

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



Bimla Devi,
Navi Abadi, Inside Alohara Gate,
Near Chibia Wala Gurudwara,
Opposite Pritam Studio, Nabha,
District Patiala – 147 201

Versus

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

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

Appeal Case No. 4322 of 2021 (Video Conference Proceedings)

PRESENT:

Davinder Kumar Sharma (Appellant's son)
ASI Hakam Singh (for the Respondent) 62399-82833

ORDER:

1. The RTI application is dated **30.3.2021** vide which the appellant has sought information **regarding Report No. 130, 127, 420, 278/C/DS Dated 4.12.20220 etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **17.5.2021** and Second Appeal was filed in the Commission on **22.9.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **6.7.2022**.
2. Both parties are present. The appellant is represented by her son Davinder Kumar Sharma. As per a reply received from the respondent PIO, a reply along with 23 pages of information was sent to the appellant vide Letter No. AC76-980-82/RTI Dated 5.6.2021, which was received in person by the appellant. The appellant however, states that the information was deficient and the deficiency was duly noted on receiving given to the respondent.
3. The respondent PIO, represented by ASI Hakam Singh, however, states that the deficiency by way of application/complaint, which was appended to the report cited in the RTI application is not available in the concerned file.
4. The respondent PIO is herewith directed to furnish a fresh written, pointwise reply to the RTI application giving correct status of the information along with duly attested copies of the information already provided to the appellant, to this Commission before the next hearing.

Contd....2

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Appeal Case No. 4322 of 2021 (Video Conference Proceedings)

6. **Next hearing on 23.9.2022 at 11.30 am via Video Conference Facility at DC Office, Patiala.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
6.7.2022

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Davinder Singh,
S/o Sh. Harkrishan Singh,
788-G, SBS Nagar, Pakhowal Road,
Post Office Basant Avenue, Ludhiana.

Versus

Public Information Officer,
o/o Assistant Inspector General, GRP, Punjab,
District Patiala.

First Appellate Authority,
o/o Director General of Police (Railway)
Punjab, Chandigarh.

Appeal Case No. 3443 of 2021 (Video Conference Proceedings)

PRESENT:

Davinder Singh (Appellant) 98765-55455
ASI Naresh Kumar (for the Respondent) 94173-28900

ORDER:

1. The RTI application is dated **9.3.2021** vide which the appellant has sought information **regarding a suicide on the train tracks**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **28.4.2021** and Second Appeal was filed in the Commission on **2.8.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **6.7.2022**.

2. Both parties are present. As per a written submission by the respondent PIO, the information requested at point no. 1 has been denied as third party information and point no. 2 has also denied as nonspecific. The Commission has examined the RTI application and is of the view that point No. 1 does not qualify as third party information as defined in the RTI Act, 2005.

3. The respondent PIO is herewith directed to supply duly attested copies of the information pertaining to point no. 1 along with a covering letter, to the Commission within Ten days of receipt of this Order. The Commission will take a view on whether this information can be shared with the appellant or not, after perusing said information. The PIO's decision with regard to point no. 2 is upheld.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

Contd....2

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Appeal Case No. 3443 of 2021 (Video Conference Proceedings)

5. Next hearing on 14.9.2022 at 11.30 am via Video Conference Facility. (The appellant will attend the hearing at DC Office, Ludhiana and the respondent PIO will attend the hearing at DC Office, Patiala.)

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
6.7.2022

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REGISTERED SHOW CAUSE NOTICE

Pawan Kumar Mittal,
S/o Sh. Chanan Ram,
3277/5, Tara Chand Street,
Factory Area, District Patiala.

Versus

Public Information Officer,
o/o District Manager,
Punjab State Warehousing Corporation,
District Ludhiana.

First Appellate Authority,
o/o Punjab State Warehousing Corporation,
Head Office, SCO-74-75,
Sector-17 B, Chandigarh.

Appeal Case No. 3731 of 2021 (Video Conference Proceedings)

PRESENT:

Pawan Kumar Mittal (Appellant)
(Respondent) Absent

ORDER:

1. The RTI application is dated **18.9.2020** vide which the appellant has sought information **regarding Ganeshey Overseas Limited in Four points**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **7.4.2021** and Second Appeal was filed in the Commission on **18.8.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **6.7.2022**.

2. The respondent PIO is absent without intimation. This is despite the Notice of Hearing from the Commission Dated 8.11.2021. As per the appellant, the requested information has not been provided to him. This Commission deems it fit to serve the respondent PIO with this Show Cause Notice.

3. The respondent **PIO-cum-District Manager, Punjab State Warehousing Corporation, Ludhiana**, 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 willful delay/denial of the information requested by the appellant as far back as on **18.9.2020**.

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision 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*.” Copies of this order be sent to the parties through registered post.

Contd....2

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Appeal Case No. 3731 of 2021 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 14.9.2022 at 11.30 am via Video Conference Facility.** (The appellant will attend the hearing at DC Office, Patiala and the respondent PIO will attend the hearing at DC Office, Ludhiana.)

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

6.7.2022

Cc: Managing Director,
Punjab State Warehousing Corporation,
Sector 17, Chandigarh, for information and further necessary action.

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Rakesh Kumar Gupta, Advocate,
S/o Late Sh. Deen Dayal,
Chamber No.362, Lawyers Chamber Complex,
Judicial Courts, Ludhiana.

Versus

Public Information Officer,
o/o Station House Officer,
Police Station, Civil Lines, Patiala.

Public Information Officer,
o/o PSOC, Police Station, Civil Lines, Patiala.

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

Appeal Case No. 458 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

ASI Hakam Singh (for the Respondent) 62399-82833

ASI Pawan Kumar (for the Respondent) 98764-32868

ORDER:

(To be read in continuity with earlier orders on **17.9.2021** and **20.4.2022**)

1. The RTI application is dated **17.9.2020** vide which the appellant has sought information **regarding FIR No. 106**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **22.10.20** and Second Appeal was filed in the Commission on **12.1.21** under Section 19 of the Right to Information Act, 2005. The case was last heard on **20.4.2022**.

2. The appellant is absent without intimation. The respondent PIO-cum-SHO, Police Station Civil Lines, was issued a Show Cause Notice vide this Commission's Order of 20.4.2022. The respondent PIO has submitted a reply to said Show Cause Notice vide Letter No. 2041/5A/CL Dated 5.7.2022. Also, as directed by the Commission, he has submitted a pointwise reply to the RTI application along with the requested information which was sent to the appellant by registered post.

3. The respondent PIO is directed to send duly attested copies of all the information and reply sent to the appellant, to this Commission forthwith.

4. **Next hearing on 14.9.2022 at 11.30 am via Video Conference Facility.** (The appellant will attend the hearing at DC Office, Ludhiana and the respondent PIO will attend the hearing at DC Office, Patiala.)

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
6.7.2022

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Amarjit Singh Dhamotia,
1331-5, Near Vishawkarma Bhawan,
Down Canal Road, Shimlapuri,
Ludhiana

Versus

Public Information Officer,
o/o Executive Officer, Nagar Council, Rajpura,
Patiala.

First Appellate Authority,
o/o Additional Deputy Commissioner (UD)
Patiala.

Appeal Case No. 1183 of 2022 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

1. The RTI application is dated **13.11.2021** vide which the appellant has sought information **regarding Municipal Council, Rajpura**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **20.12.2021** and Second Appeal was filed in the Commission on **7.3.2022** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **6.7.2022**.

2. Both parties are absent. This RTI application was submitted on 13.11.2021, since then no reply/information given by the PIO. The respondent PIO is herewith directed to send a pointwise reply. However, both the parties are absent, this Appeal Case is adjourned to its next hearing.

3. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

4. **Next hearing on 14.9.2022 at 11.30 am via Video Conference Facility.** (The appellant will attend the hearing at DC Office, Ludhiana and the respondent PIO will attend the hearing at DC Office, Patiala.)

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
6.7.2022

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Bhupinder Punj,
S/o Sh. Braham Prakash,
186, VPO Lohara,
District Ludhiana.

Versus

Public Information Officer,
o/o Executive Engineer, Water Resources,
Devigarh Division, IB Jail Road,,
District Patiala.

First Appellate Authority,
o/o Vigilance Quality Control and Monitoring,
Water Resource Department, Punjab,
Sector-18, Madhya Marg, Chandigarh.

Appeal Case No. 4325 of 2021 (Video Conference Proceedings)

PRESENT:

Bhupinder Punj (Appellant) 99152-35055
Gurpreet Singh, SDO (for the Respondent) 98554-49396

ORDER:

1. The RTI application is dated **27.5.2021** vide which the appellant has sought information **regarding service record of Jeet Kaur and Jagdev Singh**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **19.7.2021** and Second Appeal was filed in the Commission on **23.9.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **6.7.2022**.

2. Both parties are present. As per reply sent by the respondent PIO vide Letter No. 5985 Dated 24.11.2021, the information was denied as third party information vide Letter No. 3726 Dated 23.7.2021.

3. The Commission has examined the RTI application and is of the view that points 2 and 3 do not qualify as third party information. All the available record pertaining to points 2 and 3 is to be supplied to the appellant within Ten days of receipt of this Order. A copy of the reply and information sent to the appellant, is to be submitted to the Commission.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

Contd....2

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Appeal Case No. 4325 of 2021 (Video Conference Proceedings)

5. Next hearing on 14.9.2022 at 11.30 am via Video Conference Facility. (The appellant will attend the hearing at DC Office, Ludhiana and the respondent PIO will attend the hearing at DC Office, Patiala.)

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
6.7.2022

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Bhupinder Punj,
S/o Sh. Braham Prakash,
186, VPO Lohara,
District Ludhiana.

Versus

Public Information Officer,
o/o Executive Engineer, Water Resources,
Devigarh Division IB Jail Road,,
District Patiala.

First Appellate Authority,
o/o Vigilance Quality Control and Monitoring,
Water Resource Department, Punjab,
Sector-18, Madhya Marg, Chandigarh.

Appeal Case No. 4326 of 2021 (Video Conference Proceedings)

PRESENT:

Bhupinder Punj (Appellant) 99152-35055
Gurpreet Singh, SDO (for the Respondent) 98554-49396

ORDER:

1. The RTI application is dated **27.5.2021** vide which the appellant has sought information **regarding Canal Patwari Paramjit Singh**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **19.7.2021** and Second Appeal was filed in the Commission on **23.9.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **6.7.2022**.
2. Both parties are present. In a reply to the appellant vide Letter No. 3726, the requested information has been denied as third party information. The Commission has examined the RTI application and is of the view that most of the requested information does not qualify for exemption as third party and personal information.
3. The respondent PIO is herewith directed to furnish a pointwise reply to the RTI application with duly attested copies of the information as available in the record within Ten days of receipt of this Order. A copy of the same is to be sent to the Commission.
4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

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Appeal Case No. 4326 of 2021 (Video Conference Proceedings)

5. Next hearing on 14.9.2022 at 11.30 am via Video Conference Facility. (The appellant will attend the hearing at DC Office, Ludhiana and the respondent PIO will attend the hearing at DC Office, Patiala.)

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
6.7.2022

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Bhupinder Punj,
S/o Sh. Braham Prakash,
186, VPO Lohara,
District Ludhiana.

Versus

Public Information Officer,
o/o Superintendent Engineer,
Bhakra Main Line Circle,
District Patiala.

First Appellate Authority,
o/o Superintendent Engineer,
Bhakra Main Line Circle,
District Patiala.

Appeal Case No. 4328 of 2021 (Video Conference Proceedings)

PRESENT:

Bhupinder Punj (Appellant) 99152-35055
Awaldeep Singh, SDO (for the Respondent) 95692-25001

ORDER:

1. The RTI application is dated **27.5.2021** vide which the appellant has sought information **regarding work done without calling the tenders from 2015 to 1.5.2021 etc.**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **19.7.2021** and Second Appeal was filed in the Commission on **23.9.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **6.7.2022**.

2. Both parties are present. The respondent PIO, represented by Awaldeep Singh, SDO, has assured the Commission that he will furnish a pointwise reply to the RTI application within 10 days of this hearing. A copy of the same is to be submitted to this Commission.

3. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

4. **Next hearing on 14.9.2022 at 11.30 am via Video Conference Facility.** (The appellant will attend the hearing at DC Office, Ludhiana and the respondent PIO will attend the hearing at DC Office, Patiala.)

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
6.7.2022

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REGISTERED SHOW CAUSE NOTICE

Bhupinder Punj,
S/o Sh. Braham Prakash,
186, VPO Lohara,
District Ludhiana.

Versus

Public Information Officer,
o/o Executive Engineer,
Bhakra Main Line Circle,
Bhakra Canal Colony, Patiala
Public Information Officer,
o/o Superintendent Engineer,
Bhakra Main Line Circle,
District Patiala.
First Appellate Authority,
o/o Superintendent Engineer,
Bhakra Main Line Circle,
District Patiala.

Appeal Case No. 4329 of 2021 (Video Conference Proceedings)

PRESENT:

Bhupinder Punj (Appellant) 99152-35055
(Respondent) Absent

ORDER:

1. The RTI application is dated **27.5.2021** vide which the appellant has sought information **regarding Canal Patwari Jobanpreet Singh**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **19.7.2021** and Second Appeal was filed in the Commission on **23.9.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **6.7.2022**.
2. The respondent PIO is absent without intimation. This RTI application was submitted on 27.5.2021, since then there has been no reply/information furnished to the appellant. In view of this the Commission deems it fit to serve the respondent PIO with this Show Cause Notice.
3. The respondent **PIO-cum-Executive Engineer, Bhakra Main Line Circle, Bhakra Canal Colony, Patiala**, 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 willful delay/denial of the information requested by the appellant as far back as on **27.5.2021**.

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision 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*.” Copies of this order be sent to the parties through registered post.

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Appeal Case No. 4329 of 2021 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 14.9.2022 at 11.30 am via Video Conference Facility.** (The appellant will attend the hearing at DC Office, Ludhiana and the respondent PIO will attend the hearing at DC Office, Patiala.)

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

6.7.2022

Cc: Superintendent Engineer,
Bhakra Main Line Circle,
Bhakra Canal Colony,
Patiala, for information and further necessary action.

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Bhupinder Punj,
S/o Sh. Braham Prakash,
186, VPO Lohara,
District Ludhiana.

Versus

Public Information Officer,
o/o XEN, Devigarh Division,
District Patiala.
First Appellate Authority,
o/o Superintendent Engineer,
Bhakra Main Line Circle,
District Patiala.

Appeal Case No. 4331 of 2021 (Video Conference Proceedings)

PRESENT:

Bhupinder Punj (Appellant) 99152-35055
Gurpreet Singh, SDO (for the Respondent) 98554-49396

ORDER:

1. The RTI application is dated **27.5.2021** vide which the appellant has sought information **regarding Arnoli Distributary**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **19.7.2021** and Second Appeal was filed in the Commission on **23.9.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **6.7.2022**.
2. Both parties are present. As per a reply sent to the Commission vide Letter No. 6001 Dated 24.11.2021, the respondent PIO states that a demand for Rs. 2,826/- was raised from the appellant vide Letter No. 3651 Dated 20.7.2021. The Commission notes that the demand for copying costs etc. was raised well beyond the stipulated 30 days period and was therefore not valid as per the Act.
3. The respondent PIO is herewith directed to supply duly attested (as "information under the RTI Act, 2005") copies of the requested information after due attestation within 10 days of receipt of this Order. This must be accompanied by a covering letter a copy of which is to be submitted to the Commission
4. **Next hearing on 14.9.2022 at 11.30 am via Video Conference Facility.** (The appellant will attend the hearing at DC Office, Ludhiana and the respondent PIO will attend the hearing at DC Office, Patiala.)

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
6.7.2022

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Bhupinder Punj,
S/o Sh. Braham Prakash,
186, VPO Lohara,
District Ludhiana.

Versus

Public Information Officer,
o/o XEN, Devigarh Division,
District Patiala.
First Appellate Authority,
o/o Superintendent Engineer,
Bhakra Main Line Circle,
District Patiala.

Appeal Case No. 4332 of 2021 (Video Conference Proceedings)

PRESENT:

Bhupinder Punj (Appellant) 99152-35055
Gurpreet Singh, SDO (for the Respondent) 98554-49396

ORDER:

1. The RTI application is dated **27.5.2021** vide which the appellant has sought information **regarding Smt. Kalawanti**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **19.7.2021** and Second Appeal was filed in the Commission on **23.9.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **6.7.2022**.
2. Both parties are present. As per a reply sent to the appellant vide Letter No.3636 Dated 19.7.2021, the requested information has been denied as third party information. The Commission has examined the RTI application and directs the respondent PIO to submit a written, pointwise reply to said RTI application along with duly attested copies of any information that does not fall within the definition of personal or third party information as per Sections 8(1)(j) and 11 of the Act. This must be done within 10 days of receipt of this Order with a copy to this Commission.
3. **Next hearing on 14.9.2022 at 11.30 am via Video Conference Facility.** (The appellant will attend the hearing at DC Office, Ludhiana and the respondent PIO will attend the hearing at DC Office, Patiala.)

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
6.7.2022