

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



Tejinder Singh (Advocate),
Civil Court, Tehsil Complex,
Back Side Sanjh Kender,
Phillaur – 144 410

Versus

Public Information Officer,
o/o Police Commissioner,
Ludhiana.
First Appellate Authority,
o/o Police Commissioner,
Ludhiana.

Appeal Case No. 2863 of 2019

PRESENT:

(Appellant) Absent

Avtar Singh, Head Constable (for the Respondent) 94179-98706

ORDER:

(To be read in continuity with earlier order 17.10.19)

1. The RTI application is dated **24.4.19** vide which the appellant has sought **information by way of copies of the complete file pertaining to two complaints**, 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 **7.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **17.10.19**.

2. The appellant is absent without intimation to this Commission. The respondent PIO, represented by Head Constable Avtar Singh, has restating his earlier assertion that the requested information was send to the appellant by registered post on 14.10.19. At the last hearing on 17.10.19, the appellant was advised to go through the information and inform to this Commission whether he is satisfied with it.

3. However, there is no communication from the appellant and this Commission can only presume that he is satisfied with the information furnished by the respondent PIO.

4. There is no further cause for action and this appeal case is herewith, **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
5.12.19

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Tejinder Singh (Advocate),
Civil Court, Tehsil Complex,
Back Side Sanjh Kender,
Phillaur – 144 410

Versus

Public Information Officer,
o/o Deputy Commissioner of Police,
Jalandhar.

Complaint Case No. 687 of 2019

PRESENT:

(Complainant) Absent
Balwinder Singh, ASI (for the Respondent) 88727-00273

ORDER:

(To be read in continuity with earlier order 18.10.19)

1. The complainant, **Tejinder Singh**, filed this RTI application dated **24.6.19** and sought **information regarding an application (No. 884 dated 20.11.18)**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **7.8.19**. The case was last heard on **18.10.19**.

2. The appellant is absent without intimation to this Commission. The respondent PIO, represented by Balwinder Singh, has submitted a written reply explaining the delay in responding to the RTI application. The appellant had already in a letter to the Commission on 14.10.19 stated that he has received the requested information and was satisfied with it.

3. In view of the respondent's reply submitted today, there is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
5.12.19

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Tejinder Singh (Advocate),
Civil Court, Tehsil Complex,
Back Side Sanjh Kender,
Phillaur – 144 410

Versus

Public Information Officer,
o/o Station House Officer,
Police Station, Tripuri,
Patiala.

Complaint Case No. 688 of 2019

PRESENT:
(Complainant) Absent
(Respondent) Absent

ORDER:
(To be read in continuity with earlier order **18.10.19**)

1. The complainant, **Tejinder Singh**, filed this RTI application dated **30.5.19** and sought **information regarding a case against RTI activist Manjit Singh on 17.5.19.** When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **7.8.19**. The case was last heard on **18.10.19**.

2. Both parties are absent for the second time succession and that too, without any intimation to this Commission. At the last hearing of this complaint case on 18.10.19, the Commission has granted the respondent PIO and appellant one final opportunity to be heard. Neither of them has availed of this.

3. Under the circumstances, there is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
5.12.19

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Gurmukh Singh,
s/o Balkar Singh,
Village Timmowal, Tehsil Baba Bakala,
District-Amritsar.

Versus

Public Information Officer,
o/o SHO, Police Station, Khilichian,
District Amritsar.
First Appellate Authority,
O/o Senior Superintendent of Police, Amritsar (Rural),
Amritsar.

Appeal Case No. 2897 of 2019

PRESENT:

Gurmuk Singh (Appellant) 89684-36600
Narinder Singh, ASI (for the Respondent) 97800-04101

ORDER:

(To be read in continuity with earlier order 17.10.19)

1. The RTI application is dated **22.3.19** vide which the appellant has sought **information regarding the action on his complaints against one Gurpreet Singh 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 **8.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **17.10.19**.

2. Both parties are present. The respondent PIO, represented by ASI Narinder Singh, had submitted a copy of the requested information to the Commission at the last hearing on 17.10.19 whereon the appellant was absent. The aforesaid copy has now been handed over to the appellant who has expressed his satisfaction.

3. There is no further cause for action and this appeal case is herewith, **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
5.12.19

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Mohammad Hanif,
Baldev Colony (GTB Nagar),
Near Kendriya Vidyalya, Nabha,
District Patiala.

Versus

Public Information Officer,
o/o Principal Secretary,
Home Affairs & Justice Department, Punjab,
Chandigarh.

First Appellate Authority,
o/o Principal Secretary,
Home Affairs & Justice Department, Punjab,
Chandigarh.

Appeal Case No. 2898 of 2019

PRESENT:

(Appellant) Absent

Charanjeet Singh, Senior Assistant (for the Respondent) 99142-58929

ORDER:

(To be read in continuity with earlier order 17.10.19)

1. The RTI application is dated **30.3.19** 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) and second appeal was filed in the Commission on **8.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **17.10.19**.

2. The appellant is absent but has sent intimation of his inability to attend this hearing. The respondent PIO, represented by Charanjeet Singh, Senior Assistant, has submitted a copy of the pending information pertaining to point A of the RTI application. He has also stated that a copy of aforesaid information was sent to the appellant by Registered Post on 3.12.19. A copy of the same was also submitted to the Commission today.

3. The Commission is of the view that all the information requested by the appellant has been supplied by the respondent PIO.

4. There is no further cause for action and this appeal case is herewith, **CLOSED**.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh
5.12.19

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Ramandeep Singh Ahluwalia,

Ward No. 18, Street No. 2,
Kartar Nagar, Amloh Road,
Khanna – 141 401

Versus

Public Information Officer,

o/o Executive Officer, Municipal Council,
Mandi Gobindgarh.

First Appellate Authority,

o/o Regional Deputy Director,
Urban Local Government, 1st Floor,
Mini Secretariat, Ferozepur Road, Ludhiana.

Appeal Case No. 2933 of 2019

PRESENT:

Ramandeep Singh Ahluwalia (Appellant) 94645-00405

Sandeep Singh, Junior Engineer (for the Respondent) 75081-00568

ORDER:

(To be read in continuity with earlier order 18.10.19)

1. The RTI application is dated **25.2.19** vide which the appellant has sought **information by way of an inspection of the computer in the technical department**, 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 **9.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **18.10.19**.

2. Both parties are present. The respondent PIO, represented by Sandeep Singh, Junior Engineer, has submitted a declaration signed by the appellant wherein he has sought withdraw all RTI applications and appeals against the Municipal Council, Mandi Gobindgarh. A copy of this declaration was also emailed to the Commission by the respondent.

3. However, in a subsequent email, the appellant Ramandeep Singh has alleged that he was intimidated and forced to sign the declaration withdrawing all his RTI applications. This, he alleged, occurred during a visit to the MC office for inspection of computer / record in connection with other appeal cases pending before this Commission.

3. In view of appellant's claim, this Commission directs the respondent PIO to bring the original record pertaining to this RTI application. This must include both documentary record and that on computers, is to be brought on a pen-drive.

4. Meanwhile, the appellant's emailed complaint to the Commission is herewith referred to the Collegium of the Punjab State Information Commission for consideration and necessary action.

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5. Next hearing on 30.1.20 at 11.00 am.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
5.12.19

cc:

1. Deputy Registrar, PSIC for putting up before the Collegium.

PUNJAB STATE INFORMATION COMMISSION

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Ramandeep Singh Ahluwalia,
Ward No. 18, Street No. 2,
Kartar Nagar, Amloh Road,
Khanna – 141 401

Versus

Public Information Officer,
o/o Executive Officer, Municipal Council,
Mandi Gobindgarh.
First Appellate Authority,
o/o Regional Deputy Director,
Urban Local Government, 1st Floor,
Mini Secretariat, Ferozepur Road, Ludhiana.

Appeal Case No. 2934 of 2019

PRESENT:

Ramandeep Singh Ahluwalia (Appellant) 94645-00405
Sandeep Singh, Junior Engineer (for the Respondent) 75081-00568

ORDER:

(To be read in continuity with earlier order 18.10.19)

1. The RTI application is dated **5.5.19** vide which the appellant has sought **information regarding contracts, works and details of quality-testing 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 **13.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **18.10.19**.
2. Both parties are present. The respondent PIO, represented by Sandeep Singh, Junior Engineer, has submitted a declaration signed by the appellant wherein he has sought withdraw all RTI applications and appeals against the Municipal Council, Mandi Gobindgarh. A copy of this declaration was also emailed to the Commission by the respondent.
3. However, in a subsequent email, the appellant Ramandeep Singh has alleged that he was intimidated and forced to sign the declaration withdrawing all his RTI applications. This, he alleged, occurred during a visit to the MC office for inspection of computer / record in connection with other appeal cases pending before this Commission.
4. In view of appellant's claim, this Commission directs the respondent PIO to bring the original record pertaining to this RTI application. This must include both documentary record and that on computers, is to be brought on a pen-drive.
5. Meanwhile, the appellant's emailed complaint to the Commission is herewith referred to the Collegium of the Punjab State Information Commission for consideration and necessary action.

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6. Next hearing on 30.1.20 at 11.00 am.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
5.12.19

cc:

1. Deputy Registrar, PSIC for putting up before the Collegium.

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REGISTERED

Sat Prakash Goyal,
2-C, Sarbaha Nagar, Nav Durga Mandir,
Gurudwara Road,
Ludhiana – 141 001

Versus

Public Information Officer, (Registered)
o/o Commissioner of Police,
Ludhiana.

Complaint Case No. 665 of 2019 (via video conference)

PRESENT:

Davinder Pal Sood (for the Complainant) 98776-38284
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders 6.9.19 and 17.10.19)

1. The complainant, **Satprakash Goyal**, filed this RTI application dated **8.3.19** and sought information from the PIO o/o **Commissioner of Police, Ludhiana**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **29.7.19**. The case was last heard on **17.10.19**.

2. The appellant is represented by his lawyer, Davinder Pal Sood, via Video Conference from Ludhiana, The respondent is absent without intimation to this Commission. At the last hearing on 17.10.19, the respondent PIO, represented by Gurdeep Singh, Sub-Inspector, had sought some more time to file a reply since the RTI application had come to him only on 16.10.19.

3. The Commission granted the respondent PIO an opportunity, despite which, that he has neither furnished any information nor bothered to submit a reply to the Commission..

4. 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 **8.3.19**.

“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*.”

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5. Next hearing on 30.1.20 at 1.00 pm through Video Conference at D.C. office Ludhiana.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
5.12.19

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Tarsem Lal, s/o Mahant Ram,
Mohalla Coolwala, # S-15719,
Near Ex Foji Tilak Raj,
VPO Sarna,
Pathankot – 145025

Versus

Public Information Officer,
o/o Police Station (Police Committee),
Women Cell, Near Old Quarter,
Ludhiana.

First Appellate Authority,
o/o Police Station (Police Committee),
Women Cell, Near Old Quarter,
Ludhiana.

Appeal Case No. 2883 of 2019

PRESENT:

Sangeet Majhotra (for the Appellant)
(Respondent) Absent

ORDER:

(To be read in continuity with earlier order 17.10.19)

1. The RTI application is dated **24.4.19** vide which the appellant has sought information 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 **7.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **17.10.19**.
2. The appellant is represented by his son, Sangeet Majhotra, via video conference from the Deputy Commissioner's office at Pathankot. At the last hearing, the appellant was advised to go through the information given by the respondent PIO and inform the Commission if he is satisfied.
3. The appellant, today, objected to the PIO's decision to deny a substantial portion of the information requested (points 2 to 8) on the premise that it pertains to matter (marital dispute) which is still under investigation.
4. This Commission, however, feels that the PIO's decision is well-reasoned and falls within the purview of Section 8(1)(h) of the RTI Act. It is also more than evident from the facts of this case, that disclosure would not conceivably serve any larger public interest.

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5. Under the circumstances, there is no further cause for action and this appeal case is herewith, **CLOSED**.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
5.12.19