

PUNJAB STATE INFORMATION COMMISSION

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

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Whatsapp No. 62848-20189



Sh. Arashdip Singh,
S/o Sh. Davinder Singh,
House No. 349, Dehriwal,
Amritsar-143116.
M: 9646152282.
RTI Application No. 7642.

....Appellant

Vs

Public Information Officer,
O/o Deputy Commissioner, Amritsar.

First Appellate Authority
O/o Deputy Commissioner, Amritsar.

Ms Kulwinder Kaur,
Panchayat Secretary
o/o Block Development and Panchayats Officer,
Tarsika, District Amritsar

Block Development and Panchayats Officer,
(By name)
Tarsika, District Amritsar.

....Respondents

Appeal Case No. 1134 of 2022
(Video Conference Proceedings)

Present:- None on behalf appellant
Ms Kulwinder Kaur, Panchayat Secretary 8437016020 on behalf of the respondents

ORDER

This order may be read with reference to the previous order dated 21.6.2022. The case was adjourned and fixed for hearing today i.e., on 5.7.2022 at Chandigarh.

2. The appellant is absent today. He has sent an email to the Commission on 4.7.2022 which is taken on record. He has sent a written submission to the Commission that he cannot attend the hearing fixed on 5.7.2022 at Chandigarh due to personal reasons and his case may be heard through video conference facility available in the office of the Deputy Commissioner, Amritsar.

3. Accordingly, the PIO was informed not to come at Chandigarh.

4. That the request of the appellant is not accepted by the Commission. Both the parties are directed to bring the original record supplied/ received pertaining to this case at Chandigarh in the next date of hearing so that the matter may be taken to its logical end.

5. To come up on 12.7.2022 at 12.30 P.M. at Chandigarh.

sd

Dated 5.7.2022

@s

issued

(Suresh Arora)

Chief information Commissioner, Punjab

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Sh. Arashdip Singh, S/o Sh. Davinder Singh,
Ward No. 349, Dehriwal,
Amritsar-143116.
(M: 9646152282).
RTI Application No. 8119.

....Appellant

Vs

Public Information Officer
O/o Deputy Commissioner, Amritsar.

First Appellate Authority,
O/o Deputy Commissioner, Amritsar.

Ms Kulwinder Kaur,
Panchayat Secretary
o/o Block Development and Panchayats Officer,
Tarsika, District Amritsar

....Respondents

Appeal Case No. 1472 of 2022
(Video Conference Proceedings)

Present:- None on behalf appellant

Ms Kulwinder Kaur, Panchayat Secretary 8437016020 on behalf of the respondents

ORDER

This order may be read with reference to the previous order dated 21.6.2022. The case was adjourned and fixed for hearing today i.e., on 5.7.2022 at Chandigarh.

2. The appellant is absent today. He has sent an email to the Commission on 4.7.2022 which is taken on record. He has sent a written submission to the Commission that he cannot attend the hearing fixed on 5.7.2022 at Chandigarh due to personal reasons and his case may be heard through video conference facility available in the office of the Deputy Commissioner, Amritsar.

3. Accordingly, the PIO was informed not to come at Chandigarh. The PIO states that information has been provided to the appellant vide letter no. 32 dated 4.7.2022. She has sent a copy of the same to the Commission which is taken on record.

4. That the request of the appellant is not accepted by the Commission. Both the parties are directed to bring the original record supplied/ received pertaining to this case at Chandigarh in the next date of hearing so that the matter may be taken to its logical end.

5. To come up on 12.7.2022 at 12.30 P.M. at Chandigarh.

sd

Dated 5.7.2022

@s

(Suresh Arora)

Chief information Commissioner, Punjab

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Ms Shina Gujral
d/o Sh. Kasturi Lal Kundra
r/o Chandla Market,
Khanna, Ludhiana

....Appellant

Vs

Public Information Officer
o/o Town Improvement Trust,
Amritsar.

First Appellate Authority
o/o Town Improvement Trust,
Amritsar.

....Respondents

Appeal Case No. 1101 of 2021
(Video Conference Proceedings)

Present:- Sh. Vipin Kumar through cisco webex on behalf of the appellant.
Sh. Krishan Kumar, Sh. Gurdial Singh Patwari, Sh. Akshit s/o Sh. Rajinder Kumar, Sh. Rajinder Kumar and Sh. Manmohan Kundra 9988503377 through video conference on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 18.4.2022 vide which the respondent PIO was directed to supply the complete information identified by her after the inspection of the record by her. The case was disposed of and closed on 18.4.2022. However, the liberty was granted to the appellant to approach the Commission within the four weeks if she did not receive the information. Now, she has brought to the notice of the Commission that no information has been supplied to her as PIO has not complied with the order dated 18.4.2022. Accordingly, the case was fixed for rehearing on 5.7.2022.

2. The representative of the appellant reiterated that complete information has not been supplied after the inspection of the record. PIO is harassing her by not providing the complete information.

3. Viewing the attitude in dealing with the RTI application by the respondent casually, Sh. Jatinder Singh, E.O. cum- Public Information Officer, is, thus, issued a show cause notice to

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2

AC 1101/2021

explain in a self-attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to a maximum of Rs.25000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing willful delay/denial of the information to the RTI applicant and to show cause why a compensation under section 19(8) of the RTI Act,2005, may not be paid to the appellant for causing willful delay/denial of the information for detriment suffered by her.

In addition to the written reply, the Public Information Officer is also given an opportunity under Section 20(1) proviso thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. She may take a note that in case she does not file her written reply and does not avail herself of the opportunity of personal hearing on the next date, it will be presumed that she has nothing to say and the Commission will proceed ex-parte on merit . The respondent Public Information officer is also directed to supply the complete information to the appellant before next date of hearing.

4. That in view of the above, both the parties are hereby, directed to remain present before the Commission with original record supplied/received at Chandigarh to take the matter to its logical end failing which the case will be decided ex-party, on merit.

5. To come up on 22.7.2022 at 12.30 P.M. at Chandigarh.

Dated 5.7.2022

@s

Cc

Sh. Jatinder Singh,E.O.
cum- Public Information Officer,
M.C. Amritsar.

(Suresh Arora)

Chief information Commissioner, Punjab.

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Sh.Ram Murti Sharma,M 9893329862
Sandhu Colony, Jalandhar Road,
Mehta Chowk, Amritsar.

---Appellant

Vs

Sh. Sarvjit Singh Tehsildar cum
Public Information Officer,
o/o Tehsildar Baba Bakala,
Distt. Amritsar

First appellate Authority,
SDM Baba Bakala, Distt. Amritsar.

---Respondents

Appeal Case No. 1585 of 2022
(Video Conference Proceedings)

Present: None on behalf of the appellant.

Sh. Sarvjit Singh, Tehsildar, Sh. Harpreet Singh, Asstt. Kanoogo Officer, M 8847091924, on behalf of the respondents.

Order

This order may be read with the reference to the previous order dated 13.6.2022 vide which the show cause notice was issued to the PIO for non supply of the information. The appellant has sought the information regarding his complaint dated 13.2.2020. The case was adjourned and was fixed for hearing today i.e. on 5.7.2022.

2. The appellant is absent today without any intimation to the Commission. He was also absent in the last hearing dated 13.6.2022 without intimation to the Commission. He was sent a notice of hearing dated 26.4.2022 and a copy of order dated 13.6.2022 through registered post intimating him the proceedings and next date of hearing.

3. The respondent PIO states that he has been transferred from Baba Bakala to Patti on 16.6.2022 and he has relinquished the charge from Baba Bakala on 20.6.2022 and joined Patti on 21.6.2022. He states that Sh. Hirday Pal Singh, Tehsildar has taken over charge from him. He tenders an unconditional apology before the Commission and says that he is very law abiding person. He further states that letter dated 13.2.2020 is not available on the file. He has sent reply to the show cause notice issued to him in the last hearing which is taken on record.

4. After hearing the respondent PIO and going through the case file, Sh. Hirday Pal Singh, Tehsildar cum PIO Baba Bakala is **being sent** a copy of complaint dated 13.2.2020 with the direction to file his response/supply information to the appellant before the next date of hearing. The decision on the show cause notice issued to Sh. Sarvjit Singh, Tehsildar will be taken on the next date of hearing. Both the parties are directed to remain present before the Commission, else the decision will be taken ex-parte, on merit. The case is adjourned with these directions.

5. To come on 19.7.2022 at 12.30 P.M. to be heard through video conference facility available in the office of the Deputy Commissioner, Amritsar.

sd

(Suresh Arora)

Dated 5.7.2022

@s

Chief information Commissioner, Punjab.

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cc

Sh. Hirday Pal Singh,

Tehsildar cum PIO Baba Bakala

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Smt. Simmi Salgotra w/o Sh Jagbir Singh M 8556044866
H. No 292, Green Land Phase 2,
Opp. Fortis Hospital, Verka/Majitha Bypass Road,
Amritsar

Appellant

vs

Smt. Rajwinder Kaur, Principal cum
Public Information Officer,
Govt. Senior Secondary Girls School,
Kathunangal, Distt. Amritsar.

First Appellate Authority,
D.P.I.(SE), Punjab, Mohali

Respondents

Appeal case No. 1579 /2022
(Video conference Proceedings)

Present: Smt. Simmi Salgotra, appellant.

Smt. Rajwinder kaur, PIO , Mrs Daljinder Kaur, Principal M 9877400934 and Sh. Amandeep Singh on behalf of the respondents.

Order

This order may be read with reference to the previous order dated 13.6.2022 vide which the PIO was issued a show cause notice to her for non supply of the information sought by the appellant. The PIO was directed to file written submissions and supply the complete information to the appellant before the next date of the hearing. The case was adjourned and fixed for hearing today.

2. The appellant reiterated that sought information has not been provided by the PIO. She states that only two irrelevant papers have been sent by the PIO. She further states that she has sought information pertaining to her service record, acknowledgement of her emails sent to the email address of the school and order book 97-98 in her RTI application dated 8.2.2022.

3. The PIO states that the information has been sent to the appellant on her email and she has also brought the hard copy with her.

4. Both the parties are directed to remain present before the Commission with the original record supplied /received, else the decision will be taken ex-parte, on merit. The PIO is further directed to reply to show cause notice issued to her before/on the next date of hearing.

5. To come on 19.7.2022 at 12.30 P.M. at Chandigarh.

sd

(Suresh Arora)

Chief information Commissioner, Punjab.

Dated 5.7.2022

@s

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Advocate Ravinder Kumar
H.no. 2, New Harbans Nagar
New Shiv Mandir jal 144002 9417188119

...Appellant

Vs

Sh. Jatinder Singh,
Public Information Officer
o/o The Executive officer,
Improvement Trust,
Ranjit Avenue, Amritsar 143001

First Appellate Authority
o/o The Executive Officer,
improvement Trust,
Ranjit Avenue, Amritsar 143001

....Respondent

Appeal Case No. 3151 of 2020

Present:- Sh. Ravinder Kumar, Advocate appellant and Sh. Shiv Kumar Sonik,
Advocate M 9471304034 at Chandigarh.

Sh. Jasbir Singh, J. E., M 9888812200 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 13.6.2022 vide which Sh. Jasbir Singh, J. E. was directed to appear before the Commission with the original record in the next dated of hearing. The case was adjourned and fixed for hearing today i.e. 5.7.2022.

2. The appellant states that PIO has not given the information regarding letter dated 12.12.2019.

2. The representative of the respondents states that letter dated 12.12.2019 was attached in the concerned file and was sent to the sale branch. The appellant has been asked several times for demarcation and take possession of the allotted plot but the appellant has not taken the same. The representative of the respondent has sought one month time to resolve the issue. He submits PIO has paid compensation of Rs 25000/- to the appellant from Government Exchequer and Demand Draft no. 001970 dated

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2

Appeal Case No. 3151 of 2020

4.7.2022 of Rs 25000/- has been sent to the appellant through registered post on 4.7.2022.

3. In view of the above, the PIO is hereby directed to resolve the issue before the next date of hearing. The case is adjourned.

4. To come up on 18.7.2022 at 12.30 P.M. to be heard through video conference facility available in the office of the Deputy Commissioner Jalandhar/Amritsar.

Dated 5.7.2022

@s

(Suresh Arora)

Chief information Commissioner, Punjab

cc

Sh. Harpreet Singh Sudan, IAS.
Deputy Commissioner, Amritsar.

Sh. Jasbir Singh J.E. (M 9888812200)
o/o Improvement Trust, Amritsar.

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Sh. Jagdeep Singh Lally, Lally Farms,
Village Chuharwali, PO Adampur Doab,
Distt. Jalandhar-144102.(M: 9814703006).

....Appellant

Vs

Public Information Officer,
O/o Punjabi University, Patiala.

First Appellate Authority,
O/o Dean-Academic Affairs,
Punjabi University, Patiala.

....Respondents

Appeal Case No. 1853 of 2022
(Video Conference Proceedings)

Present:- Sh. Jagdeep Singh Lally, appellant
Sh. Angel Sharma, M-9876884444 on behalf of the respondents. (at Chandigarh)

ORDER

This order may be read with reference to the previous order dated 5.7.2022.

2. The appellant states that he has sent the deficiencies to the PIO but he has not removed the same.

3. The representative of the respondents states that reply to the deficiencies except point no. 2 have been sent to the appellant vide letter no. 3547 dated 4.7.2022 through email/by post. The PIO has sent a copy of the same to the Commission which is taken on record. The representative of the respondents further states that information regarding point 2 will be provided to the appellant within one week.

4. In view of the above, the PIO is hereby, directed to submit response/ supply information before the next date of hearing.

5. To come up on 20.7.2022 at 12.30 P.M. to be heard through video conference facility available in the office of the Deputy Commissioner, Patiala/ Jalandhar.

Dated 5.7.2022

@s

(Suresh Arora)

Chief information Commissioner, Punjab

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Sh. SurinderPal, M 6239467850,
c/o Sub Office Rozana Pahredar,
opp. Street No.24 A, Main Ajit road,
Bathinda.

---Appellant

Vs

Public Information Officer,
Distt. Education Officer(SE)
Bathinda.

First Appellate Authority,
o/o Regional Deputy Director, Local Govt.
Bathinda.

-- Respondents

Appeal Case No. 1567 of 2022.
(Video Conference Proceedings)

Present: None on behalf of the appellant.

Ms Kirpabant Kaur, Legal Assistant behalf of the respondents.

Order

This order may be read with reference to the previous order dated 13.6.2022.

2. The representative of the respondents states that the appellant has sought 3 points information pertaining to J.S. Paramount Convent School, Deon, Bathinda. She submits that the said school is unaided school. It is neither substantially funded nor controlled by appropriate Government to fall within the meaning of Section 2(H) of the RTI Act. She has submitted a letter no. 251 dated 5.7.2022 with reply of the school enclosed with it. The letter so received in the Commission is taken on record.

3. After hearing the representative of the respondents and going through the case files, it is ascertained that information sought in RTI application i.e. a) name of Principal, qualifications of teachers including Punjabi teacher and gross salary given to them b) Use of Punjabi language and efforts to implement Punjabi in school (c) Provide complete information on steps taken by DEO for checking regarding security of students is in larger public interest.

4. That District Education Officer is a Public Authority and also regulatory Authority of all the schools including the privately managed schools. Accordingly, D.E.O. can obtain information from any school in public interest. The PIO o/o District Education Officer, Bathinda is hereby, directed to provide the sought information in the RTI application of the appellant before the next date of hearing.

5. To come up on 19.7.2022 at 12.30 P.M. to be heard through video conference facility available in the office of the Deputy Commissioner, Bathinda.

Dated 5.7.2022

@s

(Suresh Arora)

Chief information Commissioner, Punjab

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Sh. Sunil Dutt, M 8283825699,
1102 Maya GardenCity, Nagla Road,
Zirakpur. Distt. SAS Nagar.

---Appellant

Vs

Public Information Officer,
DPI(SE),Punjab,Mohali.

First appellate Authority,
DPI(SE),Punjab,Mohali.

Smt. Jaskirat Kaur Assistant Director cum Amla -3 Branch
Public Information Officer ,
o/o D.P.I. (SE),Punjab. Phase 8, Mohali.

Respondents

Appeal Case No. 1571 of 2022

Present: Sh. Sunil Dutt, appellant (at Chandigarh)
Sh. Ashish Jain, Sr. Assistant M 9867679946, Sh. Gurmukh Singh, Sr. Assistant, M 9592092770 on behalf of the respondents.(at Chandigarh)

Order

This order may be read with reference to the previous order dated 13.6.2022.

2. The representative of the respondents states that the Seniority list of Head Master cadre is available on department website www.ssapunjab.org. However, representative of the respondents has also given the hard copy of the same during the hearing. The PIO has sent letter to the Commission which is taken on record.

3. After receiving the information, the appellant states that he is not feeling well but he wants to file written submissions before the Commission within a week.

4. After hearing the Public Information Officer and going through the facts of the case, the case is 'Reserved' and will be pronounced later on.

Dated 5.7.2022

@s

(Suresh Arora)

Chief information Commissioner, Punjab

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Sh. Anil Bhatia,

1523, Sector-13,
Hisar-125005.
(M: 9017397100).

....Appellant

Vs

Public Information Officer
O/o Dean, College Development Council,
Punjabi University, Patiala.

First Appellate Authority-
cum-VC, Punjabi University,
Patiala.

Public Information Officer,
o/o D.A.V. College, Bibiwala Road, Bathinda.

....Respondents

Appeal Case No. 1818 of 2022

Present:- None on behalf of the appellant.
Sh. Suraj Preet Singh Kang, Advocate M9855493346 on behalf of the
respondents.(at Chandigarh)

ORDER

This order may be read with reference to the previous order dated 24.5.2022.

2. The representative of the respondents states that the appellant has sought 9 points information in his RTI application. He further submits that the information which relates to Punjabi University, Patiala pertaining to point no. 2 and 9 has been supplied to the appellant vide letter no.11.11.2021. The PIO has sent letter no. 3258 dated 22.6.2022 along with letter dated 11.11.2021 to the Commission which is taken on record. Information pertaining to point no. 1,4,5,6,7 and 8 relates to D.A.V. College, Bibiwala Road, Bathinda. Accordingly, the RTI application of the appellant is transferred to D.A.V. College, Bathinda under section 6(3) of RTI act, 2005 vide letter no. 3235 dated 21.6.2022.

3. The appellant is absent without intimation to the Commission.

4. In view of the above, the PIO o/o D.A.V. College, Bathinda is impleaded as a necessary party in this case and the PIO is hereby, directed to submit his response/supply information to the appellant before the next date of hearing. A copy of RTI application of the appellant is being **sent** to the PIO.

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2

Appeal Case No. 1818 of 2022

5. To come up on 27.7.2022 at 12.30 P.M to be heard through video conference facility available in the office of the Deputy Commissioner, Bathinda/Patiala for respondents and at Chandigarh for the appellant.

Dated 5.7.2022

@s

(Suresh Arora)

Chief information Commissioner, Punjab

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Sh. Shishu Paul Verma (M: 7589328784),
143, NMS Colony, Tripuri,
Patiala-147004.

....Appellant

Vs

Public Information Officer
O/o Punjabi University, Patiala.

First Appellate Authority,
O/o Dean-Academic Affairs,
Punjabi University, Patiala.

....Respondents

Appeal Case No. 493 of 2022
(Video Conference Proceedings)

Present:- Shri Shishu Pal Verma, appellant.
Shri Suraj Preet Kang, Advocate 9855493346, Sh. Kesar Singh, Sr. Assistant, M 9814695460 Sh. Amanpreet Singh M 8872478177, Sh. Ripanjit Singh M 9501922009, Sh. Sanjiv Kumar M -9888044100 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 23.5.2022.

2. The appellant states that complete information/documents has not been provided to him. He further states that his RTI is dated 22.10.2021 vide which he has sought information pertaining to Guest-Faculty lecturer post/vacancies and the respondent PIO has wilfully failed to respond within thirty days mandatory time limit under section 7(1) and thereby deemed refusal /rejection of said RTI application under section 7(2) of the RTI Act. The reply of the PIO dated 21-12-2021 is misleading which is reproduced as below:

" the information sought is under process and shall be supplied as and when received from the concerned departments/branches."

The appellant states that the PIO has malafidely, delayed, withhold, hide and obstruct the information and records sought. The appellant further states that he remained jobless due to connivance of PIO and Head of the Commerce department. The PIO has not supplied the identified documents within time limit which were identified in the inspection of record on dated 29.4.2022 and no record concerning point no. 2 of the RTI application was produced by the Vice- Chancellor's and the dean Academic regarding emails dated 18.10.2021 and 12.10.2021 and inspection is still pending pertaining to point no. 2. He further states that even his application for selection /consideration was not produced and supplied by Head – Commerce Department. The same has been malafidely tempered and removed by HOD. He has sent deficiencies in the information vide email dated 20.5.2022 which is taken on record. He submits that information pertaining to point no. 2,5 and 7 of the deficiencies sent may be provided to him. He requests the commission to take action against PIO under section 20 and 19(8)(b) of the RTI Act,2005. He has sent email dated 23.5.2022 and 5.7.2022 which are taken on record.

Contd. P/2

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2

Appeal Case No. 493 of 2022

3. The representative of the respondents states that the information has already been supplied to the appellant. The representative of the respondents states that email dated 18.10.2021 is not part of the record. Complete record has been brought by dealing hand. The appellant may inspect the record and the identified documents, if any, copies of documents will be provided to the appellant. The appellant agrees to inspect the record of the appellant and after inspection he identified some documents. Copies of the identified documents duly certified by the dealing hand was given to the appellant but he refused to take the same saying that he needs certified copies duly attested by the competent Authority as dealing hand is not competent to certify the documents. The representative of the respondents has submitted copies of documents relating to this case is taken on record. Regarding the further deficiency pointed out by **the appellant concerning Point No. 2 and 5, the PIO is directed to file the specific undertaking that no attendance record/joining is available on record except a copy of the time table which has already been supplied to the appellant. Regarding Point No. 7,** the PIO is directed to supply a copy of the register of Dean Academic for the interview dated 18.10.2021 in which the applicant has signed. The representative of the respondent assured that the remaining information will also be supplied to the appellant within a week duly certified by the competent authority.

4. In view of the above the Public Information Officer is hereby directed to provide the information as stated in foregoing para 3 duly certified by the Competent Authority within a week. With these directions the case is adjourned.

5. To come up on 29.7.2022 at 12.30 P.M. at Chandigarh.

Dated 5.7.2022

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(Suresh Arora)

Chief information Commissioner, Punjab.