

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864111, Visit us @ www.infocommpunjab.com,
Email: psic21@punjabmail.gov.in



Yogesh Kumar Puri, Advocate,
3935, Sector-47 D,
Chandigarh.

Versus

Public Information officer,
o/o Sub Divisional Magistrate,
Tehsil Colony Street, Dharamkot,
District Moga-142042

First Appellate Authority,
o/o Sub Divisional Magistrate,
Tehsil Colony Street, Dharamkot,
District Moga-142042

Appeal Case No. 3253 of 2021 (Video Conference Proceedings)

PRESENT:

Yogesh Kumar Puri (Appellant) 98720-73755
Maninder Singh, Naib Tehsildar (for the Respondent) 94171-07172

ORDER:

1. The RTI application is dated **14.10.2020** vide which the appellant has sought information **regarding rent agreements/rent deeds pertaining to commercial properties in Kot Ise Khan from 2018 to 2020**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **5.12.2020** and Second Appeal was filed in the Commission on **16.7.2021** under Section 19 of the Right to Information Act 2005. Notice was issued to the parties for first hearing in the Commission on **5.10.2021**.

2. Both parties are present. The appellant attended the hearing via Cisco Webex. The respondent PIO, represented by Maninder Singh, Naib Tehsildar, present via Video Conference Facility from Moga, states that a reply was sent to the appellant vide Letter No. 1 Dated 3.11.2020, wherein he was advised to deposit the requisite fees and procure the rent agreements/deeds cited in his RTI application from local Sewa Kender. It is by now well established through Orders of the superior judiciary as well as this Commission that when there is more than one avenue to procure information, a citizen is free to procure the information he seeks through the means of his choice. In this instance, the appellant has selected the RTI Act, 2005 to procure the information cited in his RTI application.

3. The respondent PIO is herewith directed to supply the requested information as available in his office after duly attesting each page as under. This must be complied with within 15 days of receipt of this Order.

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

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Appeal Case No. 3253 of 2021 (Video Conference Proceedings)

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 2.2.2022 at 11.00 am through Video Conference Facility at DC Office, Moga.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

5.10.2021

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Amarjit Singh, S/o Sh. Balvir Singh,
VPO Karnana – 144513
Tehsil-Nawanshahr,
District Shaheed Bhagat Singh Nagar.

Versus

Public Information officer,
o/o Senior Superintendent of Police,
District Moga.

Complaint Case No. 649 of 2021 (Video Conference Proceedings)

PRESENT:

(Complainant) Absent

ASI Charanjeet Singh (for the Respondent) 97800-01275

ORDER:

1. The complainant, **Amarjit Singh**, filed this RTI application dated **4.2.2021** and sought information **regarding deaths/suicide from 23.3.2020 to 13.7.2020 and proceedings under Section 174 Cr. PC done by Punjab Police during 23.3.2020 to 13.7.2020**, from the PIO o/o **Senior Superintendent of Police, Moga**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **27.5.2021**. Notice was issued to the parties for first hearing in the Commission on **5.10.2021**.

2. The complainant is absent without intimation. The respondent PIO, represented by ASI Charanjeet Singh, is present via Video Conference Facility from Moga, has submitted a copy of letter sent to the complainant vide Letter No. 184/RTI Dated 10.2.2021, in which it has been stated that the information is not available in the format sought and would need to be collected from various Police Stations. During deliberations at this hearing, the respondent PIO's representative admitted that the office of SSP Moga, is infact received monthly report from each of the 13 Police Stations in its area.

3. The respondent PIO is herewith directed to submit a fresh, pointwise reply to the RTI application and furnish the information pertaining to all 13 Police Stations by way of monthly reports received in the office of SSP, Moga. This must be done within 15 days of receipt of this order.

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

Contd. ...2

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Complaint Case No. 649 of 2021 (Video Conference Proceedings)

5. Next hearing on 2.2.2022 at 11.00 am through Video Conference Facility at DC Office, Moga.

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
5.10.2021

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REGISTERED SHOW CAUSE NOTICE

Kaushal Kumar,
S/o Sh. Gurdeep Singh,
1030, Ward No. 16,
Mohalla Khehariada,
Moga.

Versus

Public Information officer,
o/o Assistant Town Planner,
Municipal Corporation,
Moga.

First Appellate Authority,
Commissioner,
Municipal Corporation,
Moga.

Appeal Case No. 3086 of 2021 (Video Conference Proceedings)

PRESENT:

Kaushal Kumar (Appellant) 95306-19004
(Respondent) Absent

ORDER:

1. The RTI application is dated **22.2.2021** vide which the appellant has sought information **regarding the action taken on three applications, dated 10.4.2019, 13.8.2019 and 10.12.2019,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **21.4.2021** and Second Appeal was filed in the Commission on **6.7.2021** under Section 19 of the Right to Information Act 2005. Notice was issued to the parties for first hearing in the Commission on **5.10.2021**.

2. The appellant, Kaushal Kumar is present via Video Conference Facility from Moga. The respondent PIO is absent without intimation. It is notable that the PIO has neither replied nor provided any information, to this RTI application which was submitted on 22.2.2021. Under the circumstances, this Commission deems it fit to serve the respondent PIO with this Show Cause Notice.

3. The respondent PIO is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **22.2.2021**.

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, 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*.” Copies of this order be sent to the parties through registered post.

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Appeal Case No. 3086 of 2021 (Video Conference Proceedings)

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 2.2.2022 at 11.00 am through Video Conference Facility at DC Office, Moga.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

5.10.2021p

Cc: Commissioner, Municipal Corporation, District Moga, for information and further necessary action.

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REGISTERED SHOW CAUSE NOTICE

Kaushal Kumar,
S/o Sh. Gurdeep Singh,
1030, Ward No. 16,
Mohalla Khehariada,
District Moga.

Versus

Public Information officer,
o/o Assistant Town Planner,
Municipal Corporation,
District Moga.

First Appellate Authority,
Commissioner,
Municipal Corporation,
District Moga.

Appeal Case No. 3314 of 2021 (Video Conference Proceedings)

PRESENT:

Kaushal Kumar (Appellant) 95306-19004
(Respondent) Absent

ORDER:

1. The RTI application is dated **12.4.2021** vide which the appellant has sought information **regarding Moga Mahila Singh Muraba Shokian etc.**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **2.6.2021** and Second Appeal was filed in the Commission on **20.7.2021** under Section 19 of the Right to Information Act 2005. Notice was issued to the parties for first hearing in the Commission on **5.10.2021**.

2. The appellant Kaushal Kumar is present via Video Conference Facility from Moga. The respondent PIO is absent without intimation. It is notable that the PIO has neither replied nor provided any information, to this RTI application which was submitted on 12.4.2021. Under the circumstances, this Commission deems it fit to serve the respondent PIO with this Show Cause Notice.

3. The respondent PIO is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **12.4.2021**.

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, 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*.” Copies of this order be sent to the parties through registered post.

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Appeal Case No. 3314 of 2021 (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 2.2.2022 at 11.00 am through Video Conference Facility at DC Office, Moga.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

5.10.2021

Cc: Commissioner, Municipal Corporation, District Moga, for information and further necessary action.

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REGISTERED SHOW CAUSE NOTICE

Surjit Singh,
S/o Sh. Dia Singh,
Village Raowal,
Post Office-Kadarwala,
District Moga.

Versus

Public Information officer,
o/o Deputy Commissioner,
District Moga.

Complaint Case No. 1013 of 2021 (Video Conference Proceedings)

PRESENT:

Surjit Singh (Complainant) 75891-45805
(Respondent) Absent

ORDER:

1. The complainant, **Surjit Singh**, filed this RTI application dated **12.5.2021** and sought information **by way of the undertaking/affidavit given by Harbans Kaur during the last Panchayat Election, wherein she stated that her family was not in possession of any government or panchayat land,** from the PIO o/o **Deputy Commissioner, Moga**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **9.6.2021**. Notice was issued to the parties for first hearing in the Commission on **5.10.2021**.

2. The respondent PIO is absent without intimation. As per the complainant, the respondent PIO has neither given any reply to the RTI application nor supplied any information. Under the circumstances, this Commission deems it fit to serve the respondent PIO with this Show Cause Notice.

3. The respondent PIO is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **12.5.2021**.

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, 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*.” Copies of this order be sent to the parties through registered post.

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

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Complaint Case No. 1013 of 2021 (Video Conference Proceedings)

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 2.2.2022 at 11.00 am through Video Conference Facility at DC Office, Moga.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

5.10.2021

Cc: Deputy Commissioner, District Moga, for information and further necessary action.