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Mandeep Kaur,

w/o Sh. Amrik Singh, Guru Teg Bahadur Nagar, Street No. 2, Mandi Mullanpur, Ludhiana.

Versus

Public Information Officer, o/o SSP Jagraon (Ludhiana Rural), Ludhiana. First Appellant Authority, o/o Deputy Inspector General, Ludhiana Range, Ludhiana.

Appeal Case No. 274 of 2020

PRESENT:

Mandeep Kaur (Appellant) 84377-67445 Harpreet Singh, ASI (for the Respondent) 97798-00315

ORDER:

- 1. The RTI application is dated **6.1.2020** vide which the appellant has sought <u>information by</u> way of the CCTV footage, *roznamcha* of CIA Staff Jagraon from 28.12.19, and summons issued on her complaints No. 1011089 dated 29.2.16 and No. 3650PC-1 18.12.18 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 15.1.20 under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on 5.2.2020.
- 2. Both parties are present. The appellant Mandeep Kaur is represented by Jagshir Singh. The respondent PIO, represented at this hearing by ASI Harpreet Singh, submitted a reply, which is incomplete and has denied the appellant's request for the CCTV Footage and copy of the *roznamcha* on the plea that this would compromise other investigations.
- 3. Under the circumstances, the respondent PIO is directed to bring all the original record pertaining to the case including FIR 39 of 25.2.16; the statement signed by the appellant at the CIA staff on 28.12.19; and the CCTV footage of all 4 cameras at CIA Staff Jagraon from 10.00 am to 5.00 pm on 28.12.19
- 4. This Commission will take an informed decision on whether the requested information can be given to the appellant after examining the *roznamcha* and viewing the CCTV footage.
- 5. Next hearing on 20.3.2020 at 11.00 am.

Sd/(ASIT JOLLY)
State Information Commissioner
Chandigarh
5.2.2020

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Ranjit Singh,

s/o Amar Singh, # 1026, Street Bhagta Wali, Namak Mandi, Amritsar.

Versus

Public Information Officer.

o/o Deputy Commissioner of Police, Near Cantonment Police Station, Mcleod Road, Amritsar. First Appellate Authority, o/o Police Commissioner, Amritsar.

Appeal Case No. 4033 of 2019

PRESENT:

Ranjit Singh (Appellant) 97802-75249 Surinder Singh, Head Constable (for the Respondent) 97805-75800

ORDER:

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

- 1. The RTI application is dated **31.7.19** vide which the appellant has sought <u>information regarding a complaint submitted by his wife Sarita; the investigation conducted by SHO Rajinder Singh; and the raazinama (compromise) mediatd by the SHO, 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 **29.10.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **10.1.20**.</u>
- 2. Both parties are present. The respondent PIO, represented by Head Constable Surinder Singh, had submitted a reply at the last hearing, wherein it is stated that no complaint was received against the appellant by his wife at Police Station Division-D and that there is no record of any *raazinama* in the records of this Police Station.
- 3. The appellant however, contested this saying that he was in fact called to the Police Station, Division-D on 29.7.19 and was made to sign a *raazinama* by the then SHO.
- 4. Under the circumstances, this Commission directs the respondent PIO.cum-SHO, Police Station D-Division Amritsar to submit a duly notarized Affidavit stating that the record requested by the appellant does not exist in the record of Police Station, Division-D, Ludhiana.
- 5. Next hearing on 1.4.2020 at 11.00 am.

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Ramesh Kumar,

S/o Sh. Jaila Ram, Village Theh Banera, Tehsil Guhla, District Kaithal-136034

Versus

Public Information Officer, o/o Director General of Police, Punjab, Chandigarh. First Appellate Authority, o/o Director General of Police, Punjab, Chandigarh.

Appeal Case No. 4281 of 2019

PRESENT: (Appellant) Absent Sukhbahal Singh, Head Constable (for the Respondent) 97791-10163

ORDER:

- 1. The RTI application is dated **3.8.19** vide which the appellant has sought <u>information</u> 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 18.11.19 under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on 5.2.2020.
- 2. The appellant is absent without any intimation. The respondent PIO, represented by Head Constable Sukhbahal Singh from the office of SSP Patiala, has brought the requested information (28 pages), which are duly attested. However, since the appellant is not present to receive this, the respondent PIO is directed to sent the information to the appellant by Registered Post.
- 3. The appellant is given one more opportunity, whereon he can point out any deficiencies.
- 4. Next hearing on 1.4.2020 at 11.00 am.

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State Information Commissioner

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Tejinder Singh,

REGISTERED

S/o Late Sh. Kesar Singh, # 8220/6, New Maya Nagar, Haibowal Kalan, Ludhiana.

Versus

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

Appeal Case No. 4292 of 2019

PRESENT:

Tejinder Singh (Appellant) 94635-32562 Pawandev Singh, Sub Inspector (for the Respondent) 78887-41866 Gurjinder Singh, Head Constable (for the Respondent) 98145-19163

ORDER:

- 1. The RTI application is dated 19.8.19 vide which the appellant has sought <u>information by</u> way of copies of complaints CR No. 875830 dated 11.1.16; CR No. 822932 dated 17.9.15; CR No. 830683 dated 1.10.15; and CR No. 669182 dated 2.10.15, 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 19.11.19 under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on 5.2.2020.
- 2. Both parties are present. The respondent PIO, represented by Sub Inspector Pawandev Singh and Head Constable Gurjinder Singh from Police Station Haibowal, have come without any written reply or the information requested by the appellant.
- 3. The Commission takes a very serious view of the cavalier attitude adopted by the respondent. The commission impleads the respondent PIO-cum-SHO, Police Station, Haibowal, Ludhiana namely Sub-Inspector Mohan Singh.

The respondent PIO-Cum-SHO Sub-Inspector, Mohan Lal, 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 **19.8.19**.

In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provisio there to, for a personal hearing before the imposition of such penalty on the next

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Appeal Case No. 4292 of 2019

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*.

4. Next hearing on 6.3.2020 at 11.00 am.

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Rajbir Kaur,

W/o Prof. U.S. Kooner, # 1002, Phase-4, Mohali – 160 059

Versus

Public Information Officer, o/o Additional Director General of Police, NRI Wing, Phase-7, Mohali. First Appellate Authority, o/o Additional Director General of Police, NRI Wing & Women Cell. Phase-7. Mohali.

Appeal Case No. 4305 of 2019

PRESENT:

U.S. Kooner (for the Appellant) 98156-81246 Veerpal Kaur, PIO-Cum-Inspector (Respondent) 98882-17528 Joginder Pal, ASI, (for the Respondent)

ORDER:

- 1. The RTI application is dated **22.4.19** vide which the appellant has sought <u>information</u> <u>regarding the action taken by the investigating agency on his application dated 7.2.18</u>, 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 **19.11.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **5.2.2020**.
- 2. Both parties are present. The respondent PIO, Inspector Veerpal Kaur and ASI Joginder Pal, submitted a reply citing a report from the SHO, Police Station (NRI) Mohali. The report states that since the matter referred to in the RTI application is under investigation as also the subject matter of a case in the High Court, therefore, the information cannot be disclosed.
- 3. This Commission impleads the SHO Police Station (NRI), Mohali and directs him to file a detailed reply in writing as to the status of the application cited in the RTI application of the appellant.
- 4. Next hearing on 5.3.2020 at 11.00 am.

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Rajbir Kaur,

W/o Prof. U.S. Kooner, # 1002, Phase-4, Mohali – 160 059

Versus

Public Information Officer, o/o Additional Director General of Police, NRI Wing, Phase-7, Mohali. First Appellate Authority, o/o Additional Director General of Police, NRI Wing & Women Cell. Phase-7. Mohali.

Appeal Case No. 4306 of 2019

PRESENT:

U.S. Kooner (for the Appellant) 98156-81246 Veerpal Kaur, PIO-Cum-Inspector (Respondent) 98882-17528 Joginder Pal, ASI, (for the Respondent)

ORDER:

- 1. The RTI application is dated **22.4.19** vide which the appellant has sought <u>information</u> regarding the action taken by the investigating agency on his application dated **27.4.18**, 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 **19.11.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **5.2.2020**.
- 2. Both parties are present. The respondent PIO, Inspector Veerpal Kaur and ASI Joginder Pal, submitted a reply citing a report from the SHO, Police Station (NRI) Mohali. The report states that since the matter referred to in the RTI application is under investigation as also the subject matter of a case in the High Court, therefore, the information cannot be disclosed.
- 3. This Commission impleads the SHO Police Station (NRI), Mohali and directs him to file a detailed reply in writing as to the status of the application cited in the RTI application of the appellant.
- 4. Next hearing on 5.3.2020 at 11.00 am.

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Hari Singh,

S/o Harbans Singh, Kanji Kot Road, Near Pull Rohi, Tarn Taran.

Versus

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

Appeal Case No. 4309 of 2019

PRESENT:
(Appellant) Absent
Shiv Kumar, ASI (for the Respondent) 98141-87785
Surinder Singh, Head Constable (for the Respondent) 97805-75800

ORDER:

- 1. The RTI application is dated **30.1.19** vide which the appellant has sought <u>information pertaining to three applications No. 3205-PP/DPO Tarn Taran; No. 5381-COP dated 8.11.17; and 4730/DGP dated 27.11.18</u> 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 **19.11.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **5.2.2020**.
- 2. The appellant is absent without intimation to this Commission. The respondent PIO, represented by Head Constable Surinder Singh and ASI Shiv Kumar from the Police Station, Makhbulpura, Amritsar, submitted a detailed reply, wherein it is stated that an FIR has been registered in response to the complaints cited by the appellant in his RTI application and the matter is under investigation.
- 3. The respondents have furnished a copy of the FIR but has sought exemption from disclosing other details of the investigation under Section 8(1) h of the RTI Act, 2005.
- 4. The respondent PIO is directed to send a copy of the reply submitted to this Commission by Registered Post to the appellant at the earliest. Since the appellant is absent at this hearing, he is given one more opportunity to be heard in person.
- 5. Next hearing on 1.4.2020 at 11.00 am.

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Navdeep Singh,

S/o Jagjit Singh, # 100, Village Hissowal, Tehsil Raikot, District Ludhiana – 141 422

Versus

Public Information Officer, o/o Police Station Sudhar, District Ludhiana. First Appellate Authority, o/o Police Station, Sudhar, District Ludhiana.

Appeal Case No. 4329 of 2019

PRESENT: (Appellant) Absent Tilak Raj, Sub Inspector (for the Respondent) 82839-24324

ORDER:

- 1. The RTI application is dated 10.8.19 vide which the appellant has sought information by way of a copy of a Medical Legal Report MS/60/17 dated 9.12.17 of CHC Kot Ise Khan, District Moga, as referred to in the General Diary Details of Police Station Sudhar, District Ludhiana, 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 20.11.19 under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on 5.2.2020.
- 2. The appellant is absent without any intimation. The respondent PIO, represented at this hearing by Sub Inspector Tilak Raj, submitted a reply from the SHO-Cum-PIO, Police Station, Sudhar, Ludhiana, wherein it is stated that the requested information was sent to the appellant by Registered Post on 15.1.20. A copy of the information has also been submitted to the Commission at this hearing.
- 3. However, since the appellant is absent, this Commission grants him an opportunity to be heard in person and point out deficiencies, if any.
- 4. Next hearing on 1.4.2020 at 11.00 am.

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Neeraj Sharma,

S/o Subhash Sharma # 82, New Sakti Nagar, Patiala – 147 001

Versus

Public Information Officer,

o/o Director General of Police, Punjab Police Headquarters, Sector-9, Chandigarh. **First Appellate Authority,** o/o Additional Director General of Police (Security), Punjab Police Headquarters, Sector-9, Chandigarh.

Appeal Case No. 4333 of 2019

PRESENT:

Neeraj Sharma (Appellant) 78891-15254 Sarabjit Singh, APIO-Cum-DSP (for the Respondent) 95013-00140 Bhajan Singh, Sub Inspector (for the Respondent) 98558-53935

ORDER:

- 1. The RTI application is dated **24.7.19** 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 **21.11.19** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **5.2.2020**.
- 2. Both parties are present. The respondent PIO, represented by APIO-cum-DSP Sarabjit Singh and Sub Inspector Bhajan Singh, submitted a written reply, wherein he has sought exemption from disclosing the requested information under Section 8(1)(j) of the RTI Act 2005. The respondents also sought exemption as per the Punjab Government Notification No. 2/27/05 IAR/191 dated 23.1.06, which keeps the Security Wing of the Punjab Police out pof the purview of the RTI Act.
- 3. The appellant however, insisted that the information he is seeking does not qualify for exemption under Section 8(1)J and is in fact must be disclosed in the larger public interest.

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Appeal Case No. 4333 of 2019

- 4. This Commission grants the appellant an opportunity to demonstrate the 'larger public interest' he claims, in writing, before the next hearing.
- 5. Next hearing on 1.4.2020 at 11.00 am.

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Harjeet Singh Dhillon,

S/o Late Sh. Gurbax Singh. # 4072. Street No. 3, Gobind Colony, Jamalpur, Ludhiana – 141 015

Versus

Public Information Officer,

o/o Station House Officer, Police Station Jamalpur, Ludhiana.

Complaint Case No. 61 of 2020

PRESENT:

Harjeet Singh Dhillon (Complainant) 93167-07146 (Respondent) Absent

ORDER:

- 1. The complainant, **Harjeet Singh Dhillon**, filed this RTI application dated **28.12.19** and sought **information pertaining to a complaint by one Inderjit Kaur against him on 27.11.19, to the Police Station Jamalpur, Ludhiana**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **14.1.2020**. Notice was issued to the parties for first hearing in the Commission on **5.2.2020**.
- 2. The complainant is present. The respondent PIO is absent without any intimation. However, the complainant stated that he was given the requested information after this Commission issued notice to both parties.
- 3. Under the circumstances, there is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/(ASIT JOLLY)
State Information Commissioner

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Trilochan Singh,

S/o Late Sh. Gurbachan Singh, # 848-A, MIG Flat, Jamalpur Colony, Ludhiana – 141 010

Versus

Public Information Officer,

o/o Assistant Police Commissioner (Crime), Ludhiana.

Complaint Case No. 72 of 2020

PRESENT:

Trilochan Singh (Complainant) 94636-58200 Pawandev Singh, Sub Inspector (for the Respondent) 78887-41866

ORDER:

(To be read in continuity with earlier orders on 29.1.2020)

- 1. The complainant, **Trilochan Singh**, filed this RTI application dated **7.1.2020** and sought **information by way of a copy of a complaint filed against him by Shamsher Singh (of Shimlapuri)** from the PIO o/o Assistant Police Commissioner (Crime), Ludhiana. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **20.1.2020**. Notice was issued to the parties for first hearing in the Commission on **29.1.2020**.
- 2. Both parties are present. The respondent PIO is represented at this hearing by Sub Inspector, Pawandev Singh, who stated that the PIO, office of ACP (Crime), Ludhiana has not given him any information pertaining to this complaint case.
- 3. However, in a letter dated: 31.1.220, ACP Detective 1, Ludhiana has stated that his office has no complaint against the complainant, and nor did any officer from the ACP Detective-1 Branch call the complainant on 9.1.20, as stated in his RTI application and subsequent complaint to this Commission. The PIO, office of ACP Detective-1 Branch, Ludhiana is directed to submit a duly notarized affidavit restating his contention in Letter No. 102 dated 31.1.2020. This is to be submitted to this Commission on or before the next hearing.
- 4. Next hearing on 6.3.2020 at 11.00 am.

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REGISTERED ORDER ACCOMPANYING BAILABLE WARRANT

Harparwinder Kaur,

W/o Ajaib Singh, Himmatpura, Tehsil Nihal Singh Wala, District Moga.

Versus

Public Information Officer,

o/o Senior Superintendent of Police, Jagraon (Ludhiana Rural), Ludhiana.

Complaint Case No. 984 of 2019

PRESENT:

(Complainant) Absent Tirath Singh, Head Constable (for the Respondent) 98141-13368

ORDER:

- 1. The complainant, **Harparwinder kaur**, filed this RTI application dated **4.9.19** and sought **information pertaining to FIR No. 128 dated 22.9.09 registered under Section 376/34 at Police Station Raikot**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **14.11.2019**. Notice was issued to the parties for first hearing in the Commission on **5.2.2020**.
- 2. The complainant is absent without any intimation to this Commission. The respondent PIO, represented by Head Constable Tirath Singh, submitted a reply that includes a report from the SHO, Police Station Raikot, which states that the requested information was sent to the complainant on 30.1.2020.
- 3. However, since the complainant is absent at this hearing, she is granted an opportunity to be heard in person at next hearing and point out deficiencies, if any.
- 4. Next hearing on 1.4.2020 at 11.00 am.

Sd/-

(ASIT JOLLY)

State Information Commissioner

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Vijay Kumar,

s/o Prem Pal, Near Shiv Mandir, Aborl Nagar, Pathankot.

Versus

Public Information Officer,

o/o Inspector General of Police, India Reserve Battalion, Punjab, 8-C, Model Town, Bara Kuan, Nabha Road, Patiala. First Appellant Authority, o/o Director General of Police, Punjab Armed Police,

Appeal Case No. 986 of 2019

Jalandhar Cantonment

PRESENT:

Vijay Kumar (Appellant) 98152-84857 Purshotam Kumar, Head Constable (for the Respondent) 94171-31510

ORDER:

- 1. The RTI application is dated 17.10.19 vide which the appellant has sought information by way of a copy of his appointment letter deposited with the office of the Commandant 5th Battalion IRB, Mall Mandi, Amritsar on 30.5.1994, along with copies of paybills for the year 2002, 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 15.11.19 under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on 5.2.2020.
- 2. This case was erroneously categorized as a Complaint Case in the Commission. It is rightly an Appeal Case, wherein a First Appeal was filed with the FAA on 14.10.19. It will, from here on, be treated and dealt with as an Appeal Case.
- 3. Both parties are present. The respondent PIO, represented by Head Constable Purshotam Kumar, stated that the Commission's notice incorrectly addressed to the office of the DGP. It ought to have been marked to the PIO-Cum-IGP, India Reserve Battalion Punjab, at Patiala.
- 4. The notice be re-issued to the aforesaid PIO with a direction to file a written reply to the RTI application.
- 5. Next hearing on 1.4.2020 at 11.00 am.

Sd/-(ASIT JOLLY) State Information Commissioner Chandigarh

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5.2.2020

Encl: Copy of RTI application.

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Sant Singh,

s/o Gobind Singh, Village Nabha, PO Daipura, Near Zirakpur, District Mohali – 140 601

Versus

Public Information Officer,

o/o Tehsildar, Zirakpur, District Mohali.

Complaint Case No. 998 of 2019

PRESENT:

Dinesh Sharma, Advocate (for the Complainant) 98766-69674 (Respondent) Absent

ORDER:

- 1. The complainant, **Sant Singh**, filed this RTI application dated **27.9.19** and sought information by way of the complete *jamabandis* and complete *girdawaris* from 1960 to date, for *Khasra* No. 316 min situated in *Khatauni* No. 276, *hadbast* No. 290, village Nabha in Tehsil Zirakpur, as enumerated in his RTI application. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **20.11.2019**. Notice was issued to the parties for first hearing in the Commission on **5.2.2020**.
- 2. The respondent PIO is absent without any intimation. This Commission takes a serious view of his/her failure to appear or to communicate his inability to attend this hearing.
- 3. The respondent PIO is granted one more opportunity to file a written reply explaining his/her failure to address this RTI request, before the next hearing. Failing this, this Commission will be constrained to initiate penal action.
- 4. Next hearing on 1.4.2020 at 11.00 am.

Sd/(ASIT JOLLY)
State Information Commissioner