**STATE INFORMATION COMMISSION, PUNJAB**

**Punjab Red Cross Building (Next to Rose Garden)**

**Sector:16/B, Madhya Marg, Chandigarh**

**Contact No.0172-2864116, Fax No.0172-2864125**

**(**[**www.infocommpunjab.com**](http://www.infocommpunjab.com/) **and Email.ID** [**scic@punjabmail.com**](mailto:scic@punjabmail.com))

Sh. Nand Kishor,

S/o Sh. Hansraj, H.No.43,

Captain Karam Singh Nagar,

Sunam Road, Sangrur.

Complainant

Versus

**Public Information Officer,**

O/o D.M,

Punjab Agro Food Grains Corporation, Ltd.,

Mahila Road, Sangrur.

Respondent

**Complaint** **Case No. 1088 of 2017**

**PRESENT:** (i) Sh. Nand Kishore, the complainant.

(ii)Smt. Shashi, APIO on behalf of the respondent.

**ORDER**

The RTI application is dated 13.06.2017 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 06.10.2017 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice was issued to the parties for hearing for 30.11.2017 in the Commission.

3. The complainant states that he has received a letter dated 22.06.2017 from the respondent that to deposit the documentation fee of Rs. 10,000/-. He further states that he has sought the information not more than 200 pages and has already deposited Rs. 250/- as per his demand of information but till today, no information has been provided to him by the respondent.

4. The respondent states that the complainant has sought third party information and the information which was related to the complainant has already been sent to him vide letter dated 22.08.2017 by registered post. She further states that if the complainant has not received the same, she has brought another copy of the information to deliver it personally to the complainant. Copy of the same is handed over to the complainant for his perusal.

Contd…p-2

**Complaint** **Case No. 1088 of 2017**

5. The complainant is advised to go through the information and revert back to the authorities, in case of any deficiency found in the information, so provided. On receipt of the rebuttal, the respondents are directed to remove the deficiencies before the next date of hearing.

6. The matter to come up for further hearing now on **23.01.2018 at 12.00 noon.** Copies of the order be sent to the parties.

Sd/-

**Chandigarh (Prof. Viney Kapoor Mehra)**

**30.11.2017 State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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Ms. Promila Sharma,

House No. 166, St No. 1/B,

Shalimar Nagar, Hoshiarpur. …Appellant

Versus

Public Information Officer,

O/o District Education Officer(Secondary)

Hoshiarpur.

First Appellate Authority,

O/o District Education Officer(Secondary),

Hoshiarpur. ...Respondent

**Appeal Case No.70 of 2017**

**PRESENT:** (i) Smt. Promila Sharma, the appellant.

**(ii) Sh.** Sukhwinder Singh, Deputy DEO, the respondent.

**ORDER**

This order may be read with reference to the previous order dated 17.10.2017.

2. The appellant states that she has received the compensation amount of Rs. 5000/- as awarded to her by the Commission but complete information has not been provided to her by the department till today.

3. The respondent files an affidavit mentioning therein that he has tried his best to trace the remaining information but the information being not traced, so the office is unable to provide the information to the appellant.

4. The PIO is directed to fix the responsibility of the persons who is responsible for the loss of record and Commission be informed in this regard, on the next date of hearing, failing which penalty will be imposed on the PIO for not supplying the information in time.

5. The matter to come up for further hearing now on **23.01.2018 at 12.00 noon.** Copies of the order be sent to the parties.

Sd/-

**Chandigarh (Prof. Viney Kapoor Mehra)**

**30.11.2017 State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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Sh. Paramjit Singh,

S/o Sh. Darshan Singh,

R/o Village Mahadev Khurd,

P.O: Sohal, Tehsil and Distt:Gurdaspur.

Complainant

Versus

**Public Information Officer,**

O/o Chairman,

Punjab State Social Welfare

Advisory Board, Sector:35,

Chandigarh.

Respondent

**Complaint Case No. 809 of 2017**

Present : (i) Sh.Paramjit Singh, the complainant.

(ii) Sh. Satpal PIO, the respondent.

**ORDER**

This order may be read with reference to the previous order dated 17.10.2017.

2. The complainant states that he filed an RTI application vide letter dated 08.05.2017 and reply has been given to him by hand during the last hearing dated 17.10.2017 which is also misleading.

3. The respondent states that the information which was available in their office has already been supplied to the complainant and rest of the information is related to the PIO o/o CDPO Dera Baba Nanak.

4. In the complaint case, the intention of the PIO is to be seen whether he/she has replied to the complainant in time or not but the perusal of the file and the conduct of the respondent has proved that he has not performed his duty as mandated by the RTI regime. Such kind of behavior of the Government employee needs to be condemned and such employees need to be taught a good lesson so that rest of the employees have a right kind of message and wake up and perform their duties under the RTI Act for ensuring complete transparency and due accountability in the governance affairs of the public authorities.

Contd…p-2

**Complaint Case No. 809 of 2017**

5. Looking at the lackadaisical and highly irresponsible attitude of the respondent, **PIO o/o Punjab State Social Welfare Advisory Board, Chandigarh** is directed to show cause as to why penalty @ 250/-per day be not imposed upon him under Section 20 (1) of the RTI Act for not sending the information to the complainant within the statutorily period.

6. The respondent-PIO is directed to file a written point-wise reply in this regard before the next date of hearing with a copy to the complainant and supply the complete information to the complainant as per his RTI application.

7. The matter is adjourned for further hearing now on **23.01.2018 at 12.00 noon in the o/o Red Cross Bhawan, Madhya Marg, Sector:16, Chandigarh.** Copies of the order be sent to the parties.

Sd/-

**Chandigarh (Prof. Viney Kapoor Mehra)**

**30.11.2017 State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

**Punjab Red Cross Building (Next to Rose Garden)**

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Sh. Jasbir Singh,

Villlage: Bholapur, Jhabewal,

P.O: Ramgarh Distt: Ludhiana.

Appellant

Versus

**Public Information Officer**,

O/o Chairman,

Punjab Child Rights Security Commission,

Forest Complex, 2nd Floor, Tower-4,

Sector:68, Mohali.

**First Appellate Authority**

o/o Chairman,

Punjab Child Rights Security Commission,

Forest Complex, 2nd Floor, Tower-4,

Sector:68, Mohali.

**Public Information Officer**,

O/o S.S.P,

Hoshiarpur.

**Public Information Officer,**

O/o Regional Transport Authority,

Hoshiarpur.

Respondent

**Appeal Case No. 2186 of 2017**

Present : (i) Sh. Jasbir Singh, the appellant.

(ii)Sh. Sanjeev Bali, Sr. Assistant on behalf of the respondent.

**ORDER**

This order may be read with reference to the previous order dated 16.10.2017.

2. The appellant states that he has received the information and is satisfied and has given in writing that he wants to close this case.

3. The respondent states the information has already been supplied to the appellant.

4. After hearing both the parties and perusal of the file, it is ascertained that the information has already been supplied to the appellant with which the appellant is satisfied. No further cause of action in left in the instant appeal case, which is hereby, **disposed of and closed**. Copies of the order be sent to the parties.

Sd/-

**Chandigarh (Prof. Viney Kapoor Mehra)**

**30.11.2017 State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

**Punjab Red Cross Building (Next to Rose Garden)**

**Sector:16/B, Madhya Marg, Chandigarh**

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Sh. H.S.Hundal,

Chamber No.82, Distt Courts,

Mohali.

…Appellant

Versus

**Public Information Officer,**

O/o District Food and Supply Controller,

Mini Sectt., Moga.

**First Appellate Authority**

o/o Commissioner/Director,

Food and Civil Supply and Consumer Affairs,

Anaz Bhawan, Sector:39/C, Chandigarh.

...Respondent

**Appeal Case No. 1989 of 2017**

**PRESENT:** None for the parties.

**ORDER**

This order may be read with reference to the previous order dated 04.10.2017.

2. The appellant is absent for today’s hearing without any intimation to the Commission.

3. A letter has been received from the respondent in the Commission vide diary no. 27118 dated 30.11.2017 mentioning therein that due to the season of paddy, all the office staff is busy and has sought another date.

4. The PIO is directed to appear personally on the next date of hearing, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated.

5. Last opportunity is given to the appellant to follow up his case on the next date of hearing, failing which decision shall be taken on merit.

6. The matter to come up for further hearing now on **23.01.2018 at 12.00 noon**. Copies of the order be sent to the parties.

Sd/-

**Chandigarh (Prof. Viney Kapoor Mehra)**

**30.11.2017 State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

**Punjab Red Cross Building (Next to Rose Garden)**

**Sector:16/B, Madhya Marg, Chandigarh**

**Contact No.0172-2864116, Fax No.0172-2864125**

**(**[**www.infocommpunjab.com**](http://www.infocommpunjab.com/) **and Email.ID** [**scic@punjabmail.com**](mailto:scic@punjabmail.com))

Sh. Harminder Arora,

S/o Late Sh. Inderjeet,

1220/16, Near Patwarkhana,

Distt:Moga.

…Appellant

Versus

**Public Information Officer,**

O/o District Food and Supply Controller,

Mini Sectt., Moga.

**First Appellate Authority**

o/o District Food and Civil Supply Controller,

Moga.

...Respondent

**Appeal Case No. 2006 of 2017**

**PRESENT:** None for the parties.

**ORDER**

This order may be read with reference to the previous order dated 04.10.2017.

2. The appellant is absent for today’s hearing without any intimation to the Commission.

3. A letter has been received from the respondent in the Commission vide diary no. 27118 dated 30.11.2017 mentioning therein that due to the season of paddy, all the office staff is busy and has sought another date.

4. The PIO is directed to appear personally on the next date of hearing, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated.

5. Last opportunity is given to the appellant to follow up his case on the next date of hearing, failing which decision shall be taken on merit.

6. The matter to come up for further hearing now on **23.01.2018 at 12.00 noon**. Copies of the order be sent to the parties.

Sd/-

**Chandigarh (Prof. Viney Kapoor Mehra)**

**30.11.2017 State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

**Punjab Red Cross Building (Next to Rose Garden)**

**Sector:16/B, Madhya Marg, Chandigarh**

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**(**[**www.infocommpunjab.com**](http://www.infocommpunjab.com/) **and Email.ID** [**scic@punjabmail.com**](mailto:scic@punjabmail.com))

Sh. Harinder Singh,

S/o Sh. Surjeet Singh,

Guru Teg Bahadur Colony,

Outside Nabha Gate, Sangrur.

Complainant.

Versus

**Public Information Officer**,

O/o Tehsildar,

Tappa, Distt:Barnala.

Respondent

**Complaint CASE NO. 905 OF 2017**

**PRESENT:** (i) Sh. Harinder Sigh, the complainant.

(ii) Sh. Lakhwinder Singh, Clerk on behalf of the respondent.

**ORDER:**

This order may be read with reference to the previous order dated 24.10.2017.

2. The complainant states that till today, no information has been provided to him by the respondent.

3. The respondent files reply to the Notice of the Commission with a copy to the complainant.

4. After going through the reply of the respondent, the complainant states that he is satisfied with the reply and wants to close the case.

5. After hearing both the parties and perusal of the file, it is ascertained that the information has already been supplied to the complainant with which the complainant is satisfied. No further cause of action in left in the instant appeal case, which is hereby, **disposed of and closed**. Copies of the order be sent to the parties.

Sd/-

**Chandigarh (Prof. Viney Kapoor Mehra)**

**30.11.2017 State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

**Punjab Red Cross Building (Next to Rose Garden)**

**Sector:16/B, Madhya Marg, Chandigarh**

**Contact No.0172-2864116, Fax No.0712-2864125**

**(**[**www.infocommpunjab.com**](http://www.infocommpunjab.com/) **and Email.ID scic@punjabmail.com**

Sh. Harinder Singh,

S/o Sh. Surjeet Singh,

Guru Teg Bahadur Colony,

Outside Nabha Gate, Sangrur.

Complainant.

Versus

**Public Information Officer**,

O/o Tehsildar,

Tappa, Distt:Barnala.

Respondent

**Complaint CASE NO. 881 OF 2017**

**PRESENT:** (i) Sh. Harinder Sigh, the complainant.

(ii) Sh. Lakhwinder Singh, Clerk on behalf of the respondent.

**ORDER:**

This order may be read with reference to the previous order dated 24.10.2017.

2. The complainant states that till today, no information has been provided to him by the respondent.

3. The respondent files reply to the Notice of the Commission with a copy to the complainant.

4. After going through the reply of the respondent, the complainant states that he is not satisfied with the reply.

5. In the complaint case, the intention of the PIO is to be seen whether he/she has replied to the complainant in time or not but the perusal of the file and the conduct of the respondent has proved that he has not performed his duty as mandated by the RTI regime. Such kind of behavior of the Government employee needs to be condemned and such employees need to be taught a good lesson so that rest of the employees have a right kind of message and wake up and perform their duties under the RTI Act for ensuring complete transparency and due accountability in the governance affairs of the public authorities.

6. Looking at the lackadaisical and highly irresponsible attitude of the respondent, **Sh. Balkaran Singh,** **PIO-cum- Tehsildar, Tappa** is directed to show cause as to why penalty @ 250/-per day be not imposed upon him under Section 20 (1) of the RTI Act for not sending the information to the complainant within the statutorily period.

Contd..p-2

**Complaint CASE NO. 881 OF 2017**

7. The respondent-PIO is directed to file a written point-wise reply in this regard before the next date of hearing with a copy to the complainant and supply the complete information to the complainant as per his RTI application.

8. The matter is adjourned for further hearing now on **23.01.2018 at 12.00 noon in the o/o Red Cross Bhawan, Madhya Marg, Sector:16, Chandigarh.** Copies of the order be sent to the parties.

Sd/-

**Chandigarh (Prof. Viney Kapoor Mehra)**

**30.11.2017 State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

**Punjab Red Cross Building (Next to Rose Garden)**

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**(**[**www.infocommpunjab.com**](http://www.infocommpunjab.com/) **and Email.ID** [**scic@punjabmail.com**](mailto:scic@punjabmail.com))

Sh. Harbhajan Singh,

S/o Sh. Ajit Singh,

VPO:Tera Kalan, Tehsil:Ajnala,

Distt:Amritsar.

Complainant

Versus

**Public Information Officer**,

O/o Food and Supply Officer,

Amritsar.

Respondent

**Complaint CASE NO. 923 OF 2017**

**PRESENT:** (i) None is present on behalf of the complainant.

(ii) Sh. Gursharan Singh, Inspector on behalf of the respondent.

**ORDER:**

This order may be read with reference to the previous order dated 24.10.2017.

2. The complainant is absent for today’s hearing without any intimation to the Commission.

3. The respondent states that the information has already been supplied to the complainant and he has not pointed out any deficiency in the information provided. He further states that he is habitual in filling the RTI applications.

4. After hearing the respondent and perusal of the file, it is ascertained that the complainant was absent during the last hearing and at today’s hearing, he is again absent without any intimation. It is observed that the complainant has repeatedly filed the RTI application on the same matter. It is mere repetition. Such kind of repeated applications is sheer wastage of the time of Public Authority as well as the Commission. If complainant repeats the same, necessary action will be taken against him.

5. In view of the above, no further cause of action is left in the instant Complaint Case, which is hereby, **disposed of and closed**. Copies of the order be sent to the parties.

**Sd/-**

**Chandigarh (Prof. Viney Kapoor Mehra)**

**30.11.2017 State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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**(**[**www.infocommpunjab.com**](http://www.infocommpunjab.com/) **and Email.ID** [**scic@punjabmail.com**](mailto:scic@punjabmail.com))

Sh. Priyanshu Kamra, Advocate,

# 844, Phase-7, Sector:61,

Mohali.

Complainant

Versus

**Public Information Officer,**

O/o Directorate of Agriculture Punjab,

Kheti Bhawan, Phase-6,Mohali.

Respondent

**Complaint Case No. 1077 of 2017**

**PRESENT:** (i) Sh. Priyanshu Kamra, the complainant.

(ii)Sh. R.K. Raheja, PIO-cum-OSD, the respondent.

**ORDER**

The RTI application is dated 27.09.2017 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 04.10.2017 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice was issued to the parties for hearing for 30.11.2017 in the Commission.

3. The complainant states that till today, no information has been provided to him by the respondent.

4. The respondent files reply to the Notice of the Commission mentioning therein that the RTI application of the complainant was related with most of the PIOs and he has brought the information comprising 37 pages, which was related to their department is handed over to the complainant today in the Commission. Copy of the same is taken on record.

5. After going through the information, the complainant states that he is satisfied with the information.

6. After hearing both the parties, it is ascertained that the information sought by the complainant pertained to most of the PIOs of Punjab working under the aegis of

Contd…p-2

**Complaint Case No. 1077 of 2017**

Department of Agriculture. The Full Bench of State Information Commission, Punjab in [Complaint Case No. 2903 of 2011](file:///C:\Documents%20and%20Settings\Comp\My%20Documents\Downloads\13.01.2012%20%20LB.doc) had decided vide its order dated 13.01.2012 as under:-

(We hold that under Section 6(3) of the Act ibid the legal obligation of a PIO who receives a request for information under Section 6(1) of the Act is limited to transfer this request to only one public authority that holds the information. This obligation does not extend to transfer the request to **multiple public authorities.**)

7. In view of above, it is ascertained that the complaint is devoid of merit and as such the instant Complaint Case is hereby **disposed of and closed.** Copies of the order be sent to the parties.

**Sd/-**

**Chandigarh (Prof. Viney Kapoor Mehra)**

**30.11.2017 State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

**Punjab Red Cross Building (Next to Rose Garden)**

**Sector:16/B, Madhya Marg, Chandigarh**

**(**[**www.infocommpunjab.com**](http://www.infocommpunjab.com/) **and Email.ID** [**scic@punjabmail.com**](mailto:scic@punjabmail.com)

Sh. Hardev Singh,

S/o Sh. Hakam Singh,

R/o Village Malout, Tehsil: Malout,

Distt: Sri Mukatsar Sahib..

Complainant

Versus

**Public Information Officer,**

O/o Deputy Commissioner,

Ferozepur.

Respondent

C**omplaint Case No. 1085 of 2017**

**PRESENT:** (i) None is present on behalf of the complainant.

(ii)Sh. Gurjeet Singh, Clerk o/o Tehsildar, Zira on behalf of the respondent.

**ORDER**

The RTI application is dated 31.08.2017 whereby the information-seeker has sought information as mentioned in his RTI application. He filed complaint in the Commission on 09.10.2017 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice was issued to the parties for hearing for 30.11.2017 in the Commission.

3. The complainant is absent for today’s hearing without any intimation to the Commission.

4. The respondent o/o Tehsildar, Zira files reply to the Notice of the Commission mentioning therein that the information which was related to their office has already been provided to the complainant vide letter dated 25.11.2017 by registered post.

5. A letter has been received from the Deputy Commissioner, Ferozepur in the Commission vide letter no. 26499 dated 21.11.2017 which has been transferred to the Tehsildar, Ferozepur, Gurharshai and Zira vide letter dated 06.09.2017 under Section 6(3) of the RTI Act, 2005 to supply the information to the Complainant. At today’s hearing, Sh. Gurjeet Singh, Clerk is appearing on behalf of the o/o Tehsildar, Zira and states that information has been supplied to the complainant but it has been supplied very late.

Contd..p-2

C**omplaint Case No. 1085 of 2017**

6. Since the information is to be provided by the PIO o/o Tehsildar, Ferozepur, PIO o/o Tehsildar, Gurharshai and PIO o/o Tehsildar, Zira. All the PIOs are directed to provide the information to the complainant before the next date of hearing and should appear personally on the next date of hearing alongwith their written replies that on what basis the information has been delayed, failing which penalty will be imposed under Section 20(1) of the RTI Act, 2005.

7. The matter is adjourned for further hearing now on **23.01.2018 at 12.00 noon in the o/o Red Cross Bhawan, Madhya Marg, Sector:16, Chandigarh.** Copies of the order be sent to the parties.

Sd/-

**Chandigarh (Prof. Viney Kapoor Mehra)**

**30.11.2017 State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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Sh. Tejinder Singh,

Journalist Plot No.40,

Village Bholapur, P.O: Shahbana,

Chandigarh Road, Ludhiana.

Appellant

Versus

**1. Public Information Officer**,

O/o District Education Officer,(SE),

Ludhiana.

**2. First Appellate Authority**

O/oDistrict Education Officer,(SE),

Ludhiana.

**3. Public Information Officer**,

O/o District Education Officer,(EE),

Ludhiana.

4. **Public Information Officer**

O/o Punjab School Education Board,

Vidya Bhawan, Phase-8, Mohali.

Respondent

**Appeal CASE NO. 548 OF 2016**

**PRESENT:** (i) None is present on behalf of the appellant.

(ii) Sh. Virinder Madan, Advocate and Sh. Asmash Kumar Sharma on behalf of the respondent.

**ORDER**

This order may be read with reference to the previous order dated 17.10.2017.

2. The appellant is absent for today’s hearing without any intimation to the Commission.

3. Smt. Karan Jagdish Kaur, PIO is appear in person and files her written submission, which is taken on record. Sh. Virinder Madan is also appearing in person and states that some more time be given to him to submit the penalty amount of Rs. 5000/-in the Punjab Govt., Treasury as he was not aware about the head of the payments.

4. Sh. Virinder Madan, is directed to pay the penalty of Rs.5000/- within a week, which has been imposed upon him for not supplying the information to the appellant within the time limit. The compliance report should be submitted in the Commission within ten days from today, failing which this amount will be enhanced and a strict action will be initiated against him as per the provisions of the RTI Act, 2005.

Contd…p-2

**Appeal CASE NO. 548 OF 2016**

5. On the assurance of the respondent, the instant Appeal Case is hereby, **disposed of and closed**. Copies of the order be sent to the parties.

Sd/-

**Chandigarh (Prof. Viney Kapoor Mehra)**

**30.11.2017 State Information Commissioner**

***Through registered post***

**CC: Sh. Virinder Madan, o/o Punjab School Education Board, Phase-8, Mohali.**