

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864111, Visit us @ www.infocommpunjab.com,

Email: psic21@punjabmail.gov.in



Harjit Kaur,
w/o Gurdial Singh,
VPO Bias (Mohalla Adarsh Nagar),
Tehsil Baba Bakala, District Amritsar.

Versus

Public Information Officer,
o/o Senior Superintendent of Police (Rural),
District Amritsar.
First Appellate Authority,
o/o Inspector General of Police, Border Zone,
District Amritsar.

Appeal Case No. 4185 of 2019 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

ASI Harpal Singh (for the Respondent) 97800-16624

ORDER:

(To be read in continuity with earlier orders on 23.1.2020, 19.6.2020, and 27.8.2020)

1. The RTI application is dated **13.12.18** vide which the appellant has sought **information regarding multiple complaints filed by one Rajwinder Kaur w/o Sandeep Singh and Rajwinder Kaur d/o Gurdip Singh and some 8 other complaints against Rajwinder Kaur etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **21.6.19** and second appeal was filed in the Commission on **8.11.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **27.8.2020**.

2. The appellant is absent without intimation. The respondent PIO, represented by ASI Harpal Singh, in-charge RTI Branch in the office of SSP Amritsar (Rural), is present through Video Conference Facility in the Deputy Commissioner's Office at Amritsar, stated that the requested information has been given to the appellant by the Police Station Beas. The respondent PIO has also submitted a statement from the appellant Harjit Kaur stating that she has received the information and satisfied with it.

3. This Commission directs the respondent PIO, office of SSP Amritsar (Rural), to email scanned copies of all the information supplied to the appellant, to this Commission at the earliest. The Commission will take a final decision in this appeal case after perusing the information supplied to the appellant.

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Appeal Case No. 4185 of 2019 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 21.5.2021 at 11.00 am through Video Conference Facility at Deputy Commissioner's Office at Amritsar.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

29.1.2021

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Jaswant Sarpal,

S/o Darbari Lal Sarpal,

2220/2, Arian Street, i/s Mahan Singh Gate,

District Amritsar.

Versus

Public Information Officer,

o/o Commissioner of Police, Amritsar.

First Appellate Authority,

o/o Commissioner of Police, Amritsar.

Appeal Case No. 4193 of 2019 (Video Conference Proceedings)

PRESENT:

Jaswant Sarpal (Appellant) 94654-77771

Sub Inspector Sarwan Singh (for the Respondent) 97793-03800

ORDER:

(To be read in continuity with earlier orders on 23.1.2020, 19.6.2020, and 27.8.2020)

1. The RTI application is dated **20.8.19** vide which the appellant has sought information **regarding copies of letter dated 27.6.19 to Commissioner of Police, Amritsar, action taken report on said letter, police report and investigation report etc.** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **24.9.19** and second appeal was filed in the Commission on **7.11.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **27.8.2020**.

2. Both parties are present through Video Conference Facility in the Deputy Commissioner's Office at Amritsar. Continuing from the last hearing on 27.8.2020, the appellant has once again raised objections to the contents of the affidavit given to him.

3. Following further deliberations at this hearing, this Commission directs the respondent PIO-cum-Deputy Commissioner of Police Amritsar, to submit a fresh, affidavit, duly notarized by a Notary Public, responding to each of the three points on this RTI application. The affidavit must specifically state that the record pertaining to point 3 as to whether the Police Report/Investigation Report and other documents that were given to the applicant/complainant (cited in the RTI application) Gulshan Kumar, were requested by him. If so, details regarding the request / application made by Gulshan Kumar (including a certified copy). The affidavit must also state, as earlier, that information / documents supplied to this appellant and to Gulshan Kumar are the same, and that no additional documents / information has been supplied to the aforesaid Gulshan Kumar. The original affidavit be handed over to the appellant and a legible photocopy to be sent via email and by registered post to this Commission.

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Appeal Case No. 4193 of 2019 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 21.5.2021 at 11.00 am through Video Conference Facility at Deputy Commissioner's Office at Amritsar.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

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Deepak Mudgil,
Military Station Road,
Opposite Chanakya School,
Fazilka – 152 123

Versus

Public Information Officer,
o/o Executive Officer,
Municipal Council, Fazilka – 152 123

First Appellate Authority,
o/o Regional Deputy Director,
Urban Local Bodies, Ferozepur.

Appeal Case No. 482 of 2020 (Video Conference Proceedings)

PRESENT:

Deepak Mudgil (Appellant) 94171-68380

Rajesh Kumar, Superintendent (for the Respondent) 95017-04400

ORDER:

(To be read in continuity with earlier orders on 17.6.2020, 21.8.2020, and 27.11.2020)

1. The RTI application is dated **16.9.2019** vide which the appellant has sought information **regarding development charges for approving site plans in MR Enclave, Fazilka**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **23.10.2019** and second appeal was filed in the Commission on **21.1.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **27.11.2020**.

2. Both parties are present through Video Conference Facility in the Deputy Commissioner's Office at Fazilka. As ordered by this Commission on 27.11.2020, the respondent PIO handed over some information to the appellant. However, the appellant is not satisfied and has communicated this via email to this Commission on 28.11.2020. In view of the contrary statement by the appellant and respondent, this Commission directs the respondent PIO to submit a written, point-wise reply along with the information requested at each point. Every page must be attested in the format given below.

3. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

4. **Next hearing on 21.5.2021 at 11.00 am through Video Conference Facility at Deputy Commissioner's Office at Fazilka.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

29.1.2021

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REGISTERED SHOW CAUSE NOTICE

Nathu Ram Sihag,

S/o Mahavir,

Village Taja Patti,

Tehsil Abohar, District Fazilka.

Versus

Public Information Officer,

o/o Sub Divisional Magistrate,

Tehsil Complex, Abohar.

District Fazilka.

First Appellant Authority,

o/o Sub Divisional Magistrate,

Tehsil Complex, Abohar.

District Fazilka.

Appeal Case No. 2163 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

(To be read in continuity with earlier order on 27.11.2020)

1. The RTI application is dated **10.12.2019** vide which the appellant has sought information **regarding Guardians of Governance (GOG) reports from 1.1.2019 to 10.12.2019**, as enumerated in her RTI application. First appeal was filed with the First Appellate Authority (FAA) on **10.2.2020** and second appeal was filed in the Commission on **11.8.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **27.11.2020**.

2. Both parties are absent. The appellant has emailed the Commission to contend that the supply of information requested by him is being 'unnecessarily delayed' by the District Head of Guardians of Governance and Sub Divisional Magistrate Fazilka. At the last hearing on 27.11.2020, this Commission had directed the SDM, Fazilka to appear in person to clarify the correct position regarding the information requested in this RTI application. The SDM Fazilka has however, failed to comply. This Commission impleads SDM Fazilka as the deemed PIO in this appeal case and herewith serves him a Show Cause Notice.

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Appeal Case No. 2163 of 2020 (Video Conference Proceedings)

3. The respondent PIO is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing wilful delay/denial of the information requested by the appellant as far back as on **10.12.2019**.

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) proviso there to, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take 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*.”

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. Next hearing on 21.5.2021 at 11.00 am through Video Conference Facility at Deputy Commissioner's Office at Fazilka.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

29.1.2021

Cc: Deputy Commissioner,
District Fazilka, for information and further necessary action.

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Tarun Wadhwa,
S/o Vijay Kumar,
1598/D, Chawla Street,
Adarsh Nagar,
Tehsil & District Fazilka-152123

Versus

Public Information Officer,
o/o Additional Deputy Commissioner (General),
District Fazilka.

First Appellate Authority,
o/o Additional Deputy Commissioner (General),
District Fazilka.

Appeal Case No. 2499 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Pasrdeep Singh, Senior Assistant (for the Respondent) 95010-04022

Ashu Grover, Steno, ADC (General) (for the Respondent)

ORDER:

1. The RTI application is dated **19.6.2020** vide which the appellant has sought information **regarding Sandeep Khunger, Physics Lecturer of Government Senior Secondary School Boys Fazilka, who joined duty in the office of the ADC (G) Fazilka,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **16.7.2020** and second appeal was filed in the Commission on **7.9.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **29.1.2021**.

2. The appellant is absent without intimation. The respondent PIO, represented by Pardeep Singh, Senior Assistant and Ashu Grover, Steno from the office of ADC (General) Fazilka, present through Video Conference Facility in the Deputy Commissioner's Office at Fazilka, stated that the requested information was sent to the appellant by registered post on 19.7.2020. A copy of the same has also been forwarded to this Commission.

3. The respondent PIO is directed to send a copy of the postal receipt and dispatch register page via email, to this Commission. The appellant is meanwhile granted one final opportunity to point deficiencies, if any, and be heard in person at the next hearing.

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Appeal Case No. 2499 of 2020 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 21.5.2021 at 11.00 am through Video Conference Facility at Deputy Commissioner's Office at Fazilka.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

29.1.2021

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Krishna Bajaj, W/o Sh. Krishan Lal Bajaj,
Street No.1, Radha Swami Colony,
District Fazilka.

Versus

Public Information Officer,
o/o Commissioner, Municipal Corporation Abohar,
District Fazilka.

Complaint Case 873 of 2020 (Video Conference Proceedings)

PRESENT:

Krishan Lal Bajaj (for the Complainant) 94642-15093

Sham Lal, Clerk (for the Respondent) 86994-44897

ORDER:

1. The complainant, **Krishna Bajaj**, filed this RTI application dated **15.9.2020** and sought information **regarding development charges for Plot No. 1718 in Baba Deep Singh Nagar, Abohar**, from the PIO o/o **Commissioner, M.C., Fazilka**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **13.11.2020**. Notice was issued to the parties for first hearing in the Commission on **29.1.2021**.

2. Both parties are present through Video Conference Facility in the Deputy Commissioner's Office at Fazilka. The complainant in this case has requested very specific details regarding her plot (No. 1718) in Baba Deep Singh Nagar, Abohar. The respondent PIO had submitted a reply to the RTI application, a copy of which be emailed to this Commission immediately.

3. The respondent PIO is also directed to examine the RTI application once again and file a written pointwise reply to the request made in the said RTI application along-with the information as available in the record. This Commission emphasises that the Nagar Nigam Abohar cannot take the plea that the information requested pertains an earlier period. The respondent PIO must retrieve the information wherever it is located and supply this to the complainant at the earliest.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 21.5.2021 at 11.00 am through Video Conference Facility at Deputy Commissioner's Office at Fazilka.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

29.1.2021