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Whatsapp No. 62848-20189



....Appellant

 V/s

First Appellate Authority,
O/o District Development
and Panchayat Officer ,
Gurdaspur (Punjab) ...Respondents

(Video Conference Proceedings)

Present:- Sh. Baldev Singh, appellant
Sh. Vijay Kumar, Supdt on behalf of the respondents

ORDER

This order may be read with reference to the previous order dated 25.7.2022 vide which the case was adjourned for 11.10.2022. The case was earlier heard by the bench of Sh. Sanjiv Garg, SIC but due to administrative reasons the case was reallocated to this bench and fixed for hearing today.

2. The appellant has sought the following information as per his RTI application:-

[illegible]

3. The representative of the respondents submits that he has brought the present status and a copy of the same has been handed over to the appellant during the course of hearing. The representative of the respondents also tenders unconditional apology and requested to withdraw the penalty imposed upon the Public Information Officer in this case may be withdrawn.

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Appeal Case No. 505 of 2022

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4. It is also a fact on record that the penalty was not imposed upon the Public Information Officer, by name.

5. Keeping in view the above and the submissions made by the respondent, the penalty imposed upon the Public Information Officer in this case amounting to Rs.10,000/- is hereby withdrawn.

6. As the respondent has provided the present status as has been sought by the appellant, the Commission is of the view that no further action is required to be taken in this case. Cased

Dated:9.9.2022

(Suresh Arora)
Chief Information Commissioner,
Punjab.

PUNJAB STATE INFORMATION COMMISSION

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Shri Balbir Singh
S/o Sh. Man Singh,
Village Ramgarh,
Teh. & Distt. Patiala(Punjab)

.... Complainant

V/s

Public Information Officer,
O/o Land Acquisition Collector,
(Building and Roads),
668-A, Model Town,
Jalandhar(Punjab)

Public Information Officer,
O/o Sub Divisional Magistrate,
Patiala (Punjab)

...Respondents

Complaint Case No.621 of 2020

(Video Conference Proceedings)

Present:- None on behalf of the complainant.
Sh. Ram Singh 9876195561 on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 25.7.2022 vide which the case was adjourned for 11.10.2022. The case was earlier heard by the bench of Sh. Sanjiv Garg, SIC but due to administrative reasons the case was reallocated to this bench and fixed for hearing today.

2. The complainant has sought the details of B statement of compensation in the name of Balbir Singh son of Sh. Man Singh along with the copy of act under which the compensation was assessed.
3. The complainant has requested in this case that that the directions may be issued to the respondent-Public Information Officer to provide the complete information.
4. It is appropriate to mention that Hon'ble Supreme Court of India in its order rendered on 12.12.2011 in Civil Appeal Nos.10787 – 10788 of 2011 (arising out of SLP @ No.32768-32769/2010) has held that while entertaining a complaint under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

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Complaint Case No.621 of 2020

-2-

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. Since the complainant is interested in getting the information, therefore, the matter is remanded back to Sh. Ismat Vijay Singh, PCS, First Appellate Authority-cum-S.D.M. to take appropriate decision in accordance with the provisions of the RTI Act within the prescribed timeline, after giving opportunity of hearing to all concerned by passing a speaking order. A copy of this complaint filed by the complainant is also **being sent** to him along with this order with the directions that the same may be treated as first appeal.

4. The representative of the respondents also tenders unconditional apology and requested to withdraw the penalty imposed upon the Public Information Officer in this case may be withdrawn.

5. It is also a fact on record that the penalty was not imposed upon the Public Information Officer, by name. Therefore, after consideration, the penalty amounting to Rs.10,000/- imposed upon the Public Information Officer is hereby withdrawn.

6. With these directions the case is disposed of and closed. However, the liberty is granted to the complainant to file the 2nd appeal in this case, if he is not satisfied with the decision of the First Appellate Authority.

Dated:9.9.2022

(Suresh Arora)
Chief Information Commissioner,
Punjab.

Sh. Ismat Vijay Singh, PCS
First Appellate Authority-cum-
S.D.M.-Patiala.
Patiala. 9878488105

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Shri N.S Bhatti, Advocate,
Chamber Number 33,
New Judicial Court Complex,
Ajnala, District Amritsar. (M: 98555-60437)

..Appellant

V/s.

Public Information Officer,
O/o District Development
and Panchayat Officer,
Amritsar.

First Appellate Authority,
O/o District Development
and Panchayat Officer,
Amritsar.

...Respondents

Appeal Case No. 1262 of 2022

(Video Conference Proceedings)

Present:- None on behalf of the appellant.
Sh. Mubarak Singh, Accountant 9780445780 on behalf of the
respondents.

ORDER

This order may be read with reference to the previous order dated 26.7.2022 vide which the case was adjourned for 2.12.2022. The case was earlier heard by the bench of Sh. Sanjiv Garg, SIC but due to administrative reasons the case was reallocated to this bench and fixed for hearing today.

2. The appellant has sought the following information as per his RTI application:-

ਇੱਕ ਲੀਗਲ ਨੋਟਿਸ ਮਿਤੀ 03-09-2021 ਰਜਿਸਟਰਡ ਮਿਤੀ 03-09-2021 ਨੂੰ ਆਪ ਜੀ ਦੇ ਦਫਤਰ ਅਤੇ ਹੋਰ ਸੰਬੰਧਤ ਦਫਤਰਾਂ ਨੂੰ ਭੇਜਿਆ ਗਿਆ ਸੀ ਜਿਸਦੀ ਫੋਟੋ ਕਾਪੀ ਅਤੇ ਡਾਕ ਰਸੀਦਾਂ ਨਾਲ ਨੱਥੀ ਹਨ। ਇਸ ਲੀਗਲ ਨੋਟਿਸ ਦੇ ਸੰਬੰਧ ਵਿੱਚ ਆਪ ਜੀ ਦੇ ਦਫਤਰ ਵੱਲੋਂ ਤਿਆਰ ਕੀਤੇ ਗਏ ਜਵਾਬ ਦੀ ਕਾਪੀ ਅਤੇ ਇਸ ਲੀਗਲ ਨੋਟਿਸ ਦੇ ਸੰਬੰਧ ਵਿੱਚ ਕਾਰਵਾਈ ਕਰਨ ਲਈ ਜਾਰੀ ਕੀਤਾ ਗਿਆ ਪੱਤਰ ਕਾਪੀ ਅਤੇ ਸੰਬੰਧਤ ਦਸਤਾਵੇਜ਼ਾਂ ਦੀਆਂ ਤਸਦੀਕ ਸ਼ੁਦਾ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ।

3. The appellant is absent without intimation. However, the representative of the respondents submits that the appellant has sought the action taken on the legal notice sent by him, which has already been supplied. He also submits that the reply has already been sent to the appellant with a copy to the Commission.

4. After going through the reply submitted by the respondent the same is accepted and the Commission is of the view that no further action is required to be taken in this case. Hence, the case is disposed of and closed.

Dated: 9.9.2022

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Shri Baldev Singh
S/o Sh. Baj Singh,
Village Sathiali,
District Gurdaspur. (Pin: 143528)(M: 98721-24103)

...Appellant

V/s.

Public Information Officer,
O/o Block Development
and Panchayat Officer,
Kahanuwan, District Gurdaspur.

First Appellate Authority,
O/o District Development
and Panchayat Officer,
Gurdaspur.

...Respondents

Appeal Case No. 1296 of 2022

(Video Conference Proceedings)

Present:- Sh. Baldev Singh, appellant.
Sh. Vijay Kumar, Superintendent on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 26.7.2022 vide which the case was adjourned for 2.12.2022. The case was earlier heard by the bench of Sh. Sanjiv Garg, SIC but due to administrative reasons the case was reallocated to this bench and fixed for hearing today.

2. The appellant has sought the following information as per his RTI application:-

ਕੇਸ਼ੀ ਦੇ ਸਿੱਖ ਭੈਣਾਂ ਵਿੱਚੋਂ ਸਥਿਰਾਈ ਨਿਸ਼ਾ ਗੁਰਦਾਸ ਪੁਰ ਦੀ
ਪੰਚਾਇਤ ਦੀ ਜੋ ਜਾਗੀਰ ਹੈ ਉਸ ਵਿੱਚੋਂ ਆਪ ਜੀ ਦੇ ਇਸ ਪਿੰਡ ਦੇ ਭੈਣਾਂ ਦੇ ਨਾਮ
7 ਅਤੇ (ਕਮਰਾ) ਦੇ ਆਪ ਜੀ ਦੇ 2021 ਦੇ ਚੋਣੀ ਨਹੀਂ ਨਹਾਈ ਹੈ ਇਸ
ਨਹੀਂ ਭੈਣਾਂ ਵਿੱਚੋਂ ਸਥਿਰਾਈ ਨਹੀਂ ਜਾਗੀਰ ਵਿੱਚੀ ਜਾਣੀ ਹੈ।
I ਇਸ ਜਾਗੀਰ ਦੀ ਸਥਿਰਾਈ ਨਿਸ਼ਾ ਅਸਰ ਵਾਲੇ ਕੋਈ ਨਹਾਈ ਗਈ ਹੈ
II ਇਸ ਅਸਰ ਵਾਲੇ ਨਿਸ਼ਾ ਵਿੱਚੋਂ ਨਹੀਂ ਨਹਾਈ ਗਈ ਉਸ ਵਾਲੇ ਨਿਸ਼ਾ
ਜਾਗੀਰ ਦੇ ਨਹੀਂ ਹੈ।
III ਇਸ ਅਸਰ ਵਾਲੇ ਨਿਸ਼ਾ ਵਿੱਚੋਂ ਨਹੀਂ ਨਹਾਈ ਗਈ ਨਹੀਂ ਨਹੀਂ
ਸਥਿਰਾਈ ਉਸ ਅਸਰ ਵਾਲੇ ਨਿਸ਼ਾ ਵਿੱਚੋਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ
4 ਦੇ ਜਾਗੀਰ ਦੇ ਨਹੀਂ ਹੈ।
IV ਇਸ ਅਸਰ ਵਾਲੇ ਨਿਸ਼ਾ ਵਿੱਚੋਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ
ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ
V ਇਸ ਜਾਗੀਰ ਦੀ ਸਥਿਰਾਈ ਨਿਸ਼ਾ ਅਸਰ ਵਾਲੇ ਨਿਸ਼ਾ ਵਿੱਚੋਂ
ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ
ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ ਨਹੀਂ

3. The appellant submits that the directions may be issued to the respondent-Public Information Officer to supply the complete information. However, the representative of the respondents submits that the specific reply regarding the sought information as available on record has already been sent to the appellant. He further submits that nothing more is available on record which could be supplied to the appellant in this case.

4. After point wise deliberations with both the parties, the Commission accepted the reply filed by the respondent and the Commission is of the view that no further action is required to be taken in this case. Hence, the case is disposed of and closed.

Dated: 9.9.2022

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Amarjit Singh Dhamotia,
NCAG Office, Street No.5,
1331-5, Vishawkarma Bhawan,
Down Canal Road, Simlapuri
Ludhiana 141003 9888710031

.. appellant

Vs

Public Information Officer
o/o Deputy Commissioner,
Ludhiana

Public Information Officer
o/o District Weights & measures Officer,
Ludhiana

Sh. Manohar Singh 9465171336
Public Information Officer-cum-Asstt Controller,
Legal metrology, PUNGRAIN Godown,
Near Taneja Hospital, Sirhind Road,
Patiala

First Appellate Authority
o/o Deputy Commissioner,
Ludhiana.

..Respondents

Appeal Case No. 2891 of 2022
(Video Conference Proceedings)

Present:- Sh. Amarjit Singh Dhamotia, appellant
Sh. Manohar Singh 9465171336, in person, on behalf of the
respondents.

ORDER

This order may be read with reference to the previous order dated 16.8.2022.

2. The appellant has sought the following information as per his RTI application:-

1. Hon'ble DC.Sb.Ldh.ਦੀ Jurisdiction ਵਿਚ M/C.Ldh.ਦੀ Jurisdiction Area ਵਿਚ ਜੋ ਫਰਸ਼ੀ ਕੰਡੇ ਲੱਗੇ ਹਨ।ਉਨ੍ਹਾਂ ਦੀ List + Address + Owners ਦੇ ਨਾਮ ਦੇਣੇ।ਜੋ Br.ਜਾਂ Deppt.ਇਨ੍ਹਾਂ ਨੂੰ Deal ਕਰਦਾ ਹੈ।Genral Pb.ਤੇ ਅਸੀਂ Clear ਨਹੀਂ ਹਾਂ।M/C.ਦੇ ਅਨੁਸਾਰ ਕਹਿ ਰਹੇ ਹਨ ਕਿ ਨਾਪ ਤੋਲ ਵਿਭਾਗ ਦੇ ਅਫਸਰ ਕਹਿ ਰਹੇ ਹਨ ਕਿ Industry Deptt.
2. ਇਸ ਕਰਕੇ Sir-ਜੋ ਵੀ ਵਿਭਾਗ ਜਾਂ Br.Deal ਕਰਦੀ ਹੈ ਉਸ ਤੋਂ ਉਕਤ Para.No.1 ਅਤੇ ਹੇਠ ਲਿਖੀ ਸੂਚਨਾ ਫਰਸ਼ੀ ਕੰਡਾ ਲਗਾਉਣ ਲਈ ਜੋ ਸ਼ਰਤਾਂ Guidelines + Formalities + ਜਿਸ ਵਿਭਾਗ ਦੀ NOC's ਦੀ ਲੋੜ ਹੈ।Especially Front Line ਸੜਕ ਤੋਂ ਜਿੰਨੀ ਜਗਾ ਪਿਛੇ ਹਟਾ ਕੇ ਫਰਸ਼ੀ ਕੰਡਾ ਲਗਾਉਣ ਦੀ ਸ਼ਰਤ ਹੈ As Per Bye-Laws Front Line Parking Space ਦੀ + Other Instructions ਹਨ।
3. ਅਗਰ ਕੋਈ Violation ਹੁੰਦੀ ਹੈ ਤਾਂ ਜਿਸ Officer + Authority ਨੂੰ ਸ਼ਿਕਾਇਤ ਕੀਤੀ ਜਾ ਸਕਦੀ ਹੈ।ਉਸ Officer ਦਾ ਨਾਮ + Designation + Phone No. + Office Address ਦੇਣਾ।

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Appeal Case No. 2891 of 2022

-2-

3. The respondent-Public Information Officer submits that the information as available on record has already been supplied to the appellant. He has also placed on record a copy of the same.

4. After deliberations with both the parties, it has transpired that the information as available on record of the respondent has already been supplied by him. A copy of the same is **being sent** to the appellant along with this order.

5. Keeping in view the information supplied, the Commission is of the view that no further action is required to be taken in this case. Hence, the case is disposed of and closed.

Dated:9.9.2022

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Shri Surjit Singh

S/o Sh. Gokul Singh,

V.P.O. Jarg, Tehsil Payal,

Distt. Ludhiana(Punjab)

....Appellant

Public Information Officer,

O/o Block Development and Panchayat Officer,

Doraha, Distt. - Ludhiana (Punjab)

First Appellate Authority,

O/o Director, Rural Dev. and Panch., Punjab,

Vikas Bhawan, Sector 62,

S.A.S. Nagar(Mohali) (Punjab)

...Respondents

Appeal Case No. 5150 of 2021

(Video Conference Proceedings)

Present:- Sh. Surjit Singh, appellant.

Sh. Arshdeep Singh, on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 25.7.2022 vide which the case was adjourned for 11.10.2022. The case was earlier heard by the bench of Sh. Sanjiv Garg, SIC but due to administrative reasons the case was reallocated to this bench and fixed for hearing today.

2. The appellant has sought the following information as per his RTI application:-

3. The appellant submits that the directions may be issued to the respondent-Public Information Officer to supply the complete information. However, the representative of the respondents submits that the specific reply regarding the sought information has already been sent to the appellant through registered post. He has also sent a copy of the same, which is taken on record.

4. After going through the reply viz a viz RTI application of the appellant, the reply filed by the respondent is accepted and the Commission is of the view that no further directions can be given to the respondent as per the provisions of the RTI Act, 2005. Hence, the case is disposed of and closed.

Dated:9.9.2022

(Suresh Arora)

Chief Information Commissioner,
Punjab.