



Sh. Balbir Singh ,
S/o Late Shri Malla Singh
Village Kahnuwan,
Tehsil & Distt.Guraspur

Appellant

Versus

Public Information Officer,
O/o Block Development and
Panchayat Officer,Kahnuwan
District Gurdaspur..

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

Respondents

Appeal 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 Second Appeal
10.02.2018	Nil	17.01.2018	Nil	02.04.2019

Present: Sh.Balbir Singh, Appellant is absent.
Sh.Vijay Kumar, Panchayat Secretary,O/o BDPO Kahnuwan
– for Respondents.

ORDER

The following order was passed on 06.06.2019:-

“The appellant has sought information about the construction of a cremation ground done by the Gram Panchayat in Village Kahnuwan, District Gurdaspur. The respondents represented by Shri Nirmal Singh, Village Development Organiser, submit that the information has been provided to the appellant. The Commission finds the report to be a wishy washy and not in consonance with the original application filed way back on 10.12.2018. No written reply has been filed by the BDPO nor by the First Appellate Authority. Apparently, the respondents have ignored the provisions of the Act and seemingly, withheld the information willfully. The BDPO is called upon to provide the information point wise under intimation to the Commission before the next date of hearing and explain in the shape of an affidavit the delay having been caused. Be it noted that no further opportunity shall be afforded and penal consequences shall follow.

31.07.2019

Shri Vijay Kumar, Panchayat Secretary who is present in the V.C. has read over the information that has been provided to the appellant. Its receipt has been acknowledged by the appellant. The Commission feels that the appellant has been sufficiently informed. No further intervention is called for.

Disposed.

31.07.2019

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



Shri Surjit Singh,
S/o Shri S. Harbhajan Singh Sidhu,
Village Ekal Gadda, Tehsil Khadoor Sahib,
Distt Tarn Taran.

Appellant

Versus

Public Information Officer,
O/o Block Development and
Panchayat Officer, Khadoor Sahib,
Distt Tarn Taran.

First Appellate Authority,
O/o District and Development and
Panchayat Officer, Tarn Taran.

Respondents

Appeal Case No.2840/2018

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
26.09.2017	Nil	27.03.2018	Nil	23.08.2018

Present: Sh. Surjit Singh, Appellant.
None on behalf of the Respondents.

Order

The following order was passed on 22.05.2019:-

"The appellant had sought an information about the details of grants received and developmental works done from 01.01.2015 to 31.03.2017. He submits that despite his various pursuits he has not been able to procure the information from the respondents. The respondents have neither attended the hearing nor have sent reply to explain the cause.

The PIO – cum – BDPO, Khadoor Sahib 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.

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".



-2-

Appeal Case No.2840/2018

The appellant is seeking adjournment for having been deployed on election duty. His request is acceded to."

31.07.2019

The case has come up today. The respondents are absent. The Commission takes serious view of the same. The perusal of the record suggests that incomplete information without relevant details of the same has been supplied to the appellant. The Commission directs the BDPO Khadur Sahib, District Tarn Taran to allow inspection of the record to the appellant on a mutually agreed date and time; and provide him certified copies of the documents identified by him upto an extent of 200 pages.

The matter shall be reheard on **11.09.2019 at 11.30 AM through video conference at Tarn Taran.**

31.07.2019

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



Shri Sukhdev Singh,
 S/o S. Inder Singh,
 VPO Kot Daram Chand Kalan,
 Tehsil & Distt Tarn Taran.

Appellant

Versus

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

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

Respondents

Appeal Case No.2842/2018

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
01.05.2018	Nil	20.06.2018	Nil	27.08.2018

Present: Sh. Sukhdev Singh, Appellant
 Sh.Rajvir Singh, Panchayat Secretary on behalf of the Respondents.

Order

The following order was passed on 22.05.2019:-

"The appellant had sought information on 01.05.2018 concerning various NREGA works having been undertaken in a couple of villages and some allied information.

The respondents have stone-walled the application and the first appeal filed by him. So much so they have failed to file a reply or attend the hearing fixed in video conferencing. The Commission finds it a blatant violation of the provisions of RTI Act. Apparently, the PIO – cum - Block Development & Panchayat Officer, Tarn Taran has rendered himself liable for penal consequences. He 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 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".

...2



-2-

Appeal Case No.2842/2018

It is strange and intriguing that despite express orders and issue of show cause notice, the respondents have neither provided the information nor have filed the written reply. The Commission will be justified in imposing the penalty at this juncture. However, in the interest of fair play, another opportunity is afforded to the respondents to show cause to the above mentioned show cause notice."

31.07.2019

Having heard the appellant, the order was dictated in the absence of respondents, the case having been called out a couple of times. Shri Rajvir Singh, Panchayat Secretary has appeared in person late in the afternoon. He says that he was struck up in the way. He has shown us a copy of the memo vide which the information comprised in 211 pages has already been delivered to the information seeker. A copy of the memo has also been endorsed to the Commission which has been taken on record.

The matter shall be heard on **31.07.2019 at 11.30 AM in Commission's Office at Chandigarh.**

31.07.2019

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

PUNJAB STATE INFORMATION COMMISSION
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Sh. Harjit Singh,
S/o Sh. Joginder Singh,
R/o Village Jatiumara,
Tehsil Khadoor Sahib,
Distt. Tarn Taran.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Khadoor Sahib, Distt Tarn Taran.

First Appellate Authority,
O/o District Development and Panchayat Officer,
Tarn Taran.

Respondents

Appeal Case No.2922/2018

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
02.05.2018	Nil	15.06.2018	Nil	30.08.2018

Present: None is present.

Order

The following order passed on 22.05.2019:-

"The appellant is not present. Sh. Rajwant Singh, Panchayat Secretary appearing on behalf of the respondents says that on being asked the appellant refused to collect the information. The respondents are desired to file a written reply before the next date of hearing to the Commission with an advance copy to the appellant who may have to react on the same if he so desires".

None is present. The respondents are afforded a final opportunity to file a written reply, as per directions contained in the aforesaid order.

31.07.2019

The parties are absent consistently on the last couple of hearings. The appeal is closed for want of prosecution.

Disposed.

31.07.2019

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



Shri Gurmail Singh,
S/o Shri Sukhdev Singh,
R/o Village Mann,
Tehsil Malout, Distt Sri Muktsar Sahib.

Complainant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Ferozepur.

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

Respondents

Complaint Case converted into Appeal Case No.948/2018

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
02.02.2018	Nil	23.04.2018	Nil	31.08.2018

Present: Sh. Gurmail Singh, Appellant is absent.
Sh.Gurmukh Singh, Panchayat Secretary on behalf of the Respondents.

Order

The following order was passed on 22.05.2019:-

The appellant has sought a copy of the resolution passed by the Panchayat Samiti, Ferozepur towards recruitment of one Malkiat Singh, Tax Collector, along with his service record. The respondents represented by Shri Gurmukh Singh, Panchayat Secretary who is present in studio of Deputy Commissioner's office, submits that certified copy of the resolution has already been provided to him. As far as the service book record is concerned, he says that the same is available with the office of BDPO Gidderbaha. The Commission understands that some of the part of service record of an official is personal information. The respondents should look into it and take appropriate decision on the touch-stone of the provisions of law and arrange to provide the admissible information under intimation to the Commission."

Cont...page...2



-2-

Complaint Case converted into Appeal Case No.948/2018

31.07.2019

The matter is being considered today again. Shri Gurmukh Singh, Panchayat Secretary who is present in the V.C. states that deficient information concerning his probation period has also been furnished. He has endorsed a copy to the Commission which is taken on record. Apparently, the asked for, has been provided. The Commission is not inclined to further intervene in the matter.

Disposed.

31.07.2019

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



Shri Hardeep Singh,
S/o Shri Tarsem Lal,
R/o Village Nurpur, Tehsil Banga,
Distt. SBS Nagar (Nawanshahar)

Appellant

Versus

Public Information Officer,
O/o Distt. Development and Panchayat Officer,
SBS Nagar (Nawanshahar).

First Appellate Authority,
O/o Addl. Deputy Commissioner,
SBS Nagar (Nawanshahar)

Respondents

Appeal Case No.737/2018

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
13.09.2018	Nil	17.11.2018	Nil	14.02.2019

Present: Sh. Manish Bhardwaj, Advocate on behalf of Hardeep Singh, Appellant.
None is present for the Respondents.

ORDER

The following order was passed on 22.05.2019:-

"The appellant is absent. It transpired from the submissions made by the respondents that the appellant was booked by the District Administration for forgery of documents to extend the lease of contract of Panchayat land in the village Nurpur, Tehsil Banga, District SBS Nagar (Nawanshahr). He has sought the report of the enquiry conducted by the DDPO, statements recorded and some allied information. From the submissions of respondents as well as perusal of the record on file, it appears that the appellant has been suitably informed. An opportunity is afforded to the appellant to pin point the deficiencies, if any, in the information which is stated to have already been provided."

31.07.2019

The respondents are absent. Shri Manish Bhardwaj, counsel for the appellant submits that complete information has not been provided. According to him, the Commission has been misled by the respondents. The Commission directs the appellant to specifically point out the deficiencies in the information provided to him within 7 days from today and the respondent shall make it good within 7 days on the receipt of same.

The matter shall be reheard on **09.10.2019 at 11.30 AM through video conference at Sri Muktsar Sahib.**

31.07.2019

Sd/-
(Yashvir Mahajan)
State Information Commissioner



Sh. Kuldeep Kumar
 S/o Late Sh.Mulkh Raj,
 Village Shahar (Chhanni)
 PO Ferozepur Kalan,
 Tehsil & Distt. Pathankot.

Complainant

Versus

Public Information Officer,
 O/o Block Development and Panchayat Officer,
 Sujanpur, District Pathankot.

Respondent

Complaint Case No.205/2019

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
17.01.2019	Nil	Nil	Nil	20.02.2019

Present: Complainant Sh.Kuldeep Kumar, Advocate in person.
 None for the respondents.

ORDER:

The following order was passed on 29.05.2019:-

The complainant has sought to know the BPL cards having been issued by the BDPO Sujanpur during the period 2013 to 2018. Information about some alleged illegal mining from a canal abutting the village mentioned in the address of the appellant has also been asked.

The respondent regrets the delay in providing the information due to his pre-occupation with the Parliamentary elections. He says that he is the recent incumbent and assures the Commission to provide the information immediately. The respondent is directed to transmit the information within 7 days from today positively under intimation to the Commission failing which the penal consequences shall follow.

31.07.2019

The case has come up today. The respondent is absent in the V.C. The complainant who is present in the hearing at Chandigarh denies having received the information. The respondents have shown indifference and defiance to the directions issued above.

The Panchayat Secretary who is deemed PIO, 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 Complainant under Section 19 (8) (b) of the Act for the detriment suffered by him.



-2-

Complaint Case No.205/2019

In addition to the written reply, the Panchayat Secretary 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.

Meanwhile, he is directed to appear in person on the next date of hearing at Chandigarh along with the entire record.

To come up **on 05.09.2019 at 11.30 AM at Chandigarh.**

31.07.2019

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