak, District Gurdaspur is also directed to look into the matter and depute an official to represent this case in the Commission, through Cisco Webex.

5. The matter is adjourned to **24.08.2022 at 11:00 AM through CISCO WEBEX MEETING ID No. 158 188 4645**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

**Chandigarh**  
**29.06.2022**

Sd/-  
**(Maninder Singh Patti)**  
**State Information Commissioner, Punjab**

**Encl.:- Letter dated 07.03.2021 received from the PIO.**

# **PUNJAB STATE INFORMATION COMMISSION**

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**Advocate Tejinder Singh,** (90410 04313)  
Civil Court, Tehsil Complex,  
Backside Sanjh Kender Phillaur – 144410

....Appellant

**Versus**

**Public Information Officer,**  
O/o Municipal Council,  
Nawanshahr.

**First Appellate Authority,**  
O/o Deputy Director,  
Local Government, Jalandhar.

....Respondents

## **APPEAL CASE NO. 4678 OF 2021** **(Cisco Webex Proceedings)**

RTI Application Dated	: 22.04.2021
Reply by the PIO	: -
First Appellate Authority Dated	: 15.06.2021
Reply/Order of the FAA	: -

**PRESENT:** Advocate Tejinder Singh, Appellant.  
Shri Bharat Bhushan, Clerk on behalf of the PIO.

### **ORDER (SECOND HEARING):**

This order may be read with reference to the previous order dated 29.03.2022.

2. The Respondent states that requisite information has already been supplied to the appellant vide letter no. 1794, dated 23.09.2021 whereas the Appellant states that incomplete information has been provided to him.

3. After deliberations on the RTI application of the appellant, the PIO is directed to supply the remaining information to the appellant, as discussed during the hearing, before the next date of hearing. In case no information is available in the official record, then PIO is directed to file an Affidavit in this regard and produce the same before the Bench, on the next date of hearing, failing which penal consequences shall follow.

Cont...Pg2

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-02-

**APPEAL CASE NO. 4678 OF 2021**

4. The matter is adjourned to **24.08.2022 at 11:00 AM through CISCO WEBEX MEETING ID No. 158 188 4645**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

**Chandigarh  
29.06.2022**

Sd/-  
**(Maninder Singh Patti)**  
**State Information Commissioner, Punjab**

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**Smt. Kamla Pathak, (81468 41774)**

W/o Late Sh. Ashok Kumar Pathak,  
J.E. Ward 3, House No 553,  
Shaheed Udham Singh Nagar,  
Malout – 152107 (Sri Muktsar Sahib)

....Appellant

**Versus**

**Public Information Officer,**

O/o Chief Engineer (H.Q),  
Public Works Department (B & R),  
Patiala.

**First Appellate Authority**

O/o Chief Engineer,  
Public Works Department (B & R),  
Patiala.

....Respondents

**APPEAL CASE NO.4701 OF 2021**  
**(Cisco Webex Proceedings)**

RTI Application Dated	: 25.05.2021
Reply by the PIO	: 28.05.2021
First Appellate Authority Dated	: 15.06.2021
Reply/Order of the FAA	: -

**PRESENT:** Shri Amandeep Pathak, Authorised Representative of the Appellant.  
Shri Kuldeep Singh, XEN – cum – PIO (98727 25177) O/o Executive Engineer,  
Construction Division, Public Works Department (B & R), Sri Muktsar Sahib

**ORDER (SECOND HEARING):**

This order may be read with reference to the previous order dated 29.03.2022.

2. The PIO states that requisite information has already been supplied to the appellant, with a copy to the Commission and same is taken on record.
3. The Representative of the Appellant states that incomplete information has been provided to him and furnished the deficiencies in the provided information and emailed in the Commission. The same is taken on record.

Cont...Pg2

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-02-

**APPEAL CASE NO. 4701 OF 2021**

4. In view of the above, the appellant is directed to send these deficiencies to the PIO today. The PIO is directed to remove the same after received from the appellant, before the next date of hearing. In case no information is available in the official record, then PIO is directed to file an Affidavit in this regard and produce the same before the Bench, on the next date of hearing, failing which penal consequences shall follow.

5. The matter is adjourned to **05.09.2022 at 11:00 AM through CISCO WEBEX MEETING ID No. 158 188 4645**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

**Chandigarh  
29.06.2022**

Sd/-  
**(Maninder Singh Patti)**  
**State Information Commissioner, Punjab**

# **PUNJAB STATE INFORMATION COMMISSION**

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**Advocate Sunil,** (95698 06826)

S/o Sh. Krishan Lal,  
Flat No 244, D-2, Penta Homes,  
VIP Road, Zirakpur – 140603

....Appellant

**Versus**

**Public Information Officer,**

O/o Provincial Division,  
Public Works Department (B & R),  
Ferozepur.

**First Appellate Authority**

O/o Provincial Division,  
Public Works Department (B & R),  
Ferozepur.

....Respondents

## **APPEAL CASE NO. 4743 OF 2021**

**(Cisco Webex Proceedings)**

RTI Application Dated	: 28.04.2021
Reply by the PIO	: 16.07.2021
First Appellate Authority Dated	: 02.06.2021
Reply/Order of the FAA	: -

**PRESENT:** Advocate Sunil, Appellant.  
Shri Sheetal Kumar, Jr. Assistant (98725 07766) on behalf of the PIO

### **ORDER (SECOND HEARING):**

This order may be read with reference to the previous order dated 29.03.2022.

2. The Representative of the PIO states that requisite information has already been supplied to the appellant, with a copy to the Commission and same is taken on record.
3. The Appellant states that he has received the incomplete information from the respondent after the delay of 83 days and remaining information after 345 days.
4. In view of the above, the perusal of the record reveals that in this case the appellant has tried her best to get the information from the PIO who failed to provide the information to the appellant within stipulated period. He has been made to run from pillar to post for getting the information, which he could not get even after the notice was issued by the Commission in the Second Appeal. He has suffered unnecessary detriments/harassment in getting the information at the hands of the PIO.

Cont...Pg2

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-02-

**APPEAL CASE NO. 4743 OF 2021**

5. I have also looked into all the facts and circumstances of the case. In my view this is a fit case, where award of compensation under Section 19 (8) (b) is also called for. I have no doubt in my mind that this state of affairs has also come about on account of the absence of adequate machinery for handling the RTI work in O/o Provincial Division, Public Works Department (B & R), Ferozpur is thus, responsible for the inadequate handling of the RTI request and in the instant case as well. I, therefore, order that **compensation of Rs. 10000/- (Rupees Ten Thousand Only)** be paid to the appellant for the detriments suffered by him.

6. This amount shall be payable from the funds of O/o Provincial Division, Public Works Department (B & R), Ferozpur by way of crossed Cheque/Demand Draft in the name of Shri Sunil within one month.

7. The PIO is directed to send a copy of Cheque/Demand Draft to the Commission to establish the fact that order of the Commission has been complied with.

8. The matter is adjourned to **05.09.2022 at 11:00 AM through CISCO WEBEX MEETING ID No. 158 188 4645**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

**Chandigarh  
29.06.2022**

Sd/-  
**(Maninder Singh Patti)**  
**State Information Commissioner, Punjab**



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**Sh. Naresh Kumar,** (98760 45546)  
S/o Sh. Bhagwan Das,  
VPO Behrampur,  
Distt Gurdaspur-143532

....Appellant

**Versus**

**Public Information Officer,**  
O/o Sub Divisional Magistrate,  
Dinanagar, Distt Gurdaspur.

**First Appellate Authority,**  
O/o Deputy Commissioner,  
Gurdaspur.

....Respondents

## **Appeal Case No.5193 of 2021** **(Cisco Webex Proceedings)**

RTI Application Dated : 27.07.2020  
Reply by the PIO : -  
First Appellate Authority Dated : 18.11.2020  
Reply/Order of the FAA : -

**PRESENT:** Shri Vijay Kumar, Authorised Representative of the Appellant.  
Smt. Neelam Kumari, Superintendent (94637 15046) O/o SDM, Dinanagar &  
Smt. Ravinder Kaur, Superintendent (88727 32113) O/o SDM, Gurdaspur on  
behalf the PIO.

### **ORDER (SECOND HEARING):**

This order may be read with reference to the previous order dated 30.03.2022.

2. The Representative of the Appellant states that no information has been provided to him by the PIO.
3. The Respondent O/o SDM, Dinanagar files her reply as under: -

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਦੇ ਸਬੰਧ ਵਿੱਚ ਪ੍ਰਾਰਥੀ ਸ੍ਰੀ ਨਰੇਸ਼ ਕੁਮਾਰ ਪੁੱਤਰ ਸ੍ਰੀ ਭਗਵਾਨ ਦਾਸ ਵਾਸੀ ਬਹਿਰਾਮਪੁਰ ਤਹਿਸੀਲ, ਦੀਨਾਨਗਰ ਦੀ ਦਰਖਾਸ਼ਤ ਸਮੇਤ ਦਫ਼ਤਰ ਡਿਪਟੀ ਕਮਿਸ਼ਨਰ, ਗੁਰਦਾਸਪੁਰ ਜੀ ਦੇ ਪੱਤਰ ਨੰਬਰ 1921 ਮਿਤੀ 14.01.2021 ਦੇ ਹਵਾਲੇ ਵਿੱਚ ਲੋੜੀਂਦੀ ਸੂਚਨਾ ਲੈਣ ਲਈ ਇਸ ਦਫ਼ਤਰ ਵਿੱਚ ਪ੍ਰਾਪਤ ਹੋਈ ਹੈ। ਜਿਸ ਦੀ ਪੜਤਾਲ ਕਰਨ ਤੇ ਪਾਇਆ ਗਿਆ ਕਿ ਉਸ ਵੱਲੋਂ ਕਰਜਾ ਮੁਆਫ਼ੀ ਸਬੰਧੀ ਫ਼ਾਇਲ ਮਿਤੀ 11.10.2018 ਨੂੰ ਆਪ ਦੇ ਦਫ਼ਤਰ ਵਿਖੇ ਸ੍ਰੀ ਸਤਨਾਮ ਸਿੰਘ, ਸੀਨੀਅਰ ਸਹਾਇਕ ਨੂੰ ਜਮ੍ਹਾਂ ਕਰਵਾਈ ਗਈ ਸੀ। ਜਿਸ ਦਾ ਡਾਇਰੀ ਨੰਬਰ 1359 ਮਿਤੀ 16.10.2018 ਹੈ। ਇਸ ਸਬੰਧ ਵਿੱਚ ਪ੍ਰਾਰਥੀ ਆਪਣੀ ਉਸ ਦਰਖਾਸ਼ਤ ਤੇ ਹੋਈ ਕਾਰਵਾਈ ਸਬੰਧੀ ਰਿਪੋਰਟ ਦੀ ਮੰਗ ਕਰ ਰਿਹਾ ਹੈ, ਇਸ ਲਈ ਪ੍ਰਾਰਥੀ ਨੂੰ ਉਸ ਦੀ ਦਰਖਾਸ਼ਤ ਮਿਤੀ 11.10.2018 ਦੀ ਸਟੇਟਸ ਰਿਪੋਰਟ ਆਪਣੇ ਪੱਪਰ ਤੇ ਸਿੱਧੇ ਤੌਰ ਤੇ ਮੁਹੱਈਆ ਕਰਵਾ ਕੇ ਇਸ ਦਫ਼ਤਰ ਨੂੰ ਸੂਚਿਤ ਕੀਤਾ ਜਾਵੇ ਜੀ।

Cont...Pg2

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-02-

## APPEAL CASE NO. 5193 OF 2021

4. The Respondent O/o SDM, Gurdaspur files her reply as under: -

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਦੇ ਸਬੰਧ ਵਿਚ ਆਪ ਨੂੰ ਲਿਖਿਆ ਜਾਦਾ ਹੈ ਕਿ ਸ੍ਰੀ ਨਰੇਸ਼ ਕੁਮਾਰ ਪੁਤਰ ਸ੍ਰੀ ਭਗਵਾਨ ਦਾਸ ਵਾਸੀ ਬਹਿਰਾਮਪੁਰ ਦਾ ਕੇਸ ਆਪ ਵਲੋਂ ਡੀਲ ਕੀਤਾ ਗਿਆ ਹੈ ਅਤੇ ਇਸ ਦਾ ਦਫਤਰ ਦਾ ਪੱਤਰ ਨੰਬਰ 1359 ਮਿਤੀ 16.10.2018 ਵਿਚ ਦਰਜ ਹੈ ਪਰੰਤੂ ਇਸ ਨਾਲ ਸਬੰਧਤ ਰਿਕਾਰਡ ਦਫਤਰ ਵਿਚ ਟਰੇਸ ਨਹੀਂ ਹੋ ਰਿਹਾ ਹੈ। ਕਿਉਂਕਿ ਇਸ ਸਬੰਧ ਦਰਖਾਸਤਕਰਤਾ ਵਲੋਂ ਆਰ.ਟੀ.ਆਈ ਰਾਹੀਂ ਮੰਗ ਕੀਤੀ ਗਈ ਹੈ ਇਸ ਕੇਸ ਉਪਰ ਹੁਣ ਤੱਕ ਕੀ ਕਾਰਵਾਈ ਕੀਤੀ ਗਈ ਹੈ।

ਇਸ ਲਈ ਆਪ ਨੂੰ ਲਿਖਿਆ ਜਾਂਦਾ ਹੈ ਕਿ ਆਪ ਖੁਦ ਹਾਜ਼ਰ ਹੋ ਕੇ ਇਸ ਰਿਕਾਰਡ ਦੀ ਭਾਲ ਕਰਨ ਉਪਰੰਤ ਡੀਲਿੰਗ ਹੈਡ ਨੂੰ ਮੁਹੱਈਆ ਕਰਵਾਇਆ ਜਾਵੇ ਤਾਂ ਜੋ ਮੰਗੀ ਸੂਚਨਾ ਦਰਖਾਸਤਕਰਤਾ ਨੂੰ ਮਿਤੀ 29.6.2022 ਨੂੰ ਹੋਣ ਵਾਲੀ ਵੀਡੀਊ ਕਾਨਫਰੰਸ ਤੋਂ ਪਹਿਲਾਂ ਪਹਿਲਾਂ ਦਿੱਤੀ ਜਾ ਸਕੇ।

5. After examining the case file, it is reveals that the PIO is absent for today's hearing and he was also absent on the last hearing dated 30.03.2022. Moreover, the PIO was directed to supply the sought for information but till date nothing has been done by him, after the lapse of a period of 22 months.

6. In view of the above, a **SHOW CAUSE NOTICE** under Section 20(1) of the RTI Act is issued to Shri Vikramjeet Singh, PCS, SDM – cum – PIO O/o Sub Divisional Magistrate, Dinanagar, District Gurdaspur as to why penalty should not be imposed upon him for willful delay/denial in supplying the information to the RTI applicant and why the compensation be not awarded to the appellant under the provisions of the RTI Act, 2005.

7. The PIO is directed to file an affidavit in response to the Show Cause Notice and appear personally through CISCO Webex Meetings on the next date fixed, failing which penalty of Rs. 25000/- will be imposed upon him.

8. Smt. Amandeep Kaur Ghuman, PCS, SDM – cum – PIO O/o Sub Divisional Magistrate, Gurdaspur is also directed to look into the matter and find the erring official, before the next date of hearing. She is further directed to file her written reply in response to the RTI application of the appellant, failing which Show Cause Notice will be issued to her. Cont...Pg3

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- 03 -

**APPEAL CASE NO. 5193 OF 2021**

9. The matter is adjourned to **05.09.2022 at 11:00 AM through CISCO WEBEX MEETING ID No. 158 188 4645**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

Chandigarh  
29.06.2022

Sd/-  
(Maninder Singh Patti)  
State Information Commissioner, Punjab

**(REGD. POST)**

Copy is forwarded to the following for information and further necessary Action: -

- 1) **Sh. Mohammad Ishfaq, IAS**  
Deputy Commissioner,  
Gurdaspur.
- 2) **Shri Vikramjit Singh, PCS**  
PIO – cum – Sub Divisional Magistrate,  
Dinanagar, District Gurdaspur.
- 3) **Smt. Amandeep Kaur Ghuman, PCS**  
PIO – cum – Sub Divisional Magistrate,  
Gurdaspur.
- 4) **Smt. Shayari Malhotra, PCS**  
PIO – cum – Sub Divisional Magistrate,  
Batala, District Gurdaspur.
- 5) **Shri Satnam Singh,**  
Superintendent Grade – II,  
O/o Sub Divisional Magistrate,  
Batala, District Gurdaspur.

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**Smt. Shivani Jaswal, (94646 47051)**

R/o H. No. 306, Phase-1B,  
Shivalik Avenue, Naya Nangal,  
Tehsil Nangal, Distt Ropar.

....Appellant

**Versus**

**Public Information Officer,**

O/o Municipal Council  
Nangal, Distt Ropar.

**First Appellate Authority**

O/o Deputy Director,  
Local Govt., Ludhiana.

....Respondents

## **APPEAL CASE NO. 5353 OF 2021**

RTI Application Dated	: 26.03.2021
Reply by the PIO	: 26.04.2021
First Appellate Authority Dated	: 03.05.2021
Reply/Order of the FAA	: -

**PRESENT:** Advocate Anuj Thakur, Authorised Representative of the Appellant.  
Shri Khushdeep Singh, Superintendent (98722 60822) on behalf of the PIO

### **ORDER (SECOND HEARING):**

This order may be read with reference to the previous order dated 30.03.2022.

2. The Respondent states that the appellant was asked vide letter dated 19.04.2022 to visit the respondent office for inspection of record on any working day but she did not turn up.
3. The Representative of the Appellant states that the PIO not called the appellant for inspection.
4. In view of the above, the appellant is again advised to inspect the record relating to her RTI application on 04.07.2022 at 10.00 am. The PIO is directed to provide the complete information to the appellant on the spot.

Cont...Pg2

**PUNJAB STATE INFORMATION COMMISSION**

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- 02 -

**APPEAL CASE NO. 5353 OF 2021**

In case no information is available in the official record, then PIO is directed to file an Affidavit stating the position with regard to each point and produce the same before the Bench, on the next date of hearing, failing which penal consequences shall follow.

5. The matter is adjourned to **05.09.2022 at 11:00 AM through CISCO WEBEX MEETING ID No. 158 188 4645**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

**Chandigarh  
29.06.2022**

Sd/-  
**(Maninder Singh Patti)**  
**State Information Commissioner, Punjab**