

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



Labh Singh,
S/o Surjit Singh,
105-D, Deep Nagar,
Patiala.

Versus

Public Information Officer,
o/o Additional Superintendent Engineer Civil Works,
Punjab State Power Corporation Limited (OSPCL)
Patiala.

Complaint Case No. 246 of 2020 (Video Conference Proceedings)

PRESENT:

(Complainant) Absent
Pasrvesh Diwan, Senior XEN (for the Respondent) 96461-24157

ORDER:

(To be read in continuity with earlier orders on 11.9.2020)

1. The complainant, **Labh Singh**, filed this RTI application dated **11.2.2020** and sought information **regarding construction work 66 KV, dated: 20.1.2017 to 11.2.2020**, from the PIO o/o **Additional Superintendent Engineer PSPCL, Patiala**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **16.3.2020**. The case was last heard on **11.9.2020**.
2. The appellant is absent without intimation. The respondent PIO, represented by Senior XEN, Parvesh Dewan, stated that the requested information (82 pages) was got to the appellant by Registered Post on 27.10.2020.
3. The respondent PIO is directed to send a copy of the postal receipt to this Commission. The Complainant is requested to examine the information received by him and list deficiencies if any.
4. **Next hearing on 7.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Patiala.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
5.11.2020

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Jarnail Singh,
S/o Atma Singh,
Village Jalal Khara, PO Sular,
District Patiala.

Versus

Public Information Officer,
o/o Senior Superintendent of Police,
Patiala.

Complaint Case No. 108 of 2020 (Video Conference Proceedings)

PRESENT:

(Complainant) Absent

Hakam Singh, ASI (for the Respondent) 94643-92733

ORDER:

1. The complainant, **Jarnail Singh**, filed this RTI application dated **17.12.2019** and sought information **regarding action taken on the application dated 6.6.2019 bearing Diary No.53**, from the PIO. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **24.1.2020**. The notice to the parties was issued for first hearing on **5.11.2020**.
2. The complainant is absent without intimation. The respondent PIO represented by ASI, Hakam Singh, stated that the requested information was sent to the complainant by Registered Post on 6.7.2020. A copy of the same was also received in the Commission on 6.7.2020.
3. The respondent PIO is directed to e-mail a copy of the Postal Receipt vide which information was sent to the complainant. The complainant Jarnail Singh is offered an opportunity to examine the information supplied to him and list any deficiencies.
4. **Next hearing on 7.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Patiala.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
5.11.2020

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Jarnail Singh,
S/o Thakar Singh,
23/14, Anand Nagar-B, Tipri,
Patiala – 147001

Versus

Public Information Officer,
o/o Senior Superintendent of Police,
Block B, Patiala.
First Appellate Authority,
o/o Inspector General of Police, Patiala Zone, Patiala.

Appeal Case No. 1208 of 2020 (Video Conference Proceedings)

PRESENT:

Jarnail Singh (Appellant) 93560-41329
Hakam Singh, ASI (for the Respondent) 94643-92733

ORDER:

(To be read in continuity with earlier orders on 11.9.2020)

1. The RTI application is dated **23.11.2019** vide which the appellant has sought information **regarding action taken on his letter No. 2024/C.R.M.-P.P-18 647/C.C-3 dated 16.10.2018 to SSP, Headquarter, Patiala,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **13.2.2020** and second appeal was filed in the Commission on **23.3.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **11.9.2020**.

2. Both parties are present through Video Conference facility at the office of the Deputy Commissioner, Patiala. At the last hearing on 11.9.2020, the respondent PIO had agreed to arrange for the appellant to inspect the record in his office on Monday i.e. 14.9.2020. The respondent PIO states that all available information pertaining to this RTI application has been supplied to the appellant. The appellant is however, still not satisfied.

3. Under the circumstances, the Commission directs the respondent PIO to email a copy of the information furnished to the appellant, to this Commission. The Commission will take a final decision after examining the information given to the appellant.

4. **Next hearing on 7.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Patiala.**

Sd/-
(ASIT JOLLY)
State Information Commissioner
Chandigarh
5.11.2020

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Harvinder Singh,
S/o Labh Singh,
Varaich Colony, Tehsil Samana,
District Patiala.

Versus

Public Information Officer,
o/o Senior Superintendent of Police,
Patiala.

First Appellate Authority,
o/o Inspector General of Police,
Patiala Range, Patiala.

Appeal Case No. 1466 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Hakam Singh, ASI (for the Respondent) 94643-92733

ORDER:

(To be read in continuity with earlier orders on 11.9.2020)

1. The RTI application is dated **7.2.2020** vide which the appellant has sought information **regarding certified copies of all documents and action taken on UID No. 1668084 dated: 4.10.2019 and UID No. 1663806,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **29.4.2020** and second appeal was filed in the Commission on **10.6.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **11.9.2020**.

2. The appellant is absent but informed the Commission of his inability to attend this hearing. The respondent PIO, represented by ASI Hakam Singh, has, as directed at the last hearing on 11.9.2020, brought an Affidavit to handover to the appellant. However, in the absence of appellant, he is directed to send the aforesaid Affidavit by Registered Post to the appellant and email a scanned copy of the same to the Commission today itself.

3. **Next hearing on 7.1.2021 at 12.00pm through Video Conference Facility in the office of Deputy Commissioner, Patiala.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
5.11.2020

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Akash Verma,

S/o Ashok Kumar Verma,
80, New Officers Colony,
Stadium Road, District Patiala.

Versus

Public Information Officer,

o/o Senior Superintendent of Police,
Block B, Mini Secretariat, Patiala – 147001

First Appellate Authority,

o/o Inspector General of Police,
Patiala Range, Chhoti Baradari,
Patiala – 147001

Appeal Case No. 1550 of 2020 (Video Conference Proceedings)

PRESENT:

Akash Verma (Appellant) 83604-01417
Hakam Singh, ASI (for the Respondent) 94643-92733

ORDER:

(To be read in continuity with earlier orders on 11.9.2020)

1. The RTI application is dated **21.2.2020** vide which the appellant has sought information **regarding certified copies and action taken on FIR No. 234/18, 203/18 PS Tripuri, Patiala State Vs Akash Verma U/s 353, 186 IPC dated: 15.9.2018,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **19.3.2020** and second appeal was filed in the Commission on **16.6.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **11.9.2020**.

2. Both parties are present through Video Conference facility at the office of the Deputy Commissioner, Patiala. At the last hearing on 11.9.2020, the respondent PIO was directed to file a duly notarised affidavit, stating the contention made in that hearing that 'the information requested in the RTI application is still pending with Community Policing Wing at Mohali. The respondent PIO has failed to comply with this Commission's directions.

3. This Commission gives the respondent PIO-cum-SSP Patiala a period of 5 days to submit the affidavit as directed at Point No. 3 of this Commission's order of 11.9.2020. Failing this, the Commission will be compelled to initiate penal action as per RTI Act 2005.

4. **Next hearing on 7.1.2021 at 12.00pm through Video Conference Facility in the office of Deputy Commissioner, Patiala.**

Sd/-

(ASIT JOLLY)

State Information Chandigarh Commissioner

Chandigarh
5.11.2020

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Ashawani Kumar,
S/o SatparkashSood,
Ward No. 2, Thana Road,
Bhadson, Tehsil-Nabha,
District Patiala

Versus

Public Information Officer,
o/o Senior Superintendent of Police,
Patiala.

First Appellate Authority,
o/o Inspector General of Police,
Patiala Range, Patiala.

Appeal Case No. 1692 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Hakam Singh, ASI (for the Respondent) 94643-92733

ORDER:

(To be read in continuity with earlier orders on 11.9.2020)

1. The RTI application is dated **26.11.2019** vide which the appellant has sought information **regarding complaint filed vide letter No. 329/C/18/Reader/304/A-5 dated 27.7.2018; the ADGP's letter No. 6276 dated 16.7.2018; Enquiry No. 3935/OP dated 11.9.2019; and Case No.74/14 PS,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **11.1.2020** and second appeal was filed in the Commission on **26.6.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **11.9.2020**.

2. The appellant is absent without intimation. The respondent PIO, represented by ASI Hakam Singh, has in compliance with this Commission's orders of 11.9.2020, brought 15 pages byway of information requested by the appellant. However, in light of the appellant's absence, the respondent PIO is directed to send the information to the appellant by Registered Post. A copy of the information along with a copy of the Postal Receipt be sent to this Commission. The appellant is requested to examine the information supplied and list any deficiency before the next hearing.

3. **Next hearing on 7.1.2021 at 12.00pm through Video Conference Facility in the office of Deputy Commissioner, Patiala.**

Sd/-
(ASIT JOLLY)
State Information Commissioner
Chandigarh
5.11.2020

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Ramesh,
S/o Jala Ram,
Village ThehBanhera Ka Tha, Guhla,
District Kaithal, Haryana – 136034

Versus

Public Information Officer,
o/o Senior Superintendent of Police,
Patiala.

First Appellate Authority,
o/o Senior Superintendent of Police,
Patiala.

Appeal Case No. 1068 of 2020 (Video Conference Proceedings)

PRESENT:

Ramesh Kumar (Appellant) 99962-36093
Hakam Singh, ASI (for the Respondent) 94643-92733

ORDER:

(To be read in continuity with earlier orders on 11.9.2020)

1. The RTI application is dated **2.12.2019** vide which the appellant has sought information **regarding FIR No. 72/8.3.1997 at Police Station Sadar u/s 279, 337, 304a and 427**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **20.1.2020** and second appeal was filed in the Commission on **11.3.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **11.9.2020**.

2. Both parties are present through Video Conference facility at the office of the Deputy Commissioner, Patiala. At the last hearing on 11.9.2020, the respondent PIO, represented by ASI Hakam Singh, has handed over 14 pages byway of information, which the appellant was asked to examine and list deficiencies if any. The appellant, in a letter to this Commission, contends that the information given to him is 'incomplete'.

3. At today's hearing, the respondent PIO, again represented by ASI Hakam Singh, has handed over some additional information. The respondent PIO is directed to send a copy of all the information given to the appellant, to this Commission at the earliest.

4. **Next hearing on 7.1.2021 at 12.00pm through Video Conference Facility in the office of Deputy Commissioner, Patiala.**

Sd/-
(ASIT JOLLY)
State Information Commissioner
Chandigarh
5.11.2020

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Ramesh Kumar,
S/o Jaila Ram,
Village ThehBanera,
Tehsil Guhla, District Kaithal – 136034

Versus

Public Information Officer,
o/o Senior Superintendent of Police,
Block-B, Mini Secretariat, Patiala.
First Appellate Authority,
o/o Director General of Police Punjab,
Chandigarh.

Appeal Case No. 4281 of 2019 (Video Conference Proceedings)

PRESENT:

Ramesh Kumar (Appellant) 99962-36093
Hakam Singh, ASI (for the Respondent) 94643-92733

ORDER:

(To be read in continuity with earlier orders on 5.2.2020, 30.7.2020, and 11.9.2020)

1. The RTI application is dated **3.8.19** vide which the appellant has sought **information regarding the final action by the DGP on the Chief Minister's Letter No. 717 dated 10.5.19 as well as the action on the appellant's own letter to the DGP on 1.5.19 etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **12.9.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **11.9.2020**.

2. Both parties are present through Video Conference facility at the office of the Deputy Commissioner, Patiala. The respondent PIO, represented by ASI Hakam Singh, was directed to send a copy of the information given to the appellant, to this Commission. He has however, failed to comply with the Order. He is directed to email a copy of the information given to the appellant, to this Commission at the earliest.

3. **Next hearing on 7.1.2021 at 12.00pm through Video Conference Facility in the office of Deputy Commissioner, Patiala.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
5.11.2020

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REGISTERED

Sat Narain Bansal,
127, Phulkian Enclave,
District Patiala – 147004

Versus

Public Information Officer,
o/o Chief Administrator,
PUDA, PUDA Bhawan, Sector- 62, Mohali.
First Appellate Authority,
o/o Chief Administrator PUDA, Mohali.

Appeal Case No. 1316 of 2020 (Video Conference Proceedings)

PRESENT:

Sat Narain Bansal (Appellant) 97791-89592
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 11.9.2020)

1. The RTI application is dated **15.10.2019** vide which the appellant has sought information **regarding proposals received from BDA, Bathinda in matter of PUDA Enclave Budhlada, action taken by CA, PUDA Mohali officer,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **15.12.2019** and second appeal was filed in the Commission on **21.5.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **11.9.2020**.
2. The respondent PIO is absent without intimation for the second time in succession. The Commission takes a very serious view of the respondent PIO's conduct in repeatedly ignoring this Commission's directions and refusing to respond the RTI application. It is now more than one year since the RTI application was filed on 15.10.2019.
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 wilful delay/denial of the information requested by the appellant as far back as on **15.10.2019**.

“In addition to the written reply, the respondent PIO is also given an opportunity, under Section 20 (1) proviso 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*.”

Contd. ...2

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Appeal Case No. 1316 of 2020 (Video Conference Proceedings)

4. Next hearing on 7.1.2021 at 12.00pm through Video Conference Facility in the office of Deputy Commissioner, Patiala.

Sd/-
(ASIT JOLLY)
State Information Chandigarh Commissioner

Chandigarh
5.11.2020

CC: Chief Administrator, PUDA, Mohali, for information/further necessary action.

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Er. Jatinder Kumat Gupta,
General Secretary,
SuchnaAdhikarManch(Regd.),
Deputy Chief Engineer/PSPCL(Retd.),
#400,Phase-2,Urban Estate,
Patiala – 147002.

Versus

Public Information Officer,
o/o Patiala Development Authority,
Patiala – 147001.

First Appellate Authority,
o/o Chief Administrator,
Patiala Development Authority,
Patiala.

Appeal Case No. 485 of 2020 (Video Conference Proceedings)

PRESENT:

Er. Jatinder Kumat Gupta(Appellant) 96461-69400
Monika Gupta, Dealing Assistant (for the Respondent) 98555-20759
Shivani, Senior Assistant, Account Branch (for the Respondent)

ORDER:

1. The RTI application is dated **6.9.2019** vide which the appellant has sought information **regarding PDA-OmaxeCity at Baran in five points**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **6.11.2019** and second appeal was filed in the Commission on **24.1.2020** under Section 19 of the Right to Information Act, 2005. Notice to the parties was issued for first hearing on **5.11.2020**.

2. Both parties are present through Video Conference facility at the office of the Deputy Commissioner, Patiala. The respondent PIO, represented by Monika Gupta, Dealing Assistant, RTI Branch and Shivani, Senior Assistant, Account Branch, informed the Commission that information pertaining to the points 1, 2, and 5 of this RTI application has already been furnished to the appellant. Regarding the information pertaining to points 3 and 4, wherein the appellant has sought 'net income' from sales etc. from the PDA-Omaxe City project at Baran in Patiala District, The respondents stated that the accountsbranch at PDA does not calculate the net income of a project.

3. The respondent PIO is directed to submit a pointwise reply to the RTI application and stating what information has already been given, and what more is available pertaining to points 3 and 4.

Contd. ...2

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Appeal Case No. 485 of 2020 (Video Conference Proceedings)

4. Noting that the respondent PIO had responded to the RTI application within the stipulated time of 30 days. This Commission directs the respondent PIO that any further information to be supplied to the appellant only be done after he deposits requisite costs for photocopy etc.

5. **Next hearing on 7.1.2021 at 12.00pm through Video Conference Facility in the office of Deputy Commissioner, Patiala.**

Sd/-

(ASIT JOLLY)

State Information Chandigarh Commissioner

Chandigarh

5.11.2020

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Raj Singh

S/o Late Ishar Singh,
Village Toddarwal,
PO Babarpur, Tehsil Nabha,
District Patiala – 147201.

Versus

Public Information Officer,

o/o Senior Superintendent of Police,
Patiala.

First Appellate Authority,

o/o Inspector General of Police,
Patiala Range, Patiala.

Appeal Case No. 1948 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

ASI Hakam Singh (for the Respondent) 94643-92733

ORDER:

1. The RTI application is dated **19.3.2020** vide which the appellant has sought information **regarding FIR No.110 dated 9.11.2013**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **27.5.2020** and second appeal was filed in the Commission on **27.7.2020** under Section 19 of the Right to Information Act, 2005. Notice to the parties was issued for first hearing on **5.11.2020**.

2. The appellant is absent without intimation. The respondent PIO, represented by ASI, Hakam Singh, stated that the requested information was sent to the appellant on 2.9.2020 and was received by one Amandeep Kaur in his absence. The appellant is given one final opportunity to examine the information and list any deficiency.

3. **Next hearing on 7.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Patiala.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

5.11.2020