

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



Vishal Joshi,

1697/12, Street Chajju Mishra,
Chowk Farid, Amritsar.

Versus

Public Information Officer,

o/o Deputy Commissioner of Police,
Police Commissionerate (Near Thana Cantonment)
McLeod Road, Amritsar.

Complaint Case No. 75 of 2020 (Video Conference proceedings)

PRESENT:

Vishal Joshi (Complainant) 99140-59678
ASI, Surinder Singh (for the Respondent) 97805-75800

ORDER:

(To be read in continuity with earlier orders on 17.9.2020)

1. The complainant, **Vishal Joshi**, filed this RTI application dated **11.4.2019** and sought information **regarding complaints bearing Diary No. 735-COP-09.03.2016, 100-COP-11.1.2016, 420-COP-11.02.2016, 863-COP-18.3.2016, 5599-COP-4.10.2018 and 1838-CDI-PC-18.1.2019**, from the PIO o/o **Deputy Commissioner of Police, Amritsar**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **15.1.2020**. The case was last heard on **17.9.2020**.

2. Both parties are present through Video Conference facility in the office of Deputy Commissioner, Amritsar. The respondent PIO was directed at the last hearing on 17.9.2020 to submit a written reply detailing pointwise and complaint wise, giving subject of complaint and status and section of RTI Act for which exemption is sought. The respondent PIO is failed to comply with this. He is given one more opportunity to comply with this Commission's order of 17.9.2020.

3. **Next hearing on 8.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Amritsar.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

6.11.2020

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Sarabjit Singh Minhas,
S/o Gopal Singh,
1375, Street Chobran Wali,
Verka, Amritsar.

Versus

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

First Appellate Authority,
o/o Commissioner of Police,
Amritsar.

Appeal Case No. 323 of 2020 (Video Conference proceedings)

PRESENT:

Sarabjit Singh (Appellant) 98722-58726
ASI, Surinder Singh (for the Respondent) 97805-75800

ORDER:

(To be read in continuity with earlier orders on 17.9.2020)

1. The RTI application is dated **26.6.2019** vide which the appellant has sought **information regarding theft of his Motor Cycle No. PB 02 BD 0843**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **3.8.2019**, and second appeal was filed in the Commission on **15.1.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **17.9.2020**.
2. Both parties are present through Video Conference facility in the office of Deputy Commissioner, Amritsar. At the last hearing on 17.9.2020, the respondent PIO was directed to email copy of the reply and untraced report to this Commission at the earliest. The respondent PIO is failed to comply with the directions of this Commission.
3. The Commission takes a very serious view and ordered the respondent PIO to comply with the directions of 17.9.2020 within the next 5 days failing which penal action as per the RTI Act 2005 will be initiated against the PIO.
4. **Next hearing on 8.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Amritsar.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
6.11.2020

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REGISTERED

Ravinder Singh,
S/o Gulzar Singh,
16, Shaheed Nagar,
Chhehrta, Amritsar – 143 105

Versus

Public Information Officer,
o/o Amritsar Development Authority,
PUDA Bhawan, Green Avenue, Amritsar.
First Appellate Authority,
o/o Chief Administrator,
Amritsar Development Authority, Amritsar.

Appeal Case No. 1204 of 2020 (Video Conference proceedings)

PRESENT:

Ravinder Singh, Advocate(For the Appellant) 9317561575.
(Respondent) Absent.

ORDER:

(To be read in continuity with earlier orders on 17.9.2020)

1. The RTI application is dated **10.1.2020** vide which the appellant has sought **information regarding an application bearing Diary No. 7704 dated 31.12.19 pertaining to the sub-divisional JE's report and notices sent to the promoters of an "illegal" colony**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **10.2.2020**, 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 **17.9.2020**.
2. The respondent PIO is absent for the second time in succession without any intimation. This Commission takes a very serious view on the respondent PIO's conduct and is constrained to issue Show Cause Notice.
3. The respondent PIO (give designation and name if available) 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 **10.1.2020**.

“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. 1204 of 2020 (Video Conference proceedings)

4. Next hearing on 8.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Amritsar.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
6.11.2020

CC: Chief Administrator,
Amritsar Development Authority,
Amritsar, for information and further necessary action.

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Barinder Singh,

s/o Bhupinder Singh,
Saraf Ghati Bazaar,
Patti District Tarn Taran.

Versus

Public Information Officer,

o/o Executive Officer,
Nagar Council Patti.

Complaint Case No. 664 of 2019 (Video Conference proceedings)

PRESENT:

(Complainant) Absent

Sandeep Singh, Clerk (for the Respondent) 89683-43142

ORDER:

(To be read in continuity with earlier orders on 6.9.19, 16.10.19, 4.12.19, 31.1.2020, and 17.9.2020)

1. The complainant, **Barinder Singh**, filed this RTI application dated **26.4.19** and sought **information pertaining to the ownership of certain land holdings etc.** 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 **17.9.2020**.

2. The complainant is absent without any intimation for the 5th time in succession. Meanwhile, the respondent PIO represented by Sandeep Singh, Clerk, stated that the requested information had been sent to the complainant as well as this Commission on 18.9.2020. However, since the information sent by Registered Post has not been received in this Commission, the respondent PIO is directed to email a copy of the information as well as the Postal Receipt for the information sent to the complainant, to the Commission before the next hearing.

3. **Next hearing on 8.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Amritsar.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh
6.11.2020

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Ram Murti,

S/o Sh. Jaswant Rai,
Sood Colony, Jalandhar Road,
Mehta Chowk, Tehsil Baba Bakala Sahib,
District Amritsar.

Versus

Public Information Officer,

o/o Sub Divisional Officer (Operations)
Punjab State Power Corporation Limited (PSPCL),
Amritsar.

First Appellate Authority,

o/o Chief Administrator,
Amritsar Development Authority,
Amritsar.

Appeal Case No. 1438 of 2020 (Video Conference proceedings)

PRESENT:

(Appellant) Absent
Ramesh Kumar, SDO (for the Respondent) 96461-13093

ORDER:

(To be read in continuity with earlier orders on 17.9.2020)

1. The RTI application is dated **29.4.2019** vide which the appellant has sought **information regarding the action taken on an application dated 8.3.2019**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **23.9.2019**, 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 **17.9.2020**.

2. The appellant is absent without intimation, but has earlier informed the Commission of his inability to attend the hearing and prayed for order on merit. At the last hearing on 17.9.2020, the respondent PIO was directed to send a written pointwise reply to the RTI application alongwith the information requested. The respondent claims that such a reply was sent to the appellant. However, he is failed to comply with this Commission's directions of 17.9.2020 wherein it is clearly stated that a copy of the information and reply sent to the appellant, must also be sent to the Commission.

3. The respondent PIO is now given 5 days to ensure the reply to the RTI application.

4. **Next hearing on 8.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Amritsar.**

Sd/-

(ASIT JOLLY)

State Information Commissioner
Chandigarh
6.11.2020

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Amarjit Kaur,
W/o Balwinder Singh,
Village Ladhuka, PO Mandi Ladhuka,
District Fazilka.

Versus

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

Complaint Case No. 305 of 2020 (Video Conference Proceedings)

PRESENT:

(Complainant) Absent

Mohan Lal, S.P Headquarter (for the Respondent) 98723-06065

ORDER:

(To be read in continuity with earlier orders on 23.9.2020)

1. The complainant, Amarjeet Kaur, filed this RTI application dated 13.3.2020, and sought information **regarding service record of Ramesh Kumar, Constable**, from the PIO o/o SSP, Fazilka. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **2.6.2020**. The case was last heard on **23.9.2020**
2. The complainant is absent without any intimation. At the last hearing on 23.9.2020, the respondent PIO was directed to file a written pointwise reply to the RTI application and submit a copy of the same to this Commission, which has not been complied.
3. The respondent PIO, represented by S.P. Headquarter, Mohan Lal, is directed to send the reply to the RTI application forthwith by an email.
4. **Next hearing on 8.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Fazilka.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
6.11.2020

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Gurmeet Singh, S/o Lal Singh,
Village Kikar Khera,
Tehsil Abohar, District Fazilka .

Versus

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

First Appellant Authority,
o/o Inspector General of Police Ferozepur Range,
Ferozepur Cantt.

Appeal Case No. 1109 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent.

Mohan Lal, SP, Headquarter, Fazilka, (for the Respondent) 98723-06065

ORDER:

(To be read in continuity with earlier orders on 23.9.2020)

1. The RTI application is dated **9.12.2019** vide which the appellant has sought information **regarding application No. 49, dated 8.1.2019**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **27.1.2020** and second appeal was filed in the Commission on **13.3.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **23.9.2020**.

2. The appellant is absent without any intimation. The respondent PIO, represented by S.P. Headquarter, Mohan Lal, had at the last hearing on 23.9.2020 submitted that the requested information (10 pages) have been supplied to the appellant vide letter no. 735 dated: 12.9.2020. As directed by this Commission, he had then sent scanned copy of the information to this Commission.

3. This Commission notes distress that none of the pages supplied to the appellant have been attested. The respondent PIO is given one final opportunity to attest each of the page supplied to the appellant. This must be done properly (as information supplied under the RTI Act, signatures of the PIO, Name of the PIO, Name of the Public Authority, and date). The original must be sent to the appellant by Registered Post and copy of the same to be emailed to this Commission before the next hearing.

4. **Next hearing on 8.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Fazilka.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
6.11.2020

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Gagandeep Chugh,

S/o Ram Krishan,
Ashok Vihar, Street No.1,
Near Paras Tailor, Fazilka – 152 123

Versus

Public Information Officer,
o/o Sub Divisional Magistrate,
Fazilka – 152 123

First Appellate Authority,
o/o Sub Divisional Magistrate,
Fazilka – 152 123

Appeal Case No. 1143 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Naresh Kumar, ETT (for the respondent) 95010-05733

ORDER:

(To be read in continuity with earlier orders on 23.7.2020 and 23.9.2020)

1. The RTI application is dated **26.11.2019** vide which the appellant has sought information **regarding a complaint submitted to the SDM Fazilka, as** enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **8.1.2020** and second appeal was filed in the Commission on **17.3.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **23.9.2020**.

2. The appellant is absent without any intimation. At the last hearing on 23.9.2020, the respondent PIO was directed to file a written pointwise reply to the RTI application and submit a copy of same to this Commission which has not been complied.

3. The respondent PIO, represented by Naresh Kumar, ETT, is directed to send the reply to the RTI application forthwith by an email.

4. **Next hearing on 8.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Fazilka.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

6.11.2020

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Chanderdeep Maggu Advocate,
S/o Vijay Kumar,
Chamber No. 172, Block-C,
New Judicial Court Complex, Fazilka.

Versus

Public Information Officer,
o/o Additional Deputy Commissioner (D),
District Fazilka.
First Appellate Authority,
o/o Deputy Commissioner,
District Fazilka.

Appeal Case No. 2055 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Sandeep Kumar, APO, Manrega (for the respondent) 8427422023.

ORDER:

(To be read in continuity with earlier orders on 23.9.2020)

1. The RTI application is dated **4.5.2020**, vide which the appellant has sought information **regarding flood protection works carried out in Village Kawanwali in 2018-19** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **10.6.2020** and second appeal was filed in the Commission on 3.8.2020 under Section 19 of the Right to Information Act, 2005. The case was last heard on **23.9.2020**.

2. The appellant is absent but has emailed to this Commission informing of his inability to attend this hearing. He has also stated that the information provided by the respondent PIO after the last hearing on 23.9.2020 is incomplete and does not include photograph of the work as requested in his RTI application.

3. The respondent PIO is directed to email a scanned copy of the information and the reply sent to the appellant, following which the Commission will take and informed you in this appeal case.

4. **Next hearing on 8.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Fazilka.**

Sd/-
(ASIT JOLLY)
State Information Commissioner
Chandigarh
6.11.2020