

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864101, Fax 0172-2864110 Helpline 0172-2864100

Email: pcic20@punjabmail.gov.in Visit us: www.infocommpunjab.com

Whatsapp No. 62848-20189 Cisco Webex: 158 708 3455



Sh. Ashok Kapoor 9855556210

8C, Kichlu Nagar,

District Ludhiana

....Appellant

Vs

Public Information Officer

o/o Tehsildar Ludhiana West,

District Ludhiana

First Appellate Authority

o/o Sub Divisional Magistrate,

Ludhiana West,

District Ludhiana

....Respondents

Appeal Case No. 3174 of 2020

(Video Conference Proceedings)

Present:- Sh. Ashok Kapoor, appellant.

None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 8.7.2021.

2. The appellant states that due to strike in the office of the respondents the 69 unnumbered pages could not be shown to the Tehsildar Ludhiana West. He has also sent the submission in this regard, which is taken on record.

3. Since the officials of the respondent authority are on mass leave, therefore, the case is adjourned.

4. To come up on 2.9.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana.

sd

(Suresh Arora)

Chief Information Commissioner,
Punjab.

Dated: 29.7.2021

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Sh. Ashok Kapoor 9855556210

8C, Kichlu Nagar,

District Ludhiana.

....Appellant

Vs

Public Information Officer

o/o Sub Divisional Magistrate (West),

District Ludhiana.

First Appellate Authority

o/o Deputy Commissioner,

Mini Secretariat,

District Ludhiana.

Sh. Chetan Khanna, Sr. Asstt **Registered**

o/o Sub Divisional Magistrate (West),

District Ludhiana.

....Respondents

Appeal Case No. 3323 of 2020

(Video Conference Proceedings)

Present:- Sh. Ashok Kapoor, appellant.

None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 8.7.2021.

2. The appellant states that he has not received any information as per para 3 of the orders of the Commission dated 8.7.2021. He has also sent the submission in this regard, which is taken on record.

3. Since the officials of the respondent authority are on mass leave, therefore, the case is adjourned.

4. To come up on 2.9.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana.

Dated: 29.7.2021

sd

(Suresh Arora)

Chief Information Commissioner,
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Sh. Gurdeep Singh Kahlon s/o Sh. Boorh Singh,
c/o Kahlon Association Opp. Gurudwara Sh. Kutia Sahib,
Jamalpur,
Chandigarh Road,
Ludhiana.

..complainant

Vs

Public Information Officer.
o/o Naib Tehsildar,
Sahnewal,
Ludhiana

....Respondents

Complaint Case No. 145 of 2021
(Video Conference Proceedings)

Present:- None on behalf of the appellant.
None on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 8.7.2021.

2. The officials of the respondent authority are on mass leave, therefore, the case is adjourned and the appellant has been informed not to appear in this case.

4. To come up on 2.9.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana.

Dated: 29.7.2021

sd
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh.Jagmohan Singh Makkar,
334, G.T. Road,
Salem Tabri, Ludhiana.

Appellant

Vs

Public Information Officer,
O/o Sub Registrar,
Jagraon, Ludhiana.

First Appellate Authority
O/o Deputy Commissioner,
Ludhiana.

Respondents

Appeal Case No. 1860/2021
(Video Conference Proceedings)

Present:- None on behalf of the parties.

ORDER

This order may be read with reference to the previous order dated 13.7.2021.

2. The officials of the respondent authority are on mass leave, therefore, the case is adjourned and the appellant has been informed not to appear in this case. However, the response has been received from the respondent-Public Information Officer, Jagraon which is being **sent** along with this order to the appellant to file the rejoinder, if any, before the next date of hearing.

4. To come up on 2.9.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, District Ludhiana.

Dated: 29.7.2021

sd
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Karnail Singh s/o Chhanga Singh 9876944476

H.No. 378,

New Azad Nagar, District Ferozepur.

....Appellant

Vs

Sh. Harjinder Singh,

Public Information Officer

Registered

o/o District Development and Panchayats Officer,

Mini Secretariat,

Ferozepur.

First Appellate Authority

o/o Deputy Commissioner

Mini Secretariat,

Ferozepur.

Ms Baljit Kaur,

Public Information Officer

Registered

-cum-Block Development and Panchayats Officer,

Block Mamdot, Ferozepur.

Sh. Jasmail Singh Panchayat Secretary **Registered**

c/o Block Development and Panchayats Officer

Block Mamdot, Ferozepur

....Respondents

Appeal Case No. 1865 of 2020

(Video Conference/Cisco Webex/Telephone Proceedings)

Present:- Sh. Karnail Singh, appellant.

Sh. Jasmail Singh, Panchayat Secretary 9876944476 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 8.7.2021.

2. The appellant states that nothing has been supplied to him regarding the expenditure. He also states that the respondent-Public Information Officer is supplying the information uncertified to him and requested that the directions may be given to the respondent-Public Information Officer to supply the complete information duly certified. However, the representative of the respondents has not given any satisfactory reply with regard to the RTI application.

3. During the last hearing dated 8.7.2021, the Public Information Officer-cum-Block Development and Panchayats Officer Ms Baljit Kaur was present and assured that the deficiencies will be removed before the next date of hearing. But she is absent without

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Appeal Case No. 1865 of 2020

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intimation. She has also not submitted any response regarding the RTI application of the appellant.

4. The perusal of the file shows that in this case, application for information was filed on 25.02.2020 but after lapse of more than one year, incomplete information has been supplied to the appellant so far. It is, thus apparent from the response of the respondent-PIO that there has been delay in providing the information. Appellant had also suffered financial loss in getting the information. There are systemic deficiencies in the manner of receiving and disposing of applications. The department still does not appear to be properly tuned to the performance of its obligations enshrined under the RTI Act.

5. I am, therefore, of the view that ends of justice would be met by awarding a sum of Rs. 10000/- (Rupees Ten thousand only) by way of compensation to the Appellant. This amount shall be payable by the office of the Block Development and Panchayats Officer from the State Exchequer before the next date of hearing.

6. The respondent-Public Information Officer-cum-Block Development and Panchayats Officer is absent without intimation. Video Conference Facility was introduced for convenience of general public and for government officials. Viewing the absence of the respondent seriously, Ms Baljit Kaur, Block Development and Panchayats Officer 8195073556, 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 wilful delay/denial of the information to the RTI applicant. In addition to the written reply, the PIO 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 note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the next date, it will be presumed that he has nothing to say and the Commission will proceed ex-parte.

7. The respondent-Public Information Officer is also directed to remove the deficiencies already pointed out by the appellant before the next date of hearing failing which the penalty provisions will be invoked.

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Appeal Case No. 1865 of 2020

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8. To come up on 25.8.2021 at 12.30 PM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Ferozepur.

Dated: 29.7.2021

sd
(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Prem Singh M 8699780800

s/o Sh. Puran Singh,
Village Nawa Salehshah,
Tehsil and District Fazilka

....Appellant

Vs

Sh. Sarabjit Singh Brar,
Public Information Officer **(By name)**
o/o Block Development and Panchayats Officer,
Block Fazilka,
Fazilka

Regd

First Appellate Authority
o/o District Development and Panchayats Officer,
Fazilka.

....Respondents

Appeal Case No. 2323 of 2020
(Cisco Webex/Telephone Proceedings)

Present:- Sh. Prem Singh, appellant.
Sh. Sandeep Kumar and Sh. Subhash Chander GRS on behalf of the
respondents. 9855553367 6284296798 9501017601

ORDER

This order may be read with reference to the previous order dated 1.7.2021.

2. The appellant states that the respondent-Public Information Officer has not supplied the complete information in this case and he has not received the compensation amounting to Rs.5000/- from the respondent-Public Information Officer. However, the representative of the respondents states that the bank draft has already been prepared to pay the compensation amount and also the complete information as available on record has already been supplied to the appellant. He has also sent a copy of the bank draft which is taken on record.

3. After hearing both the parties, the directions are issued to both of them to remain present at Chandigarh along with the original record/information supplied to take the matter to its logical end. It is also clarified that in the absence of either of the party the case will be decided ex-parte on merit.

4. To come up on 25.8.2021 at 12.30 PM at Chandigarh.

sd

Dated: 29.7.2021

(Suresh Arora)

Chief Information Commissioner, Punjab.