



S. Jasbir Singh,
Village-Bholapur, Jhabewal,
P/o Ramgarh, Distt. Ludhiana.

Appellant

Versus

Public Information Officer,
O/o Sub District Magistrate,
Bassi Pathana, Distt. Fatehgarh Sahib.

First Appellate Authority,
O/o Sub District Magistrate,
Bassi Pathana, Distt. Fatehgarh Sahib.

Respondents

Appeal Case No.1225/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
19.12.2018	Nil	21.01.2019	Nil	01.04.2019

Present: Sh.Jasbir Singh, Appellant is absent.
Sh.Amrik Singh, Sr.Asstt., PIO with Ms. Meenu Bala, JA for respondents.

ORDER:

The appellant has sought the details of voluntary disclosure which is desirable to be made by the respondents under Section 4 of the RTI Act. The respondents in their reply have intimated to him that the record available with them has been duly arranged and is intact. It has also been stated that they have already uploaded on their website the relevant information to the extent possible.

The appellant has requested vide a written memo to adjourn the case as he is unable to attend the proceedings. His request is acceded to. Meanwhile, the appellant may like to revert to the submissions made by the respondents.

To come up on **23.07.2019 at 11.30 AM.**

30.05.2019

Sd/-
(YASHVIR MAHAJAN)
STATE INFORMATION COMMISSIONER



Ms Priti Puri,
R/o # 1803, Ground Floor,
Housefed Complex,
Phase-X, Mohali.

Appellant

Versus

Public Information Officer,
O/o Director,
Rural Dev. & Panchayats, Punjab,
Phase-8 S.A.S Nagar.

First Appellate Authority,
O/o Director of Rural and Development Panchayats,
Punjab, Phase-8, S.A.S Nagar.

Respondents

Appeal Case No.3032/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA
21.03.2018	Nil	28.04.2018	Nil

Present: Ms. Priti Puri, Appellant in person.
Sh. Sukhminder Singh, Sr. Assistant, O/o DPI (EE), Punjab – for Respondents.

ORDER:

The following order was passed by this forum on 11.04.2019:

“The appellant had sought to know the information about vacancy position in the year 2007 for the recruitment of teachers in the office of Zila Parishad, Amritsar.

The respondents state that the entire record has been transferred to the Department of Education and this information is likely to be available in the office of the District Education Officer (EE), Amritsar. They were required to immediately transfer her application to the concerned Public Authority under Section 6(3) of the RTI Act. Nonetheless, they are directed to locate the source of information and transfer the application to the Public Authority within three days from today. The concerned Authority shall provide the information within thirty days of receipt of the communication.”

“The case has come up today. Sh. Jasbir Singh, Sr. Assistant appearing on behalf of the respondents submits that in compliance with the order of the Commission, her application was transferred to the ADC (Dev.), Amritsar.

The Additional Deputy Commissioner (Dev.), Amritsar is required to file a reply besides arranging to provide the information before the next date of hearing positively.”



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Appeal Case No.3032/2018

Sh. Jasbir Singh, Senior Assistant appearing on behalf of the respondents submits that the entire record has been transferred to the Director of Public Instructions (EE), Punjab, Phase - VIII, SAS Nagar (Mohali). The appeal is directed to the Director, Public Instructions (EE), Punjab, with the direction to do the needful quickly. The Commission understands that the Rural Development and Panchayats Department has provided the information available with them. Accordingly, they are exempt from further appearance in the proceedings.”

The matter has again been taken up today. Vide aforesaid order the DPI (EE) was directed to provide the information as the Director of Rural Development & Panchayats, Pb., had conveyed in writing that the entire record from scratch was transferred to the DPI (EE).

The proxy of the DPI (EE) today appeared and has submitted a memo wherein they have denied the receipt of record in contention. They have desired to know the relevant memo under which the record in contention was transferred. Their contention seems logical. The Director of Rural Dev. & Panchayats, Punjab, vide order dated 12.03.2019 were exempt from hearing. As the DPI (EE) denies their contention they are once again directed to communicate to the Commission the letter or memo vide which the record as claimed by them, was transferred to the DPI (EE).

It is an important issue. About more than 1500 teachers were recruited in the year 2007. The contention that advertisement in the newspapers vide which the applications were sought, is not traceable does not cut ice. The respondents in both the departments are directed to put down their head in locating the advertisement in question failing which the Commission shall take adverse cognizance of the same and proceed to impose penalty for the default”

In the express orders of the Commission, the PIO in the office of Director, Rural Development & Panchayats is directed to convey the details of the dispatch with which the record was sent to the DPI (EE). The respondents are absent. No communication has been received about the compliance of directions. The Commission takes strong exception to the cavalier conduct of the respondents and the PIO in the office of Director, Rural Development & Panchayats, Punjab,

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APPEAL CASE NO. 2060/2018

Mohali is hereby issued show cause notice to explain in a self- attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- 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 and why the compensation be not awarded to the Appellant under Section 19 (8) (b) of the Act for the detriment suffered by him.

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 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.

To come up on **23.07.2019 at 11.30 AM.**

30.05.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

CC: The Director of Public Instructions (EE), Punjab, Phase VIII, SAS Nagar (Mohali) for necessary action.



Sh. Kuldip Singh Walia,
S/o Sh. Harjit Singh,
R/o Flat No. 1506/2nd floor,
Housefed Complex, Banur,
District Mohalli.

Appellant

Versus

Public Information Officer,
O/o Deputy Commissioner,
District Complex, SAS Nagar.

First Appellate Authority,
O/o Deputy Commissioner,
District Complex, SAS Nagar.

Respondents

Appeal Case No.486/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal
13.10.2018	Nil	01.12.2018	Nil	23.01.2019

Present: **Sh. Kuldip Singh Walia, Appellant is absent.**
Shri Jaswinder Singh, Assistant Registrar, Coop. Societies, Mohali-
for Respondents.

ORDER

The following order was made by this forum on 11.04.2019:

“Essentially, the appellant is aggrieved with the lack of vital infrastructural facilities in the residential complex of Housefed in Banur. He had made a complaint with the Deputy Commissioner, Mohali. Having not received the appropriate response, he has been constrained to file an appeal with the Commission to learn the outcome of his complaint.

Smt. Jaswant Kaur appearing on behalf of the respondents says that a couple of issues about vandalism created by students of nearby colleges have been redressed. However, his concern about the fire safety system in the complex is yet to be resolved. The respondent assures that they shall duly inform the Commission after taking up the appropriate action.

The case has come up for hearing today. In compliance with the order of the Commission the SDM had desired the Assistant Registrar (Cooperative Societies), Phase I, Mohali to apprise the appellant of the status of the fire safety apparatus in the Society and the action being taken to address the infirmity, if any.



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Appeal Case No.486/2019

None is present on behalf of the Assistant Registrar (Cooperative Societies), Mohali. He is impleaded as a necessary party and is desired to file a written reply to the Commission before the next date of hearing positively. Any laxity shall be viewed seriously”.

The case has come up again today. Shri Jaswinder Singh, Assistant Registrar, Cooperative Societies, Mohali is present today. He submits that the work of putting up fire system in the locality of Society is already in operation and almost 75% of the work has already been completed. He further states that this is likely to be completed soon. The Commission feels that the grievance of the appellant is already under active consideration of the respondents. He has sufficiently been informed. No further action is called for.

The appeal is disposed.

11.04.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

CC The Assistant Registrar, Cooperative Societies, Milk Plant, Phase 1, SAS Nagar (Mohali).



Smt. Sunita Bakshi,
W/o Sh. K.K Bakshi,
H.No. 74/8, Shiv Mandir Street,
New Swaraj Nagar, Mundi Kharar,
Distt Mohali.

Complainant

Versus

Public Information Officer,
O/o Senior Superintendent of Police,
Mohali.

Respondent

Complaint Case No.1147/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal
02.07.2018	Nil	Nil	Nil	24.10.2018

Present: Smt. Sunita Bakshi, Complainant in person.
HC Lakhwinder Singh, PS: City, Kharar – for Respondent.

ORDER

The following order was made by this forum on 11.04.2019:

“The complainant is aggrieved with the inaction of the police on complaint filed by her against one Master Manoj for having thieved her mobile phone, which according to her is highly priced. The respondents are absent and no written reply has been filed by them. The Commission takes serious note of their absence. They are directed to provide the information to the complainant immediately under intimation to the Commission, failing which the Commission shall be constrained to take penal action against them.”

“The case has come up today. The respondent represented by Constable Sunil Kumar submits that original complaint was marked to one Sh. Raj Kumar, ASI who has yet to apprise the police station authorities of the action having been taken on the same. The respondent seeks sometime to inform the complainant.

The request is acceded. The matter shall be heard on 14.03.2019 at 11.30 AM. Before that the complainant should be informed about the status of enquiry into her complaint.”



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Complaint Case No.1147/2018

It is a long standing case. Despite having been afforded opportunities, the respondents have failed to file a written reply to the notice of the Commission. The Commission takes a strong exception to the lackadaisical attitude of the respondents. They are once again advised to do the needful failing which it shall be presumed that they are willfully sitting over the information and penal consequences shall follow”.

The Commission is intrigued to see that the directions of the Commission have gone abegging. On every hearing, the proxy of the PIO comes up with a stock reply that they are looking into the matter. The respondents have not even bothered to file a written reply. The Complainant is senior citizen who is being harassed.

The Commission feels the PIO is willfully obstructing the flow of information in violation of the provisions under Section 7(1) of the RTI Act. The PIO Shri Bhagwant Singh Riar, SHO PS Kharar is hereby issued show cause notice to explain in a self- attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- 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 and why the compensation be not awarded to the Appellant under Section 19 (8) (b) of the Act for the detriment suffered by him. 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 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.

To come up on **23.07.2019 at 11.30 AM.**

30.05.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**



Sh. Devi Singh,
S/o Sh. Milkhi Ram,
R/o Village-Manku Majra,
Tehsil-Anandpur Sahib,
Distt. Ropar.

Sh. Roop Chand,
S/o Sh. Pooran Chand,
R/o Village- Manku Majra,
Tehsil – Anandpur Sahib,
District Ropar

Complainants

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Nurpur Bedi, Distt. Ropar.

Respondent

Complaint Case Nos.77 and 78 of 2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal
23.05.2018/25.01.2018	Nil	Nil	Nil	16.01.2019

Present: Shri Roop Chand, complainant is present.

ORDER

The following order was passed on 11.04.2019:-

“The complainant has sent a request through e.mail to defer the matter. His request is accepted. Meanwhile, the respondent shall ensure that the admissible information is provided”.

None is present on behalf of the respondents. The Commission takes strong exception to the indifference shown by them. They are hereby desired to file written explanation for having failed to file written reply to the Commission and for not providing the information to the complainants. From perusal of the application, it is suggested that the information sought is humongous which may comprise thousands of papers. The information in such a quantum,



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Complaint Case No.77 and 78 of 2019

the Commission feels, does not tend to serve any public cause. Nonetheless, in the interest of fair play, the Commission directs the respondents to allow him inspection of the record available with them on a duly intimated date and time in writing and provide him certified copies of the documents certified by the respondents not beyond 100 pages.

To come up **23.07.2019 at 11.30 AM.**

30.05.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**

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Sh. Gagandeep Singh Janjua,
Village-Toora, PO- Kumbh,
Tehsil- Amlah, Distt. Fatehgarh Sahib.

Appellant

Versus

Public Information Officer,
O/o Tehsildar, Khamano,
Distt. Fatehgarh Sahib.

First Appellate Authority,
O/o Sub District Magistrate, Khamano,
Distt. Fatehgarh Sahib.

Respondents

Appeal Case No.1239/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
22.10.2018	Nil	21.01.2019	Nil	25.03.2019

Present: Shri Gagandeep Singh, Appellant is absent.
Sh.Ran Bahadur Singh, O/o Kanungo, Khamano.

ORDER:

The appellant is absent. The respondents have submitted in writing that the asked for information has already been delivered to him on 29.05.2019. From the absence of the appellant, the Commission presumes that he is satisfied with the information provided to him. No further action is called for.

30.05.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner

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Sh. Gagandeep Singh Janjua,
Village-Toora, PO- Kumbh,
Tehsil- Amlah, Distt. Fatehgarh Sahib.

Appellant

Versus

Public Information Officer,
O/o Tehsildar, Khamano,
Distt. Fatehgarh Sahib.

First Appellate Authority,
O/o Sub District Magistrate, Khamano,
Distt. Fatehgarh Sahib.

Respondents

Appeal Case No.1240/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
22.10.2018	Nil	21.01.2019	Nil	25.03.2019

Present: **Shri Gagandeep Singh, Appellant is absent.**
Sh.Ran Bahadur Singh, O/o Kanungo, Khamano.

ORDER:

The appellant has sent a memo to shift the case to another Bench. He has not provided any valid reason for the same. The litigant cannot be allowed to go for bench hunting. His request, accordingly, is rejected.

He is absent. The respondents have submitted in writing that the asked for information has already been delivered to him on 29.05.2019. From the absence of the appellant, the Commission presumes that he is satisfied with the information provided to him. No further action is called for.

Disposed.

30.05.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner

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Sh. Kartorh Singh,
S/o Sh. Didar Singh,
R/o Village-Behk Fattu,
District Ferozepur.

Complainant

Versus

Public Information Officer,
O/o Director,
Rural Development & Panchayat Department,
SAS Nagar (Mohali)

Respondent

Complaint Case No.320/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
04.12.2018	Nil	Nil	Nil	27.02.2019

Present: Sh.Kartorh Singh, complainant is absent.
Sh.Kamal Kumar, Senior Assistant, O/o Director, Rural Development & Panchayat Department, Mohali.

ORDER:

The complainant is absent. Shri Kamal Kumar, Senior Assistant, representing the respondents assures the Commission to provide suitable information under endorsement to the Commission shortly.

The matter shall be heard on **16.07.2019 at 11.30 AM.**

30.05.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner



Sh. Mukhtiar Singh,
S/o Sh. Sewa Singh,
R/o Village Jionpura (Dugal),
Tehsil-Patran, Distt. Patiala.

Complainant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Patran, Distt. Patiala.

Respondent

Complaint Case No.70/2019

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal
26.07.2018	Nil	Nil	Nil	15.01.2019

Present: Sh. Mukhtiar Singh, Complainant is absent.
None on behalf of the Respondent.

ORDER

None is present.

The case is adjourned to be heard on **16.07.2019 at 11.30 AM.**

30.05.2019

**Sd/-
(Yashvir Mahajan)
State Information Commissioner**