



Sh Rohit Sharma,
Chamber No-320, Lawyers Chamber,
Second Floor, Distt. Courts, Bathinda.

... Complainant

Versus

Public Information Officer,
O/o SE, Water Supply & Sanitation Circle,
Kotakpura Road,
Sri Mukatsar Sahib.

...Respondent

Complaint Case No. 468 of 2020

PRESENT: None for the Complainant
None for the Respondent

ORDER:

The complainant through an RTI application dated 26.05.2020 has sought information regarding a certified copy of the logbook of the car allotted to SE from 01.04.2019 to 26.05.2020 – certificate copy of attendance register for the period 20.03.2020 to 26.05.2020 – list of terminated work under the world bank project-II from Jan.2018 till date and other information concerning the office of SE-Water Supply & Sanitation Circle Sri Mukatsar Sahib. The complainant was not satisfied with the reply of the PIO dated 30.06.2020 after which the complainant filed a complaint in the Commission on 21.09.2020.

The case first came up for hearing on 19.01.2021 through video conferencing at DAC Sri Mukatsar Sahib. Both the parties were absent.

Having gone through the file, the Commission observed that the reply of the PIO dated 30.06.2020, is vague and the PIO has not applied his mind to attend to the RTI application. There had also been an enormous delay in providing the information. The PIO was issued a **show-cause notice under section 20 of the RTI Act and directed to file a reply on an affidavit.**

The PIO was again directed to provide information to the appellant within 10 days and send a compliance report to the Commission.

On the date of the hearing on **24.03.2021**, both the parties were absent.

The PIO had also not sent a reply to the show-cause notice. The PIO was given one last opportunity to appear before the Commission on the next date of hearing along with a reply to the show-cause notice, otherwise, it would be presumed that the PIO has nothing to say in the matter and the decision will be taken ex parte.

On the date of the last hearing on **01.11.2021**, the PIO was continuously absent on the 3rd consecutive hearing nor had sent any reply to the show-cause notice. There has been an enormous delay of more than one year and five months in attending to the RTI application and there was nothing on record that shows that the PIO has supplied the information.

A penalty of **Rs.10,000/-** was imposed on the PIO- SE, Water Supply & Sanitation Circle Sri Mukatsar Sahib, and directed to duly inform the Commission about the compliance of the orders by producing a copy of the challan as evidence of depositing the penalty in the Govt Treasury. The PIO

Hearing dated 31.01.2022:

The case has come up for hearing today through video conferencing at DAC Sri Mukatsar Sahib. The PIO is absent nor has complied with the order of the Commission to deposit the penalty amount of Rs.10000/- in the Govt. Treasury.

As per the available record, Sh.J.J.Goyal was the PIO when the RTI application was filed (26.05.2020 till Sept.2020.) Thereafter Sh. Jasjit Singh is the SE-cum- PIO from Oct.2020 till date and when the show cause notice was issued.

Since Sh.Jasjit Singh has been the PIO for the maximum period and when the show cause was issued, Sh.Jasjit Singh, SE-cum-PIO Water Supply and Sanitation Circle, Sri Mukatsar Sahib is responsible for not supplying the information within time and hereby given one more opportunity to deposit the penalty amount in the Govt. Treasury and send a copy of challan as proof of having deposited the amount of penalty.

A copy of the order is being sent to the **Secretary Department of Water Supply & Sanitation, Punjab**, Room No. 720, 7th Floor, Mini **Secretariat, Chandigarh** with the direction to ensure the compliance of the order of the Commission by the concerned PIO.

With the above orders, the case is **disposed of**.

Chandigarh
Dated 31.01.2022

Sd/-
Khushwant Singh
State Information Commissioner

Copy to : Secretary
Department of Water Supply & Sanitation, Punjab,
Room No. 720, 7th Floor, Mini Secretariat, Chandigarh.

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psicsic30@punjabmail.gov.in
Visit us: - www.infocommpunjab.com



Smt Dimple Alias Shallu, W/o Sh Tilak Raj,
R/o Aawa Basti, Ferozepur.

... Complainant

Versus

Public Information Officer,
O/o Civil Surgeon,
Ferozepur.

...Respondent

Complaint Case No. 482 of 2021

PRESENT: None for the Appellant
Sh.Manjinderpreet Singh Jr.Assistant for the Respondent

ORDER:

The complainant through RTI application dated 28.07.2020 has sought information regarding postings of Sh.Mangat Ram s/o Fakir Chand sweeper who retired on 31.12.2019 along with his nominee at the time of his appointment and other information as enumerated in the RTI application from the office of Civil Surgeon, Ferozepur. The complainant was not provided with the information after which the complainant filed a complaint in the Commission on 16.04.2021.

The case first came up for hearing on 06.10.2021 through video conferencing at DAC Ferozepur. As per the complainant, the PIO had not supplied the information.

The respondent was absent.

Since there has been an enormous delay of more than one year and two months in attending to the RTI application., the PIO was issued a **show-cause notice under section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time and directed to file reply on an affidavit.**

Hearing dated 31.01.2022:

The case has come up for hearing today through video conferencing at DAC Ferozepur. The respondent present pleaded that since the information is 3rd party information and the 3rd party has not given its consent to disclose the information, it cannot be provided and the reply was sent to the complainant vide letter dated 16.08.2020.

The PIO has also sent his reply to the show-cause notice which has been taken on the file of the Commission.

Since it is a complainant case and the RTI application was replied to within time, the show cause is dropped.

Further, since the complainant has come to the Commission without going to the first appellate authority, the complainant is advised to file a first appeal with the first appellant authority.

With the above order, the case is **disposed of and closed.**

Chandigarh
Dated: 31.01.2022

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Iqbal Singh,
Office near ADC Office,
GT Road, Jagraon,
Distt Ludhiana.

Complainant

Versus

Public Information Officer,
O/o Additional Chief Secretary,
Social Justice and Minority Affairs,
Punjab, Chandigarh.

First Appellate Authority,
O/o Additional Chief Secretary,
Social Justice and Minority Affairs,
Punjab, Chandigarh.

...Respondent

Appeal Case No. 1931 of 2021

PRESENT: None for the Appellant
Sh.Baldev Singh, Sr.Assistant O/o Director Social Justice for the
Respondent

ORDER:

The appellant through an RTI application dated 12.01.2021 has sought information regarding complaints received against appointment on fake SC degree/certificates –complaints settled – complaints pending for enquiry – action taken and other information as enumerated in the RTI application from the office of Addl. Chief Secretary, Social Justice and Minority Affairs, Pb Chandigarh. The appellant was not provided with the information, after which the appellant filed the first appeal before the first appellate authority on 04.03.2021, which took no decision on the appeal.

The case first came up for hearing on 11.10.2021 through video conferencing at DAC Ludhiana. The respondent present sought some more time to provide the information.

The appellant was absent and vide email, sought exemption.

The case was adjourned.

Hearing dated 31.01.2022:

The case has come up for today through video conferencing at DAC Ludhiana. The respondent present pleaded that the information was already sent to the appellant vide letter dated 28.01.2022.

The appellant is absent on 2nd consecutive hearing, nor has he communicated any discrepancies. It is presumed that the appellant has received the information and is satisfied.

Since the information has been provided, no further course of action is required. The case is **disposed of and closed**.

Chandigarh
Dated: 31.01.2022

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Hardeep Singh, S/o Sh Karnail Singh,
H No-389, FF, Sector-71,
Mohali.

... Complainant.

Versus

Public Information Officer,
O/o Director,
Health & Family Welfare,
Punjab, Sector-34-A, Chd.

... Respondent

Complaint Case No. 422 of 2021

PRESENT: None for the Appellant
Sh. Sandeep Kumar, Suptd.-cum-PIO for the Respondent

ORDER:

The complainant through an RTI application dated 13.01.2021 has sought information regarding an advertisement for 98 posts of Lab Technician Grade-2 by Baba Farid University – copy of departmental rule for the post of lab technician – copy of notification for fixation of criteria of Punjabi & experience – copy of application dated 01.10.2020 alongwith remarks of officers and other information as enumerated in the RTI application from the office of Director Health and family Welfare, Pb Chandigarh. The complainant was not provided with the information after which the complainant filed a complaint in the Commission on 07.04.2021

The case first came up for hearing on 11.10.2021 through video conferencing at DAC Mohali. The respondent present informed that the information has been provided to the complainant.

The complainant claimed that he received information only on 07.10.2021 with a delay of more than nine months.

The Commission received a copy of a letter from the office of Director Health and Family Welfare dated 02.09.2021 whereby it was informed that the RTI application was transferred to the PIO-cum-Superintendent (Establishment-7) office of Director Health vide letter dated 28.01.2021.

Since the RTI application of 13.01.2021 was transferred to PIO-cum-Suptd. (Establishment-7) on 28.01.2021, but the information was only provided on 07.10.2021 with a delay of more than nine months, the PIO-Suptd. (Establishment-7) O/o Health and Family Welfare was issued a **show-cause notice under section 20 of the RTI Act 2005 and directed to file a reply on an affidavit.**

Hearing dated 31.01.2022:

The case has come up for hearing today through video conferencing at DAC Mohali. The Commission has received the reply of the PIO which has been taken on the file of the Commission.

In the reply, the PIO has claimed relief on the ground that when they received the RTI application, the staff was very busy handling the pandemic Covid-19 situation and thereafter, the department started the recruitment process for filling the posts of Medical and Para-Medical staff due to Covid-19 and the entire recruitment process was being handled by the PIO alone with a meager staff, hence the information was delayed.

The complainant is absent.

Having gone through the reply, I accept the plea of the PIO and drop the show cause.

The case is **disposed of and closed**.

Chandigarh
Dated: 31.01.2022

Sd/-
(Khushwant Singh)
State Information Commissioner

PIO- Suptd. (Establishment-7)
Health and Family Welfare, Sector -34-A, Plot No-5,
Pb Chandigarh.



Sh Jagir Singh, S/o Sh jagat Singh,
VPO Bhawanipur, Distt Kapurthala.

... Complainant

Versus

Public Information Officer,
O/o Senior Medical Officer,
Civil Hospital, Kapurthala.

...Respondent

Complaint Case No. 505 of 2021

PRESENT: None for the Appellant
Dr.Amandeep Kaur for the Respondent

ORDER:

The complainant through an RTI application dated 04.02.2021 has sought information regarding MLR No.525/GS/CHR/2018 dated 11.07.2018 of Lakhwinder Kaur alongwith doctor's report and other information as enumerated in the RTI application from the office of SMO Civil Hospital, Kapurthala. The complainant was not provided with the information after which the complainant filed a complaint in the Commission on 23.04.2021.

The case has come up for hearing today through video conferencing at DAC Kapurthala. The respondent present informed that since the information is 3rd party information, it cannot be provided and the reply has been sent to the complainant on 02.03.2021.

I am in agreement with the PIO that an MLR report of a third person is personal information unless there is enough reason for its discourse in the public interest. There is nothing on the file that establishes a large public interest in the disclosure of an MLR report of a third person. The appellant is also absent nor represented to pursue the case.

Hence the case is **disposed of and closed.**

Chandigarh
Dated: 31.01.2022

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Jagir Singh, S/o Sh jagat Singh,
VPO Bhawanipur, Distt Kapurthala.

... Complainant

Versus

Public Information Officer,
O/o Senior Medical Officer,
Civil Hospital, Kapurthala.

...Respondent

Complaint Case No. 507 of 2021

PRESENT: None for the Appellant
Dr.Amandeep Kaur for the Respondent

ORDER:

The complainant through an RTI application dated 25.02.2021 has sought information regarding MLR No.142/SP/CH/Kpt/2018 of Lakhwinder Kaur – MLR No.143/SP/CH/Kpt/2018 Singara Singh alongwith doctor's report and other information as enumerated in the RTI application from the office of SMO Civil Hospital, Kapurthala. The complainant was not provided with the information after which the complainant filed a complaint in the Commission on 23.04.2021.

The case has come up for hearing today through video conferencing at DAC Kapurthala. The respondent present informed that since the information is 3rd party information, it cannot be provided and the reply has been sent to the complainant on 02.03.2021.

The complainant is absent nor is represented.

I am in agreement with the PIO that an MLR report of a third person is personal information unless there is enough reason for its discourse in the public interest. There is nothing on the file that establishes a large public interest in the disclosure of an MLR report of a third person. The appellant is also absent nor represented to pursue the case.

Hence the case is **disposed of and closed.**

Chandigarh
Dated: 31.01.2022

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Harjit Singh,
Village Mourkusu Wala Post,
Fatehgarh Panjtoor,, Zira,
Distt Ferozepur.

... Appellant

Versus

Public Information Officer,
O/o DC,
Ferozepur.

First Appellate Authority,
O/o DC,
Ferozepur.

...Respondent

Appeal Case No. 2946 of 2021

PRESENT: None for the Appellant
Ms.Archna from O/o BDPO Makhu for the Respondent

ORDER:

The appellant through an RTI application dated 04.01.2021 has sought information regarding total funds allocated under the MNREGA scheme and utilized by Mour Kusu Wala Gram Panchayat during 2019-2020 – details of work done – list of schemes implemented – details of expenditures – a copy of the annual budget and other information as enumerated in the RTI application from the office of DC Ferozepur. The appellant was not provided with the information after which the appellant filed a first appeal before the First Appellate Authority on 23.02.2021 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Ferozepur. The respondent present from the office of BDPO Makhu informed that the Block Makhu tried to contact the appellant and provide the information but the appellant refused to accept the information.

The appellant is absent nor is represented.

The respondent is directed to send the information by registered post and send compliance to the commission.

No further interference of the commission is required and the case is **disposed of**.

Chandigarh
Dated: 31.01.2022

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to BDPO Makhu



Sh Hansa Singh, S/o Sh Machhi Singh,
R/o Village Shamshabad,
Tehsil & Distt Fazilka.

... Appellant

Versus

Public Information Officer,
O/o District Manager,
PUNSUP, Ferozepur.

First Appellate Authority,
O/o District Manager,
PUNSUP, Ferozepur.

...Respondent

Appeal Case No. 3154 of 2021

PRESENT: Sh.Hansa Singh as the Appellant
Sh.Surinder Kumar, PIO for the Respondent

ORDER:

The appellant through an RTI application dated 01.04.2021 has sought information regarding P.V. Reports of MKR Godown for 2018-19 & 2019-2020 as per the order of the Head Office dated 02.03.2021 and other information as enumerated in the RTI application from the office of District Manager, PUNSUP Ferozepur. The appellant was not provided with the information after which the appellant filed a first appeal before the first appellate authority on 05.05.2021 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Ferozepur. The respondent present informed that the information has been provided to the appellant vide letter dated 25.11.2021.

The appellant has received the information.

Since the information has been provided, no further course of action is required. The case is **disposed of and closed**.

Chandigarh
Dated: 31.01.2022

Sd/-
(Khushwant Singh)
State Information Commissioner