

# PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864101, Fax 0172 2864110 Helpline 01722864100

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Smt.Krishna Kaur w/o Sh. Surinder Singh,  
R/o Kartar Nagar ,  
Ward No. 12 ,Khanna ,  
Distt. Ludhiana

....Complainant

Vs

Public Information Officer,  
o/o Tehsildar,  
Khanna, District Ludhiana

....Respondent

## Complaint Case No. 153 of 2020 (Video Conference Proceedings)

Present:- Shri Balwant Singh on behalf of the complainant.  
Sh. Gurpreet Singh Clerk (M 9888360131) on behalf of the respondents.

### Order

This order may be read with reference to order dated 3.6.2020 vide which the complainant was advised to visit the office of the Tehsildar, Khanna and file the necessary indemnity bond within a week and the respondent was directed to get the matter resolved before the next date of hearing on receipt of the same from the complainant. The case was adjourned for today, i.e.30.6.2020.

2. The representative of the appellant states that the information regarding the payment has not been received so far, although the indemnity bond has been filed with the respondent authorities.

3. The representative of the respondent states that the bill of Rs 263158/- has been submitted in the District Treasury, Ludhiana on 23.6.2020. The respondent has sent the email dated 30.6.2020 along with a copy of treasury challan and noting of the office, which is taken on record. He further states that the payment will be directly credited in the complainant account in the first week of July, 2020.

4. After hearing both the parties and going through the record of the case file, it is ascertain that the bill has been submitted in the District Treasury, Ludhiana. The case is adjourned and respondent is directed to update the status of payment before the next date of hearing.

5. To come up on 29.7.2020 through Video Conference Facility available in the office of the Deputy Commissioner Ludhiana/Cisco webex.

Dated: 30-06-2020

sd/  
(Suresh Arora)  
Chief Information Commissioner,  
Punjab.

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Sh. Ramandeep Singh Ahliwalia, (9464500405)

Ward No. 18, Street No. 2,  
Kartar Nagar, Amlah Road,  
Khanna -141401,  
District Ludhiana.

.....Appellant  
Vs

Public Information Officer,  
O/o Deputy Commissioner,  
Mini Secretariat,  
Ludhiana.

First Appellate Authority,  
O/o Commissioner,  
Patiala Division,  
1-A, Baradari Garden,  
Patiala.

..... Respondents

Appeal Case No. 887 of 2020  
(Video Conference Proceeding)

Present:- Sh. Ramandeep Singh Ahluwalia, appellant.  
Sh. Gagandeep Singh, Junior Assistant, (M 9914148228) on behalf of the respondents.

Order

This order may be read with the reference to order dated 17.6.2020 vide which the respondents were directed to supply the information to the appellant before the next date of hearing under intimation to the Commission and the case was adjourned.

2. The appellant states that a five member committee has been formed and he has received a letter through whatsapp. Furthermore, he states that his life is in danger and the respondent-Public Information Officer may be directed to furnish the details of the RTI application at the earliest.

3. The representative of the respondents states that a five members committee has been constituted to dispose of the application regarding the security to be provided to the complainant. A copy of letter dated 29.6.2020 in this regard sent by the respondent through email, is taken on record.

4. After hearing both the parties and the going through the record of the case file, it is revealed that the a committee has been constituted to decide the security to be provided to the appellant. Since, it is a matter of providing the security, the respondent-Public Information Officer is directed to expedite the matter and submit the status to the Commission on the next date of hearing.

5. To come up on 29.7.2020 through Video Conference Facility available in the office of the Deputy Commissioner Ludhiana.

Dated: 30-06-2020

sd/  
(Suresh Arora)  
Chief Information Commissioner,  
Punjab.

cc Senior Superintendent of Police, (By name) (Regd.)  
Khanna.

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Sh. Nachhatar Singh S/o Sh. Gurdiyal Singh,  
R/o Village- Ratta gudda, (81958-05065)  
Tehsil –Patti,  
District –Tarn Taran.

.....Complainant

Vs

Public Information Officer,  
O/o Block Development & Panchayat Officer,  
District- Tarn Taran.

.....Respondent

## Complaint Case .No. 125 of 2020

(Video Conference Proceedings)

Present:- None on behalf of the complainant.

Sh. Gurmeet Singh, Panchayat Secretary on behalf of the respondents.

### ORDER

This order may be read with reference to the previous order dated 1.6.2020 vide which the complainant was advised to go through the information and point out deficiency, if any, to the respondent within 15 days from the issue of this order. The respondent was directed to remove the same before the next date of hearing under intimation to the Commission. The case was adjourned for today i.e. 30.6.2020.

2. The complainant is neither attending the hearing consecutively three times nor has pointed out any deficiency in the information so supplied by the respondents.

3. The representative of the respondent states that the appellant has been provided the complete information and nothing remains pending. He further states that no deficiency has been pointed out by the appellant and requested for the closure of the case.

4. After hearing the representative of the respondent and going through the record of the case file, the Commission is of the view that no more action is required in this case as the complete information has been provided by the respondents and no deficiency has been pointed out by the appellant. Hence the **case is disposed o and closed**. However, the liberty is granted to the appellant to approach the Commission within 15 days from the issue of this order along with the deficiency in the information so provided by the respondents.

sd/

Dated: 30-06-2020

(Suresh Arora)  
Chief Information Commissioner,  
Punjab.

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Sh. Ajaypal Singh S/o Sh. Iqbal Singh,  
VPO –Gumtala, Opp. Govt. Dispensary,  
Ward No. 5, (98721-39640)  
Amritsar.

.....Appellant

Vs

Public Information Officer,  
O/o Block Development & Panchayat Officer,  
Block Khadoor Sahib,  
District- Tarn Taran.

Regd

First Appellate Authority,  
O/o Deputy Commissioner,  
Administration Complex,  
Tarn Taran.

..... Respondents

## **Appeal Case No. 412 of 2020**

Present:- Smt. Kamaldeep Kaur w/o Sh. Ajaypal Singh M 9872139640 on behalf of the  
appellant.  
None on behalf of the respondents.

### ORDER

The order may be read with reference to the previous order dated 01.6.2020 vide which respondents were directed to submit their response in respect of the record which is with Vigilance Department and reconstruct the record available in their office to supply the information to the appellant under R.T.I. Act 2005, before the next date of hearing i.e.30.6.2020.

2. The representative of the appellant states that no information has been provided so far by the respondents. She further submits that she sought the information pertaining to the year 2013 to September 2019 and if the record of the year 2013 to 2018 is in the custody the Vigilance Department, Punjab, the respondent can provide the record of 2018-19 to her which is supposed to be in custody of the respondents.

3. The respondents are absent without intimation to the Commission.

4. The Commission has taken the serious view for the absence and non implementation of the last order dated 1.6.2020 read with the order dated 25.2.2020. One last opportunity is granted to the respondent-Public Information Officer Sh. Gurvinder Singh, Panchayat Secretary to submit his up to date response regarding the availability of the record and in case he has not taken the charge of the panchayat record from 2013 to 2019, he must give in writing to the Commission before the next date of hearing. He is also directed to remain present during the next date of hearing. The Block Development and Panchayats Officer, Khadoor Sahib is also directed to look into the matter and make available the record so that the same can be provided under RTI Act. In case the record is in the custody of the Vigilance Bureau in an enquiry, the submissions on the next date may be filed failing which the penalty provisions will be invoked. The Commission has intimated the representative of the appellant that a letter no. 859 dated 12.6.2020 has been written to the Chief Director, Vigilance

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## Appeal Case No. 412 of 2020

-2-

Bureau, Mohali to provide the present status of the enquiry along with the details of record in their custody pertaining to village Bhairawal, Block Khadoor Sahib. The reply is still awaited. The respondents are hereby, directed to appear personally and provide the present status of the case/inquiry on the next date of hearing without fail.

5. To come up on 21.7.2020 at 11.30 through Video Conference Facility available in the office of the Deputy Commissioner Taran Taran./Cisco Webex.

Dated: 30-06-2020

sd/  
(Suresh Arora)  
Chief Information Commissioner,  
Punjab.

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Sh. Rupinderjit Singh S/o Sh. Bawa Singh,  
R/o Village –Bahiluwal, (95928-30632)  
PO Govt. Political College,  
Tehsil Batala, District Gurdaspur.

.....Complainant

Vs

Public Information Officer,  
O/o Block Development & Panchayat Officer,  
Block Quadian, District Gurdaspur.

.....Respondent

## **Complaint Case .No. 1051 of 2019**

### **(Video Conference Proceeding)**

Present:- None on behalf of the complainant.  
None on behalf of the respondent-PIO.

### ORDER

This order may be read with reference to the previous orders dated 1.6.2020 vide which last opportunity was granted to the respondents to supply the point wise complete information to the complainant or submit the proof regarding the information supplied before the next date of hearing. Respondent was also directed to provide the link of the website where the information related to NAREGA is available. Nothing has been received from the complainant, accordingly, the complainant is advised to pursue his case failing which the case will be decided on merit.

2. None is present on behalf of the parties. The respondent has sent the letter no. 1239 dated 24.6.2020 along with the receipt of the appellant, which is taken on record, and informed the Commission that the required information has been supplied to the appellant. He further informed the Commission that the appellant is satisfied with the information and requested to close the case.

3. After going through the record of the case file, no more action is required to be taken in this case as the information has been supplied to the appellant to his entire satisfaction. Hence this case is disposed of and closed.

sd/

Dated: 30.6.2020

(Suresh Arora)  
Chief Information Commissioner,  
Punjab.

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Smt Narinderjeet Kaur Sarpanch, (98144-52090)  
R/o Gram Panchayat Thekreewal,  
Block Kahnuwan,  
District Gurdaspur.

.....Complainant

Vs

Sh. Om Parkash, Panchayat Secretary-cum-  
Public Information Officer,  
Gram Panchayat Thekreewal,  
c/o Block Development and Panchayats Officer,  
Block Kahnuwan,  
District Gurdaspur.

.....Respondent

## **Complaint Case .No. 1080 of 2019** **(Video Conference Proceeding)**

Present:- Sh. Harpal Singh, representative of the complainant.  
None on behalf of the respondent.

### ORDER

The order may be read with reference to the previous orders dated 1.6.2020 on which the case was adjourned to 30.6.2020.

2. The representative of the complainant states that no information pertaining to the point no. 4,6 and 11 of the RTI application has been supplied. He has requested the Commission to direct the respondent to supply the information.

3. The respondent-Public Information Officer is absent today and the previous date of hearing without intimation to the Commission. Viewing the absence and non implementation of the last order dated 11.3.2020 by Shri Om Parkash , PIO o/o Gram Panchayat Thekreewal Block Kahnuwal , District Gurdaspur seriously, the PIO 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 willful delay/denial of the information to the RTI applicant.

4. 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 a 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.

5. The respondent-Public Information Officer is also directed to supply the complete information within 10 days from the issue of issue of this order under intimation to the Commission and the complainant is advised to point out deficiency if any to the respondent before the next date of hearing.

6. To come up on 4.8.2020 at 11.30 through Video Conference Facility available in the office of the Deputy Commissioner, Gurdaspur/Cisco Webex.

Dated: 30.6.2020

sd/  
(Suresh Arora)  
Chief Information Commissioner,  
Punjab.

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Sh. Sukhchain Singh S/o Ajit Singh,  
R/o Sonam Mohalla, Fatehgarh Churian,  
Tehsil Batala, District Gurdaspur.

.....Appellant

Vs

Public Information Officer,  
O/o Block Development & Panchayat Officer,  
Fatehgarh Churian,  
Tehsil –Batala, District – Gurdaspur.

First Appellate Authority,  
O/o District Development & Panchayat Officer,  
Mini Secretariat, District Gurdaspur.

..... Respondents

**Appeal Case No. 220 of 2020**  
(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 1.6.2020 vide which the representative of the respondents stated that the information had been sent to the appellant through registered post. The directions were issued to the respondents to remove the deficiencies in case pointed out by the appellant before the next date of hearing. The copy of letter received from the appellant regarding deficiencies was attached with the order. The case was fixed for hearing on 30.6.2020.

2. The appellant is absent today. He has sent an email dated 30.6.2020 and has requested the Commission that he cannot attend today's hearing and has pointed out the deficiencies in the information so supplied by the respondents.

3. The respondent-Public Information Officer is also absent, however, an email dated 30.6.2020 has been received in the Commission, which is taken on record, showing his inability to attend the hearings today due to urgent meeting of Deputy Commissioner. He has also sent a letter no. 696 dated 20.3.2020 (received in the Commission on 4.6.2020), which is taken on record, vide which the information like grants of stadium pertaining to Gram Panchyat Khara etc. has been supplied.

4. The appellant is advised to go through the same and revert back to the respondent-Public Information Officer in case of any deficiency within 10 days from the issue of this order and the respondent-Public Information Officer is bound to remove the same in case any deficiency is pointed out by the appellant before the next date of hearing. A copy received from the respondent is also sent with this order. Since the respondent has made the compliance of the directions of the Commission, a last opportunity is given to the appellant to submit his response/deficiency, as specified above, failing which the decision will be taken ex-parte on the next date of hearing.

5. To come up on 4.8.2020 at 11.00 AM to be heard through Video Conference Facility available in the office of the Deputy Commissioner, Gurdaspur.

sd/

Dated: 30.6.2020

(Suresh Arora)

Chief Information Commissioner,  
Punjab.



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CC

District Development and Panchayat Officer,  
Mini Secretariat,  
Gurdaspur.

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Sh. Sukhchain Singh S/o Ajit Singh,  
R/o Sonam Mohalla, Fatehgarh Churian,  
Tehsil Batala, District Gurdaspur.

...Appellant

Vs

Public Information Officer,  
O/o Block Development & Panchayat Officer,  
Fatehgarh Churian, Tehsil Batala, District Gurdaspur.

First Appellate Authority,  
O/o District Development & Panchayat Officer,  
Mini Secretariat, District Gurdaspur.

Shri Devinder Singh (M.No.84270-04370),  
Assistant Programme Officer (Manrega)  
o/o Block Development and Panchayats Officer,  
Fatehgarh Churain, Tehsil Batala, District Gurdaspur.

... Respondents

## Appeal Case No. 4183 of 2019

(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 1.6.2020 vide which the respondents were directed to supply the photo copies of utilization certificates, if that are available in their record otherwise give in writing that no utilization certificate has been prepared before the next date of hearing and the case was adjourned to 30.6.2020.

2. The appellant is absent today. He has sent an email dated 30.6.2020, which is taken on record, and has informed the Commission that he cannot attend today's hearing but has pointed out the deficiency that the office must give in writing that no Utilization Certificate pertaining to year 2017 to 2019 is available in the record of the respondents which is reproduced as under:-

“ ਅਪੀਲ ਕੇਸ 4183 ਲਈ ਜੋ ਸੂਚਨਾ ਮਿਤੀ 20/3/2020 ਪੱਤਰ ਨੰ 693 ਅਧੀਨ ਮਿਤੀ 29/5/2020 ਨੂੰ ਪੱਤਰ ਰਜਿਸਟਰ ਡਾਕ ਰਾਹੀਂ ਪ੍ਰਾਪਤ ਹੋਇਆ ਹੈ। ਇਸ ਵਿਚ ਸੱਪਸ਼ਟ ਕੀਤਾ ਜਾਵੇ ਕਿ ਸਾਲ 2017 ਤੋਂ 2019 ਤੱਕ ਕੋਈ ਵਰਤੋਂ ਸਰਟੀਫਿਕੇਟ ਵਿਭਾਗ ਪਾਸ ਮੌਜੂਦ ਨਹੀਂ ਹਨ।”

3. The respondent-Public Information Officer has sent an email dated 30.6.2020, which is taken on record, showing his inability to attend today's hearing as he has to attend the urgent meeting of the Deputy Commissioner, Gurdaspur. He has also sent a registered letter no. 694 dated 20.3.2020, which has been received in the Commission on 4.6.2020, which is taken on record, and informed the appellant with a copy to the Commission that the utilisation certificates pertaining to Gram Panchayat Bholke, Dabanwala Kalan and Pati Pakiva have been sent and no other utilization certificate is available in the record.

4. But the appellant has informed the Commission through telephone that he has received the information sent by the respondent vide their letter no. 693 dated 20.3.2020 and he is satisfied with the information. He has requested to close the present appeal as he has

Contd..P/2

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## Appeal Case No. 4183 of 2019

-2-

received the information with complete satisfaction. After the hearing, the appellant has also sent a message through whatsapp to file the case as he is satisfied with the information so supplied by the respondents.

5. Since the respondent has made the compliance of the directions of the Commission, and the appellant has received the complete information to his entire satisfaction. There is no cause of action is left in this case. Hence, this case is disposed of and closed.

Dated 30.06.2020

sd/  
(Suresh Arora)  
Chief Information Commissioner  
Punjab.

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Sh. Prem Kumar,  
#261 /W-11 ,Kartar Niwas,  
Gurdaspur Road,Sri Hargobind Pur ,  
Tehsil Batala 143515,Distt. Gurdaspur.

-----Complainant

V/s

Public Information Officer,  
O/O Director,  
Rural Development and Panchyat Department,  
Vikas Bhawan, District S.A.S.Nagar.

----- Respondent

Complaint Case No. 184 of 2020  
(Cisco Webex/Video Conference Proceedings)

Present:- Sh. Prem Kumar, Complainant on Cisco Webex.  
Sh. Avtar Singh, Senior Assistant (M 9988468844), Sh. Arshvir Singh  
Dhillon, Senior Assistant (M 9988992337) and Sh. Jaswant Singh,  
Senior Assistant on behalf of the respondent.

## ORDER

This order may be read with reference to the previous order dated 1.6..2020 vide which the complainant was advised to go through information pertaining to point no. 8 and point-out deficiency, if any, to the respondent within 10 days from the issue of this order and the respondent was directed to remove the same before the next date of hearing under intimation to the Commission. One opportunity was afforded to the respondent to submit the response /supply the remaining information regarding point no. 1 to 7 before the next date of hearing under intimation to the Commission and the case was fixed for hearing on 30.6.2020.

2. The appellant states that no information pertaining to Point No. 1 to 7 relating to his RTI application has been provided by the respondent-Public Information Officer. He further states that he has not received any information relating to Point No. 8 also

3. Whereas, the representatives of the respondent present in the case states that the information has been supplied to the appellant by hand but during the discussion it came to the light that the representative of the respondents are talking about the other RTI application in which they have already provided the information.

4. After hearing both the parties, it transpires that the representatives of the respondent-Public Information Officer have appeared in this case but neither they are fact knowing officials nor they have a copy of the related RTI application. The copy of the RTI application has been handed over to them during the course of hearing and it is surprising that they are not the dealing assistants. After going through the RTI application they responded that this RTI application relates to other branch of their office. The Commission has taken a serious view that the department has deputed the employees to defend the case, which is not related to them and they don't have the knowledge of the case. It is a sheer wastage of time and energy of the Government officials and the respondent-Public Information Officer is warned to be careful in future while dealing with the RTI applications. The respondent-Public Information Officer is further directed to depute the fact knowing official of the case and further directed to supply the information pertaining to point no. 1 to 7 of the RTI application **(a copy of which is enclosed herewith for ready reference)** within 10 days from the issue of this order under intimation to the Commission. A copy of the letter dated 27.4.2020 was sent to the appellant through whatsapp i.e. the information related to the Point No. 8 of the

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Complaint Case No. 184 of 2020

-2-

RTI application and now again sent with this order (**copy enclosed**) and point out the deficiency, if any, to the respondent-Public Information Officer and the respondent-Public Information Officer is directed to remove the same before the next date of hearing in case any deficiency is pointed out by the appellant.

5. To come up on 21.7.2020 at 11.30 A.M. through Video Conference Facility available in the office of Deputy Commissioner ,Gurdaspur/Cisco WEBEX.

**Dated 30.06.2020**

sd/-  
(Suresh Arora)  
**Chief Information Commissioner  
Punjab.**

CC

Director, (By Name) (REGD.)

Rural Development and Panchayat Deptt. Pb.,

Vikas Bhawan Mohali

To look into the matter and ensure  
compliance of this order.

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Sh. BhupinderPunj  
r/o 186, Village Lohara,  
District Ludhiana (M.No.9915235055).

.....Appellant.

**Vs**

Public Information Officer,  
O/o Secretary, Regional Transport Authority,  
Faridkot.

FAA-State Transport Commissioner, Punjab,  
Near Mehfil Hotel,  
Sector 17,  
Chandigarh.

.....Respondents

## **Appeal Cases Nos. 3757, 3765 and 3772 of 2019**

(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 12.3.2020 vide which last opportunity was afforded to the respondent-PIO to appear and supply information before the next date of hearing. He is further directed to file explanation to the show cause notice issued to him on 24.02.2020 and avail opportunity of personal hearing on the next date of hearing. The case was adjourned to 30.6.2020.

2. The appellant is absent but he has sent an e-mail dated 30.6.2020 stating that he is not feeling well and unable to attend the hearing. He has requested for the adjournment of the case.

3. The respondents are also absent in today's hearing and they too have requested for the adjournment of the case.

4. According to the request of both the parties, the case is adjourned to 4.8.2020 at 11.30 A.M. to be heard through the Video Conference Facility available in the office of the Deputy Commissioner, Faridkot. Also the directions are issued to the respondent-Public Information Officer to file the reply/supply the information pertaining to the RTI application of the appellant well before the next date of hearing along with the reply of the show cause notice issued on 24.2.2020.

Dated:30.06.2020.

sd  
(Suresh Arora),  
Chief Information Commissioner,  
Punjab.

CC

**State Transport Commissioner, Punjab, (REGD)  
Near Mehfil,**

**Sector 17, Chandigarh**

**for information and to  
ensure the presence of  
PIO or his representative on  
the next date of hearing.**