

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864112, Email: - psic23@punjabmail.gov.in

Visit us: - www.infocommpunjab.com; Helpline No. 0172-2864100



Smt. Kailash Kaur, (98151 17328)
W/o Late Sh. Dalbir Singh,
Village Hardorwal Khurd,
Tehsil Dera Baba Nanak, Distt Gurdaspur.

....Appellant

Versus

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

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

....Respondents

APPEAL CASE NO. 544 OF 2022 **(Cisco Webex Proceedings)**

RTI Application Dated	: 01.10.2021
Reply by the PIO	: -
First Appellate Authority Dated	: 16.11.2021
Reply/Order of the FAA	: -

PRESENT: Shri Kuldeep Singh, Authorised Representative of the Appellant.
None on behalf of the PIO.

ORDER (SECOND HEARING):

This order may be read with reference to the previous order dated 06.06.2022.

2. The Representative of the Appellant states that no information has been provided to him whereas the PIO is again absent for today's hearing and he was also absent on the last hearing dated 06.06.2022, inspite of the Notice/Orders of the Commission. This shows his disregard to the Commission. The absence of the PIO is viewed seriously and it has also affected hearing and disposal of the case.

4. The perusal of the record reveals that 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. She has been made to run from pillar to post for getting the information, which she 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.

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APPEAL CASE NO. 544 OF 2022

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 Sub Divisional Magistrate, Dera Baba Nanak, District Gurdaspur, 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 Sub Divisional Magistrate, Dera Baba Nanak, District Gurdaspur by way of crossed Cheque/Demand Draft in the name of Smt. Kailash Kaur 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
30.06.2022**

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

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

- 1) **Shri Mohammad Ishfaq, I.A.S,**
Deputy Commissioner,
Gurdaspur.
- 2) **Shri Rajesh Kumar Sharma,**
S.D.M. – cum – PIO,
O/o Sub Divisional Magistrate,
Dera Baba Nanak, District Gurdaspur

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Shri Balbir Aggarwal, (94636 66155)
1525/1, Street 33, Preet Nagar,
Shimlapuri, Ludhiana.

....Appellant

Versus

Public Information Officer,
O/o Commissioner of Police,
Ludhiana.

First Appellate Authority,
O/o Commissioner of Police,
Ludhiana.

....Respondents

APPEAL CASE NO. 559 OF 2022 **(Cisco Webex Proceedings)**

PRESENT: Shri Balbir Aggarwal, Appellant.
ASI Gurmeet Singh (85588 00919) on behalf of the PIO

ORDER (SECOND HEARING):

This order may be read with reference to the previous order dated 06.06.2022.

2. The Appellant states that no information has been provided to him by the respondents till date.
3. The Respondent states that information sought by the appellant is under consideration therefore cannot be provided to him.
4. After deliberations on the RTI application of the appellant, the PIO is directed to provide the information as discussed during the hearing, before 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
30.06.2022

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

Copy is forwarded to the following for intimation and necessary action: - (Regd. Post)

Dr. Kaustubh Sharma, IPS
Commissioner of Police,
Ludhiana City (Punjab),
Mini Secretariat, Ferozepur Road,
Ludhiana-141001

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Sh. Amarjit Singh Dhamotia, (98887 10031)
RTI Activist, Whistle Blower,
Distt. President Ldh, NCAG Office,
1331-5, Street No 5, Vishawkarma Bhawan,
Down Canal Road, Simlapuri, Ludhiana – 141003

....Appellant

Versus

Public Information Officer

O/o Station House Officer,
Police Station Daba, District Ludhiana.

First Appellate Authority

O/o Commissioner of Police
Mini Secretariat, Ferozepur Road,
Ludhiana – 141001

....Respondents

APPEAL CASE NO. 584 OF 2022

(Cisco Webex Proceedings)

PRESENT: None on behalf of the Appellant.
ASI Ranjiv Kumar (99152 40899) on behalf of the PIO

ORDER (SECOND HEARING):

This order may be read with reference to the previous order dated 06.06.2022.

2. The Respondent states that several RTI applications have been filed by the appellant on the same subject, hence, he requests that he be given some more time to supply the information/reply whereas the appellant is absent for today's hearing.

3. On the request of the representative of the PIO, the matter is adjourned for **19.07.2022 at 11:30 AM** in the Commission, with a direction to the PIO that he should appear personally along with complete records pertaining to RTI application of the appellant, failing which Show Cause Notice will be issued to him.

Sd/-

Chandigarh
30.06.2022

(Maninder Singh Patti)
State Information Commissioner Punjab

Copy forwarded to the following for intimation and necessary action: - (Regd. Post)

Dr. Kaustubh Sharma, IPS

Commissioner of Police,
Ludhiana City (Punjab),
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Advocate Tejinder Singh, (90410 04313)
Chamber No. 602, Civil Court,
Tehsil Complex, Backside Sanjh Kender,
Phillaur – 144410 (Jalandhar).

...Appellant

Versus

Public Information Officer,
O/o Sub Registrar,
Chabal Kalan, District Tarn Taran.

First Appellate Authority
O/o Sub Divisional Magistrate,
Tarn Taran.

...Respondents

APPEAL CASE NO. 3755 OF 2021 **(Cisco Webex Proceedings)**

RTI Application Dated	: 04.05.2021
Reply by the PIO	: -
First Appellate Authority Dated	: 05.06.2021
Reply/Order of the FAA	: -

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

ORDER (FOURTH HEARING):

This order may be read with reference to the previous order dated 24.05.2022.

2. The Appellant states that no information has been provided to him by the Respondents till date.

3. After examining the case file, it is revealed that the PIO is absent for today's hearing and he was also absent on the last hearings dated 08.02.2022, 24.05.2022 and 08.06.2022. 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 13 months.

4. In view of the above, a **SHOW CAUSE NOTICE** under Section 20(1) of the RTI Act is issued to the PIO O/o Sub Registrar, Chabal Kalan, District Tarn Taran as to why penalty should not be imposed upon him for wilful 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.

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-02-

APPEAL CASE NO. 3755 OF 2021

5. The PIO is directed to file a reply 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.

6. 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
30.06.2022**

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

Copy to intimation and necessary action: - (Regd. Post)

Shri Rajnish Arora, PCS
Sub Divisional Magistrate,
Tarn Taran.

Smt. Sukhbir Kaur,
Tehsildar – cum – PIO,
O/o Tehsil Office,
Tarn Taran.

Shri Bir Karan Singh,
Naib Tehsildar – cum – APIO,
O/o Sub Registrar,
Chabal Kalan, District Tarn Taran.

PS.

After the hearing was over, Smt. Sukhbir Kaur, Tehsildar intimated to the Bench by telephone that she has been transferred from this station, however, the requisite information has already been sent to the appellant by registered post on 13.06.2022. She has been apprised of the proceedings in today's hearing, including the next date fixed. As already noted above, adjourned to **24.08.2022 at 11:00 AM through CISCO WEBEX MEETING ID No. 158 188 4645**.

**Chandigarh
30.06.2022**

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

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Ms. Shilpi Gambhir, (99999 59779)
M/s Deepali Designs & Exhibit Pvt. Ltd.
Plot No. 17, 1st & 2nd Floor Central Market,
West Punjabi Bagh, Delhi – 110026

...Appellant

Versus

Public Information Officer,

O/o Punjab State Cooperative Supply & Marketing Federation Ltd.,
MARKFED, Sector – 35 – B, Chandigarh.

Public Information Officer,

O/o Executive Engineer, MARKFED, Ludhiana.
C/o District Manager,
MARKFED Ludhiana.

First Appellate Authority

O/o Punjab State Cooperative Supply & Marketing Federation Ltd.,
MARKFED, Sector – 35 – B, Chandigarh.

...Respondents

APPEAL CASE NO. 3911 OF 2021

(Cisco Webex Proceedings)

RTI Application Dated	: 26.11.2020
Reply by the PIO	: 23.12.2020
First Appellate Authority Dated	: 04.01.2021
Reply/Order of the FAA	: 27.01.2021

PRESENT: Advocate Abhishek Gupta on behalf of the Appellant.
None on behalf of the Respondents.

ORDER (FOURTH HEARING):

This order may be read with reference to the previous order dated 08.06.2022.

2. The Representative of the Appellant states that he has been submitted his Affidavit in the Commission vide diary no. 12836 dated 15.06.2022.

3. The PIO is absent. However he sent a letter in the Commission mentioning therein that a counter Affidavit filed in the Commission and further requests for an adjournment.

4. In view of the above, the PIO is directed to bring the original record as mentioned especially relating to sub para 'A' and 'B' of point no. 5 of the Affidavit filed by the appellant, failing which Show Cause Notice will be issued to him.

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APPEAL CASE No. 3911 OF 2021

5. The Appellant is also directed to present his case personally in the Commission.
6. The matter is adjourned to **19.07.2022 at 11:00 AM in the Commission**. Both the parties are directed to present their case personally. Copies of the order be sent to the parties.

Chandigarh
30.06.2022

Sd/-
(Maninder Singh Patti)
State Information Commissioner

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Shri Bhupinder Singh, (99151 02773)
Secretary, District Congress Party,
R/o Village & Post Office Bhamana,
Tehsil Samana, District Patiala.

...Appellant

Versus

Public Information Officer,
O/o District Development & Panchayat Officer,
Patiala.

First Appellate Authority
O/o Additional Deputy Commissioner (Development),
Patiala.

...Respondents

APPEAL CASE NO. 4492 OF 2021 **(Cisco Webex Proceedings)**

RTI Application Dated	: 02.08.2021
Reply by the PIO	: 13.09.2021
First Appellate Authority Dated	: 27.08.2021
Reply/Order of the FAA	: -

PRESENT: Shri Bhupinder Singh, Appellant.
Shri Surjit Singh, Sr. Assistant (90419 65179) on behalf of the PIO & Shri Vijay Dhir, Assistant Project Officer (UD) – cum – PIO on behalf of the FAA.

ORDER (FOURTH HEARING):

This order may be read with reference to the previous order dated 08.06.2022.

2. The Appellant reiterates his earlier version that remaining information has not been provided to him.
3. The Respondent appears on the CISCO Webex and requests that if the appellant come for inspection of record, he will provide the same on the spot.
4. In view of the above, the appellant is directed to visit the respondent office on 06.07.2022 for inspection of the record. The PIO is directed to facilitate him and provide the complete information on the spot, failing which Show Cause Notice will be issued to him.

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APPEAL CASE No. 4492 OF 2021

4. 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
08.06.2022**

Sd/-
(Maninder Singh Patti)
State Information Commissioner

Copy to intimation and necessary action: - (Regd. Post)

Shri Daljit Singh Birak,
District Development & Panchayat Officer,
Patiala.

Shri Preet Mahinder Singh Sahota,
Block Development & Panchayat Officer,
Patiala.