

**PUNJAB STATE INFORMATION COMMISSION**  
**RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH**  
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com)  
Email: [psic22@punjabmail.gov.in](mailto:psic22@punjabmail.gov.in)

Smt Sukhwinder Kaur ,  
D/o Late Shri Labh Singh,  
Village Dhakora Kala,  
Tehsil Kharar.  
Opposite Primary School & Temple Shani Dev,  
Kuruli, District Mohali.

Complainant

Versus

Public Information Officer,  
O/o Village Development Officer,  
Gram Panchayat, Dhakora Kalan.  
Block Majri, Tehsil Kharar, District Mohali.

Respondent

**Complaint Case No.1093/2018**

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 Complaint
17.09.2018	Nil	Nil	Nil	08.10.2018

**Present:**           None on behalf of the Complainant.  
                          Sh. Sarbjeet Singh, VDO – for Respondent.\

**ORDER**

It should be read in continuation of order dated 20.12.2018. The respondent has still the same version that they could not trace the record and seeks further time. Missing of record shall not be accepted as an excuse until it has been validly destroyed or duly reported earlier. The respondent is directed to file a written statement in the shape of an affidavit and ensure that all efforts be made to provide the information to the complainant before the next date of hearing.

To come up on **07.03.2019 at 11.30 AM.**

Sd/-

**31.01.2019**

**(Yashvir Mahajan)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH**  
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com)  
Email: [psic22@punjabmail.gov.in](mailto:psic22@punjabmail.gov.in)

Sh. Mukesh K Sharma (Advocate),  
#258, MDC, Sector-4, Panchkula.

Appellant

Versus

Public Information Officer,  
O/o Sub Divisional Magistrate, (SDM)  
Dera Bassi, Distrcit Mohali.

First Appellate Authority,  
O/o Sub Divisional Magistrate, (SDM)  
Dera Bassi, Distrcit Mohali.

Respondents

**Appeal Case No.3086/2018**

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
25.06.2018	Nil	31.07.2018	Nil	11.09.2018

**Present:** None on behalf of the Appellant.  
Sh. Rajiv Kumar, Reader to SDM, Dera Bassi – for Respondents.

**ORDER**

The following order was passed by this forum on 20.12.2018:

*“The appellant had sought information about the appointment of an Administrator to oversee the functioning of the Resident Welfare Society namely Penta VIP Towers, VIP Road, Zirakpur and some allied information about his administrative control over the other Societies in the Sub Division.*

*The respondents are absent. No written reply has also been filed by them. The Commission takes strong exception to the lackadaisical conduct of the respondents and directs it to file a written explanation as to why the penal proceedings should not be initiated. The matter shall be reheard on 20.12.2018 at 11.30 AM. Meanwhile the respondents shall ensure that the sought for information is duly delivered on the appellant.”*

“The case has come up today. Sh. Ravinder Kumar, Superintendent appearing on behalf of the respondents has brought along a copy of the information which has been handed over on spot to the appellant. He has gone through it but he is not satisfied with the information as according to him it does not conform to his specific requirements.

The Commission feels that it shall be appropriate that the appellant is allowed an inspection of the record. The respondents shall arrange it on a mutually convenient date and time.”

Contd...page....2

**Appeal Case No.3086/2018**

The case has again taken up for hearing today. The appellant is absent. Nothing has been heard from him also. Sh. Rajiv Kumar, Reader appearing on behalf of the respondents says that the appellant was requested in writing through a registered letter to visit and inspect the record in compliance with the aforementioned order. However, he did not turn up. They reiterate that the entire record pertaining to his original application has been transmitted.

The Commission feels that the appellant is sufficiently informed. No more action is called for. The appeal is **disposed**.

**31.01.2019**

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

**PUNJAB STATE INFORMATION COMMISSION**  
**RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH**  
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com)  
Email: [psic22@punjabmail.gov.in](mailto:psic22@punjabmail.gov.in)

Capt. Jaswant Singh s/o Shri Balwant Singh,  
Village Kohli, Tehsil Batala,  
District Gurdaspur.

Appellant

Versus

Public Information Officer,  
O/o Block Development & Panchayat Officer,  
Block Sri Hargobindpur, Gurdaspur.

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

Respondents

**Appeal Case No.3109/2018**

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
24.01.2018	Nil	21.02.2018	Nil	12.09.2018

**Present: None.**

**ORDER**

The following order was made on 13.11.2018 by this forum:

*“The original application was filed by the appellant on 24.01.2018. He had sought the information about the resolutions passed by the gram panchayat w.e.f. 2014 to 2018 and a resolution having been passed about the cementing of kacha path in the rectangle Nos. 18, 19, 21 and 22 of the revenue map of the village. The respondent BDPO has endorsed the original application to the Panchayat Secretary on 16.04.2018 under Section 6(3) of the Act.*

*Having failed to get the information at the level of the PIO, the appellant had approached the FAA as well. On the persistent failure on the part of respondents he has been constrained to file a second appeal with the Commission. The respondent Sh. Narinder Singh, Panchayat Secretary of the gram panchayat in question submits that he is inclined to part with the information immediately which he is advised to do without any further delay. He has not been able to give a plausible explanation for the inordinate delay in providing the information.*

Contd...page...2

**Appeal Case No.3109/2018**

*He is 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 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.”*

The case has come up today. None is present on behalf of the Parties. The appellant has communicated that though he has got some information yet the same is deficient. However, he was not able to pin-point the deficiency. The respondents are directed to provide a copy to the Commission as well so as to ascertain as what and when the information has been provided.

To come up on **07.03.2019 at 11.30 AM.**

**Sd/-**

**31.01.2019**

**(Yashvir Mahajan)  
State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH**  
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com)  
Email: [psic22@punjabmail.gov.in](mailto:psic22@punjabmail.gov.in)

S. Jasbir Singh,  
Village Bolapur. Jhabewal,  
Post Office Ramgarh, District Ludhiana.

Appellant

Versus

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

First Appellate Authority,  
O/o Deputy Commissioner,  
Fatehgarh Sahib.

Respondents

**Appeal Case No.3516/2018**

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/ Complaint
23.08.2018	13.08.2018	06.07.2018	Nil	10.10.2018

**Present:       None.**

**ORDER**

None is present on behalf of the Parties.

The matter shall be reheard on **07.03.2019 at 11.30 AM.**

Sd/-

**31.01.2019**

**(Yashvir Mahajan)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH**  
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com)  
Email: [psic22@punjabmail.gov.in](mailto:psic22@punjabmail.gov.in)

Sh. Gurmukh Singh,  
S/o Sh. Sadhu Singh,  
Village-Chanarthal Khurd,  
Block-Sirhind, Tehsil-Distt. Fatehgarh Sahib.

Appellant

Versus

Public Information Officer,  
O/o Panchayat Seceratry,  
Chanarthal Khurd, Block-Sirhind,  
Distt. Fatehgarh Sahib.

First Appellate Authority,  
O/o District Development and Panchayat Officer,  
Fatehgarh Sahib.

Respondents

**Appeal Case No.4190/2018**

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
07.12.2017	Nil	05.03.2018	Nil	04.12.2018

**Present: Sh. Gurmukh Singh, Appellant in person.**  
**None is present on behalf of the Respondents.**

**ORDER**

The original application was filed on 07.12.2017. The same was duly forwarded to the concerned Panchayat Secretary by the BDPO under Section 6(3) of the Act. Despite a lapse of almost one year and having followed required channels the appellant has not been provided the information. The slip seemingly is grave.

The respondent is absent. Neither any reply has been filed by Sh. Iqbal Singh, PIO - cum - Panchayat Secretary. is required to show cause as he has violated the provision of Section 7(1) of the Act and has rendered liable for penal consequences.

Sh. Iqbal Singh, PIO – cum – Panchayat Secretary is 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 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 Complainant under Section 19 (8) (b) of the Act for the detriment suffered by him.

**Appeal Case No.4190/2018**

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 **07.03.2019 at 11.30 AM.**

**31.01.2019**

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



**PUNJAB STATE INFORMATION COMMISSION**  
**RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH**  
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com)  
Email: [psic22@punjabmail.gov.in](mailto:psic22@punjabmail.gov.in)

Sh. Gian Ram,  
S/o Sh. Jammu Ram,  
R/o Village-Subash Nagar,  
Shutrana, Distt. Patiala.

Complainant

Versus

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

Respondent

**Complaint Case Nos.1237, 1238, 1239 and 1240 of 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 Complaint
27.08.2018	Nil	Nil	Nil	29.11.2018

**Present:** Sh. Gian Ram, Complainant in person.  
None on behalf of the Respondent.

**ORDER**

As the complainant and the respondent are the same and the issue is identical, the single order shall dispose all the complaints.

The complainant has asked for the details of development works having taken place in the village Subhash Nagar Shatrana, Tehsil Patran, District Patiala over a period from 2008 onwards.

The respondent is absent. The Commission understands that providing of such information might have entailed a massive effort in making its photostat copies. The respondent is advised to allow him inspection of record and give him certified copies of the documents not beyond two hundred pages and report compliance before the next date of hearing failing which it shall be presumed that the respondent is willfully suppressing the information and the penal action as envisaged under Section 20(1) of the Act, shall follow.

To come up on **07.03.2019 at 11.30 AM.**

Sd/-

**31.01.2019**

**(Yashvir Mahajan)**  
**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**  
**RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH**  
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com)  
Email: [psic22@punjabmail.gov.in](mailto:psic22@punjabmail.gov.in)

Sh. Tejinder Singh,  
R/o Village-Bholapur,  
P.O- Ramgarh, Chandigarh Road,  
Ludhiana.

Complainant

Versus

Public Information Officer,  
O/o Municipal Council,  
Zirakpur, Distt. SAS Nagar.

Respondent

**Complaint Case No.1245/2018**

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 Complaint
17.02.2018	Nil	Nil	Nil	04.12.2018

**Present:       None.**

**ORDER**

None is present on behalf of the Parties.

The complainant has sought an adjournment.

Next date of hearing is fixed on **07.03.2019 at 11.30 AM.**

**Sd/-**

**31.01.2019**

**(Yashvir Mahajan)**  
**State Information Commissioner**