

# PUNJAB STATE INFORMATION COMMISSION

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

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**Mohammad Hanif,**  
Baldev Colony, Nabha,  
District Patiala – 147 201

Versus

**Public Information Officer,**  
o/o Home Secretary,  
2<sup>nd</sup> Floor, Punjab Mini Secretariat,  
Sector-9, Chandigarh.

**Public Information Officer,**  
o/o Punjab Waqf Board,  
SCO 1062-1063, Himalaya Marg,  
Sector-22 B, Chandigarh.

**First Appellate Authority,**  
o/o Home Secretary,  
2<sup>nd</sup> Floor, Punjab Mini Secretariat,  
Sector-9, Chandigarh.

## **Appeal Case No. 126 of 2020 (Video Conference Proceedings)**

PRESENT:

(Appellant) Absent

Tayyeb Hasan Falahi, PIO-cum-Education & Development Officer (Respondent) 97810-23786

Rajinder Singh, PIO-cum-Superintendent (Respondent) 98551-34415

Charanjit Singh, APIO-cum-Senior Assistant (for the Respondent) 99142-58929

ORDER:

*(To be read in continuity with earlier orders on 5.3.2020)*

1. The RTI application is dated **3.7.19** vide which the appellant has sought information **regarding the Punjab Waqf Board**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **18.11.19** and second appeal was filed in the Commission on **30.12.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **5.3.2020**.

2. The appellant is absent but has informed this Commission of his inability to attend this hearing. It is notable here that this appellant has remained consistently absent at hearings of all appeal and complaint cases filed by him. This has tended to slow down the proceedings. The respondent PIO-cum-Superintendent, Rajinder Singh, from home department and PIO-cum-Education & Development Officer, Tayyeb Hasan Falahi from Punjab Waqf Board, have separately submitted that the information sought at point 1 of the RTI application was furnished by the Home Department vide its letter of 6.12.2019 and the rest of the information from point 2 (1 to 7) was given by way of 8 pages by the Punjab Waqf Board vide its letter dated 30.1.2020.

**Contd....2**

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## **Appeal Case No. 126 of 2020 (Video Conference Proceedings)**

3. However, the appellant in his email of 2.12.2020 continues to insist that he has not received the information he sought from the Department of Home. The appellant is advised to list specific points of his RTI application pertaining to which information is still deficient. He must do this in a written letter to the respondent PIO with a copy to this Commission before the next hearing. Failing this, the Commission will be compelled to close this case.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 18.2.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

4.12.2020

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**Mohammad Hanif,**  
Baldev Colony, (G.T.B. Nagar),  
Near Central Vidiyala, Nabha,  
District Patiala-147201

**Versus**

**Public Information Officer,**  
o/o Additional Chief Secretary,  
Department of Home Affairs and Justice Department,  
Punjab, Chandigarh.

**First Appellate Authority,**  
o/o Chief Secretary, Punjab Government,  
Chandigarh.

## **Appeal Case No. 4144 of 2019 (Video Conference Proceedings)**

PRESENT:

(Appellant) Absent

Tayyeb Hasan Falahi, PIO-cum-Education & Development Officer (Respondent) 97810-23786

Rajinder Singh, PIO-cum-Superintendent (Respondent) 98551-34415

Charanjit Singh, APIO-Cum-Senior Assistant (for the Respondent) 99142-58929

ORDER:

*(To be read in continuity with earlier orders on 23.1.2020)*

1. The RTI application is dated **4.7.19** vide which the appellant has sought **information regarding the action taken against a Punjab Waqf Board member on his complaint P/5 dated 7.5.19**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **16.8.19** and second appeal was filed in the Commission on **5.11.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **23.1.2020**.

2. The appellant is absent but has informed the Commission of his inability to attend this hearing. The respondent PIO, represented by Charanjit Singh, APIO-cum-Senior Assistant from Department of Home stated that the requested information was sent to the appellant vide Letter No. 618 dated 19.12.2019. However, the appellant continues contending that he has not received the requested information. The respondent PIO is directed to send a duly attested copy of the sequential communication with the appellant as well as respondent PIO Home Department, regarding this RTI application at the earliest.

3. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

**Information supplied under the RTI Act, 2005**

**Signature of the PIO**

**Name of the PIO**

**Name of the Public Authority**

**Date**

**5. Next hearing on 18.2.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

**Sd/-**  
**(ASIT JOLLY)**  
State Information Commissioner

Chandigarh  
4.12.2020

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**Ram Singh Paul,**  
S/o Maroo Singh,  
Street No. 2, Ward No. 19 (Near Springdil School),  
Baba Banda Bahadur Nagar, Khanna,  
District Ludhiana – 141 401

**Versus**

**Public Information Officer,**  
o/o Estate Officer,  
Greater Mohali Area Development Authority (GMADA),  
PUDA Bhawan, Sector-62, SAS Nagar-160062 (Mohali)  
**First Appellant Authority,**  
o/o Estate Officer,  
Greater Mohali Area Development Authority (GMADA),  
PUDA Bhawan, Sector-62, SAS Nagar-160062 (Mohali)

## **Appeal Case No. 1342 of 2020 (Video Conference Proceedings)**

PRESENT:

(Appellant) Absent

Om Bahadur, Senior Assistant (for the Respondent) 89689-99866

ORDER:

1. The RTI application is dated **6.1.2020** vide which the appellant has sought information **regarding unauthorized construction in village Krishanpura**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **10.2.2020** and second appeal was filed in the Commission on **27.5.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **4.12.2020**.

2. The appellant is absent without intimation. The respondent PIO, represented by Om Bhadur, Senior Assistant, stated that a reply along with the requested information was sent to the appellant vide Letter No. 2728 dated 6.11.2020. The reply was based on specification made by the appellant vide his letter of 17.7.2020. The respondent PIO is directed to send all the sequential correspondence with the appellant, to this Commission at the earliest.

3. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

**Information supplied under the RTI Act, 2005**

**Signature of the PIO**

**Name of the PIO**

**Name of the Public Authority**

**Date**

4. **Next hearing on 18.2.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

**Sd/-**  
**(ASIT JOLLY)**  
State Information Commissioner  
Chandigarh  
4.12.2020

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**Sukhdev Singh Manuke,**  
Village Manuke,  
Tehsil Jagraon, District Ludhiana – 142 034

Versus

**Public Information Officer,**  
o/o Additional Chief Secretary,  
Home Affairs and Justice Department Punjab,  
Chandigarh.

**Public Information Officer,**  
o/o Additional Chief Secretary, **Home-1,**  
Home Affairs and Justice Department Punjab,  
Chandigarh.

**Public Information Officer,**  
o/o Additional Chief Secretary, **Home-3,**  
Home Affairs and Justice Department Punjab,  
Chandigarh.

**First Appellate Authority,**  
o/o Home Department Punjab,  
Chandigarh.

## **Appeal Case No. 277 of 2020 (Video Conference Proceedings)**

PRESENT:

(Appellant) Absent

Mahesh, Senior Assistant, Home-1 (for the Respondent)

Shamher Singh, Home-3 (for the Respondent)

ORDER:

*(To be read in continuity with earlier orders on 4.3.2020)*

1. The RTI application is dated **21.9.19** vide which the appellant has sought information **regarding the action taken on Complaint No. 814/1 dated 14.8.19 and related documents including Memo No 1/10/2009-3H(1)/435 dated 12.2.09 etc.,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **29.10.19** and second appeal was filed in the Commission on **10.1.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **4.3.2020**.

2. The appellant is absent without intimation. The respondent PIO, represented by Mahesh Pal, Senior Assistant, Home-1 and Shamsher Singh, Senior Assistant, Home-3, have submitted that duly attested copies of information requested from point 1 to 5 have been supplied to the appellant vide successive letters.

**Contd. ...2**

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## **Appeal Case No. 277 of 2020 (Video Conference Proceedings)**

3. The respondents are directed to send copies of the sequential correspondence with the appellant, to this Commission at the earliest.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 18.2.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

4.12.2020

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**Pawan Singh,**

# 1412, Phase 2, Dugri Urban Estate,  
Ludhiana – 141 013.

Versus

**Public Information Officer,**

o/o Senior Superintendent of Police,  
Sector-76, S.A.S. Nagar (Mohali)

**First Appellate Authority,**

o/o Inspector of General Police,  
Mandi Board Building,  
Near Gurudwara Sri Bhatta Sahib,  
Ropar-140001

## **Appeal Case No. 3798 of 2019 (Video Conference Proceedings)**

PRESENT:

(Appellant) Absent

Maninder Singh, Constable (for the Respondent) 78377-41687

ORDER:

*(To be read in continuity with earlier orders on 12.12.19 and 7.2.2020)*

1. The RTI application is dated **5.2.19** vide which the appellant has sought **information by way of documents and letters etc pertaining to FIR No. 393 of 24.11.16**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **6.5.19** and second appeal was filed in the Commission on **11.10.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **7.2.2020**.

2. The appellant is absent without intimation for the 3<sup>rd</sup> time. The respondent PIO, represented by Constable Maninder Singh, from the office SSP Mohali, has submitted an affidavit as directed by this Commission. However, the affidavit is signed by the SP Headquarter and not by the SSP-cum-PIO as directed by this Commission. Also during the deliberations at this hearing the respondent has now agreed that all the documents pertaining to FIR No. 393 dated 24.11.2016, of Police Station Zirakpur which were consigned to Court on 24.11.2017, are still accessible to the Police.

3. This Commission directs the respondent PIO to retrieve copies of the cited record from the court of JMJC Derabassi and furnish duly attested copies to the appellant at the earliest.

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## **Appeal Case No. 3798 of 2019 (Video Conference Proceedings)**

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 18.2.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

4.12.2020



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**Sarabjeet Singh Gill** (Whistle Blower)  
# 60-35, P-376-1, Street No. 8,  
Maha Singh Nagar, PO Dhandari Kalan,  
District Ludhiana – 141 014

Versus

**Public Information Officer,**  
o/o Additional Inspector General (Crime),  
Punjab Police Headquarters,  
Sector-9, Chandigarh.  
**First Appellate Authority,**  
o/o Director General of Police,  
Punjab Police Headquarters,  
Sector-9, Chandigarh.

## **Appeal Case No. 3978 of 2019 (Video Conference Proceedings)**

PRESENT:

Amarjeet Singh Dhamotia (for the Appellant) 98884-90031  
(Respondent) Absent

ORDER:

*(To be read in continuity with earlier orders on 10.1.2020 and 26.2.2020)*

1. The RTI application is dated **10.5.18** vide which the appellant has sought information **regarding cancellation of FIR No. 43 dated 28.2.17 at PS Kotwali, Ludhiana**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **9.8.19** and second appeal was filed in the Commission on **23.10.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **26.2.2020**.

2. The respondent PIO is absent without intimation. The appellant is represented by his father Amarjit Singh Dhamotia, stated that the respondent PIO has given partial information by hand on 20.2.2020 by way of an illegible copy of the cancelation report pertaining to FIR No. 43 dated 28.2.2016. In a letter (No.3186 dated 14.10.2020) to the Commission, the respondent has stated that the appellant was duly informed that the rest of the information sought by him pertains to the Chief Secretary, Punjab and he can file a separate application to seek it. The appellant, however, contests this, insisting that all the information he seeks pertains to the FIR No. 43 of 28.2.2017. He has sought the complete file pertaining to this FIR, which should be available with the Police Department.

3. The respondent PIO is once again directed to retrieve the information from whatever is present location and supply legible and duly attested copy to the appellant before the next hearing.

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## **Appeal Case No. 3978 of 2019 (Video Conference Proceedings)**

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 18.2.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

4.12.2020

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**Er. Nitin Kumar Tayal,**  
Director Gats India Ltd.,  
2 B, Swami Vivekanand Vridhashram Market,  
B Block, Model Town Extension,  
Ludhiana – 141 002

Versus

**Public Information Officer,**  
o/o Superintendent Judicial-1 Branch,  
Home Affairs and Justice,  
Punjab Civil Secretariat-2,  
Sector-9, Punjab, Chandigarh.

**First Appellate Authority,**  
o/o Superintendent Judicial-1 Branch,  
Home Affairs and Justice,  
Punjab Civil Secretariat-2,  
Sector-9, Punjab, Chandigarh.

## **Appeal Case No. 407 of 2020 (Video Conference Proceedings)**

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

*(To be read in continuity with earlier orders on 5.3.2020)*

1. The RTI application is dated **2.11.19** vide which the appellant has sought information **regarding letter no. 14/10/2016-3Judl. (1)/961 dated: 30.4.2019**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **9.12.19** and second appeal was filed in the Commission on **21.1.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **5.3.2020**.

2. Both parties are absent. Under the circumstances, this case is adjourned to its next hearing.

3. **Next hearing on 18.2.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

**Sd/-**  
**(ASIT JOLLY)**  
State Information Commissioner

Chandigarh  
4.12.2020

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**Jaspreet Singh Sidhu,**  
S/o Sh. Nauniyal Singh Sidhu,  
# 41, Sector-2, Chandigarh.

**Versus**

**Public Information Officer,**  
o/o Secretary General,  
Punjab Olympic Association,  
Punjab Olympic Bhawan,  
Sports Complex, Sector-63,  
Phase-9, S.A.S. Nagar.

## **Complaint Case No. 148 of 2020 (Video Conference Proceedings)**

### **PRESENT:**

Jaspreet Singh Sidhu (Complainant) 95929-00005  
Rohit Ummat, Advocate (for the Respondent)  
Ankur Gupta, Advocate (for the Respondent) 93369-90004

### **ORDER:**

*(To be read in continuity with earlier orders on 12.6.2020 and 20.8.2020)*

1. The complainant, **Jaspreet Singh Sidhu**, filed this RTI application dated **30.11.2019** and sought information **regarding the Punjab Olympic Association**, from the PIO o/o **Secretary General, Punjab Olympic Association**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **3.2.2020**. The case was last heard on **20.8.2020**.

2. Both parties are present through Video Conference Facility at Deputy Commissioner office at Mohali. The respondent PIO, represented by Rohit Ummat and Ankur Gupta, Advocates have made a lengthy written submission in support of their contention that the POA is not a "Public Authority" as defined by the RTI Act, 2005, and so, outside its purview. The appellant too has submitted some documents to demonstrate that the Punjab Olympic Association does in fact receive periodic funding from the State Government.

3. Having heard both sides this hearing is adjourned, with the directions to both parties to submit details of lease/rent agreement for the land on which, the official premises of the Punjab Olympic Association are situated in Mohali.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

**Information supplied under the RTI Act, 2005**

**Signature of the PIO**

**Name of the PIO**

**Name of the Public Authority**

**Date**

5. **Next hearing on 18.2.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

**Sd/-**

**(ASIT JOLLY)**

State Information Commissioner  
Chandigarh  
4.12.2020