

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, RTI Helpline - 0172-2864100



SHOW CAUSE NOTICE

Sh. Manjit Singh,
S/o Sh Chanan Ram,
R/o Mohalla Kaulsar, Khotra Road,
Phagwara, District Kapurthala.

Versus

Sh. Ajit Singh,
Public Information Officer-cum-Superintendent,
Municipal Corporation,
Phagwara, District Kapurthala.

Complaint Case No. 300 of 2023

PRESENT:

Manjit Singh (Complainant)
Ravinder Singh, SDO (for the Respondent) 76961-11049
Kanwar Pal Singh, JE (for the Respondent) 98144-35358

ORDER:

1. The complainant, **Manjeet Singh**, filed this RTI application dated **6.3.2023** and sought information **regarding Mohalla Kolsar Gurdwara Sri Ravidass Maharaj Dahramshala**, from the PIO o/o **Commissioner, MC, Phagwara**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **9.5.2023**. Notice was issued to the parties for first hearing in the Commission on **12.12.2023**.

2. Both parties are present. The respondent PIO, represented by Sh. Ravinder Singh, SDO and Kanwar Pal Singh, JE, from B&R Branch, Municipal Corporation, Phagwara, has submitted a copy of a pointwise reply sent to the appellant vide Letter No. 4163 Dated 8.12.2023, along with the available information. The Complainant Sh. Manjit Singh, however, says that he has still not received said reply. The Commission notes that the PIO's reply is inordinately delayed. Accordingly, the PIO-cum-Superintendent, Municipal Corporation, Phagwara, Ajit Singh, is issued this Show Cause Notice.

3. The respondent **PIO-cum-Superintendent, Municipal Corporation, Phagwara, Ajit Singh**, 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 **6.3.2023**. **If there is / are other PIO / PIOs responsible for the delay in providing the information, the incumbent PIO is directed to inform such PIO(s) of the Show Cause and direct them to appear before the Commission along with written replies.**

“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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Complaint Case No. 300 of 2023

4. The PIO is further directed to attend the next Hearing in person at the Commission in Chandigarh. Failure to comply, will compel the Commission to secure the presence of PIO through service of Bailable Warrant. Meanwhile, the reply and information submitted by the respondents have been handed over to the appellant at this Hearing.

5. **Next Hearing on 26.3.2024 at 11.00 AM at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.
Chandigarh
12.12.2023

[Note: The appellant / complainant can attend the Hearing in person at the Commission / video conferencing from the office of the Deputy Commissioner of the concerned District or Cisco Webex. The Cisco Webex number of this Bench is 25115873176 and password is 12345. The appellant / complainant is advised to intimate the Commission regarding the mode of Hearing, atleast three weeks before the Hearing.]

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SHOW CAUSE NOTICE

Sh. Jaswant Kumar,
S/o Sh Suriner Pal,
R/o Mohalla Kaulsar Khothra Road,
Phagawara, District Kapurthala.

Versus

Sh. Ajit Singh,
Public Information Officer-cum-Superintendent,
Municipal Corporation,
Phagwara, District Kapurthala.

Complaint Case No. 299 of 2023

PRESENT:

Jaswant Kumar (Complainant)
Ravinder Singh, SDO (for the Respondent) 76961-11049
Kanwar Pal Singh, JE (for the Respondent) 98144-35358

ORDER:

1. The complainant, **Jaswant Kumar**, filed this RTI application dated **6.3.2023** and sought information **regarding Dharamshala in the park of Dr. BR Ambedkar / Community Hall**, from the PIO o/o **Commissioner, MC, Phagwara**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **9.5.2023**. Notice was issued to the parties for first hearing in the Commission on **12.12.2023**.

2. Both parties are present. The respondent PIO, represented by Sh. Ravinder Singh, SDO and Kanwar Pal Singh, JE, have submitted a copy of pointwise reply sent to the appellant vide Letter No. 4166 Dated 8.12.2023, along with the information requested in the RTI application. This is however, a complaint case and the only question before the Commission is to determine whether there was any malafide intent on the part of the respondent PIO in denying / delaying the information. The Commission notes that the PIO's reply is inordinately delayed. The PIO-cum-Superintendent, MC Phagwara, Ajit Singh is issued this Show Cause Notice.

3. The respondent **PIO-cum-Superintendent, MC, Phagwara, Ajit Singh**, 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 **6.3.2023**. **If there is / are other PIO / PIOs responsible for the delay in providing the information, the incumbent PIO is directed to inform such PIO(s) of the Show Cause and direct them to appear before the Commission along with written replies.**

“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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Complaint Case No. 299 of 2023

4. The PIO is further directed to attend the next Hearing in person at the Commission in Chandigarh. Failure to comply, will compel the Commission to secure the presence of PIO through service of **Bailable Warrant**.

5. **Next Hearing on 26.3.2024 at 11.00 AM at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

12.12.2023

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Sh. Amritpal Singh,
H. No. 263-A, Gali No-8,
Hussainpura East, Amritsar.

Versus

Public Information Officer-cum-XEN,
O&M Cell, Municipal Corporation, Amritsar.
First Appellate Authority,
Commissioner, Municipal Corporation,
Amritsar.

Appeal Case No. 2813 of 2023

PRESENT:

Amritpal Singh (Appellant)
Satpal Singh, Superintendent (for the Respondent) 97800-32325

ORDER:

1. The RTI application is dated **30.1.2023** vide which the appellant has sought information **regarding typing test (Punjabi and English)**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **24.2.2023** and Second Appeal was filed in the Commission on **28.4.2023** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first Hearing in the Commission on **12.12.2023**.

2. Both parties are present. At point No. 1, the appellant has sought copies of answer sheet for the Typing Test conducted in Punjabi and English from 2015 onwards. It is the considered view of this Commission that the information sought is personal to third parties and so exempt from disclosure as per the RTI Act, 2005.

3. At point 2, the appellant has sought copy of an enquiry report which has resulted in his dismissal. At point No. 3, number of sanctions up to Rs. 20,000.00 have been sought from 1.4.2015 to 31.12.2022. Point No. 4, where he sought information pertaining to Office Order No. 34064 Dated 8.12.2022, has already been received by the appellant on 18.8.2023.

4. The PIO-cum-XEN, O&M Cell, is hereby directed to submit a written reply to point No. 2 and 3 of this RTI application along with attested copies of the requested information. This must be done on or before the next Hearing.

5. **Next Hearing on 14.2.2024 at 11.00 AM at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
12.12.2023

[Note: The appellant / complainant can attend the Hearing in person at the Commission / video conferencing from the office of the Deputy Commissioner of the concerned District or Cisco Webex. The Cisco Webex number of this Bench is 25115873176 and password is 12345. The appellant / complainant is advised to intimate the Commission regarding the mode of Hearing, atleast three weeks before the Hearing.]

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Sh. Hakam Singh,
S/o Sh Darshan Singh,
R/o Madhir, Tehsil Gidderbaha,
District Sri Muktsar Sahib.

Versus

Public Information Officer
O/o ADC, (D),
Sri Muktsar Sahib.
First Appellate Authority,
O/o ADC,
Sri Muktsar Sahib.

Appeal Case No. 2794 of 2023

PRESENT:
(Appellant) Absent
(Respondent) Absent

ORDER:

1. The RTI application is dated **8.1.2023** vide which the appellant has sought information **regarding stationary**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **21.2.2023** and Second Appeal was filed in the Commission on **28.4.2023** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first Hearing in the Commission on **12.12.2023**.
2. Both parties are absent. The case is adjourned.
3. **Next Hearing on 14.2.2024 at 11.00 AM at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
12.12.2023

[Note: The appellant / complainant can attend the Hearing in person at the Commission / video conferencing from the office of the Deputy Commissioner of the concerned District or Cisco Webex. The Cisco Webex number of this Bench is 25115873176 and password is 12345. The appellant / complainant is advised to intimate the Commission regarding the mode of Hearing, atleast three weeks before the Hearing.]

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Sh. Prem Kumar Rattan,
H NO-78/8, Park Road,
Navi Mandi, Sangrur.

Versus

Public Information Officer
O/o XEN, PSPCL,
Bhadour, District Sangrur.
First Appellate Authority,
O/o Deputy Chief Engineer,
Distribution Division,
Barnala.

Appeal Case No. 2741 of 2023

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

1. The RTI application is dated **14.1.2023** vide which the appellant has sought information **regarding affidavit in AC No. 970 of 2022 and 2247 of 2022**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **4.3.2023** and Second Appeal was filed in the Commission on **26.4.2023** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first Hearing in the Commission on **12.12.2023**.

2. Both parties are absent. The case is adjourned.

3. **Next Hearing on 16.2.2024 at 11.00 AM at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
12.12.2023

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Sh. Prem Kumar Rattan,
H NO-78/8, Park Road,
Navi Mandi, Sangrur.

Versus

Public Information Officer

O/o Managing Director,
PSPCL, Patiala.

First Appellate Authority,

O/o Managing Director,
PSPCL, Patiala.

Appeal Case No. 2976 of 2023

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

1. The RTI application is dated **4.2.2023** vide which the appellant has sought information **regarding action taken on complaints**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **13.3.2023** and Second Appeal was filed in the Commission on **8.5.2023** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first Hearing in the Commission on **12.12.2023**.

2. Both parties are absent. The case is adjourned.

3. **Next Hearing on 16.2.2024 at 11.00 AM at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

12.12.2023

[Note: The appellant / complainant can attend the Hearing in person at the Commission / video conferencing from the office of the Deputy Commissioner of the concerned District or Cisco Webex. The Cisco Webex number of this Bench is 25115873176 and password is 12345. The appellant / complainant is advised to intimate the Commission regarding the mode of Hearing, atleast three weeks before the Hearing.]

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Sh. Lajpat Rai,
S/o Sh Harbans Lal,
Romana Street, Jaito,
District Faridkot.

Versus

Public Information Officer

O/o Addl Chief Secretary,
Local Govt, Pb, Sector-35-A, Chandigarh.

First Appellate Authority,

O/o Addl Chief Secretary,
Local Govt, Pb, Sector-35-A, Chandigarh.

Appeal Case No. 2869 of 2023

PRESENT:

Lajpat Rai (Appellant) 98142-30616
Taranjit Singh, PIO-cum-Superintendent (Respondent) 94652-23582
Sandeep Kaur, SA (for the Respondent) 99145-20298

ORDER:

1. The RTI application is dated **8.12.2022** vide which the appellant has sought information **regarding Surinder Singh under Secretary**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **6.1.2023** and Second Appeal was filed in the Commission on **2.5.2023** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first Hearing in the Commission on **12.12.2023**.
2. Both parties are present. The respondent PIO-cum-Superintendent, Taranjit Singh accompanied by Smt. Sandeep Kaur, SA, has submitted a pointwise reply to the RTI application vide Letter No.2802 Dated 8.12.2023, along with the information pertaining to point No. 4.
3. The Commission has examined the aforesaid reply point by point and directs the respondent PIO to provide clear photocopies of the dispatch register sought at point No. 4 and also provide the information at point No. 7, by way of staff working in the LG3 Branch. This must be done on or before the next Hearing.
4. **Next Hearing on 22.3.2024 at 11.00 AM at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
12.12.2023

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Sh. Lajpat Rai,
S/o Sh Harbans Lal,
Romana Street, Jaito,
District Faridkot.

Versus

Public Information Officer

O/o SSP, Faridkot.

First Appellate Authority,

O/o IG, Faridkot Range,
Faridkot.

Appeal Case No. 2853 of 2023

PRESENT:

Lajpat Rai (Appellant) 98142-30616

Lakhwinder Singh, Senior Constable (for the Respondent) 94637-22631

ORDER:

1. The RTI application is dated **20.2.2023** vide which the appellant has sought information **regarding Naib Singh employee of MC, Jaito**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **17.3.2023** and Second Appeal was filed in the Commission on **2.5.2023** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first Hearing in the Commission on **12.12.2023**.

2. Both parties are present. The respondent PIO-cum-SSP Faridkot, represented by Senior Constable Lakhwinder Singh, has submitted a copy of letter sent to the appellant vide No.23631-32 Dated 4.12.2023, along with the information pertaining to point Nos. 1 and 2. Information at point No. 3 was denied as third party information and the information at point No. 4, 5, 6, and 7 as not specific.

3. The Commission concurs with the PIO that point Nos. 4, 5, 6, and 7 are not specific and advises the appellant to be more precise while filing the RTI applications in future. Regarding Point 3, where the information was denied as third party information, the respondent PIO is directed to provide details of the salary paid to staff posted at Police Station, Jaitu in the month of December 2022 or January 2023. This must be done within 15 days of receipt of this Order.

4. **Next Hearing on 22.3.2024 at 11.00 AM at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
12.12.2023

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Sh. Lajpat Rai,
S/o Sh Harbans Lal,
Romana Street, Jaito,
District Faridkot.

Versus

Public Information Officer

O/o Director, Local Government, Punjab,
Sector-35-A, Chandigarh.

First Appellate Authority,

O/o Director, Local Government, Punjab,
Sector-35-A, Chandigarh.

Appeal Case No. 2854 of 2023

PRESENT:

Lajpat Rai (Appellant) 98142-30616
(Respondent) Absent

ORDER:

1. The RTI application is dated **13.2.2023** vide which the appellant has sought information **regarding Naib Singh S/o Mukhtiar Singh**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **10.3.2023** and Second Appeal was filed in the Commission on **2.5.2023** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first Hearing in the Commission on **12.12.2023**.

2. The respondent PIO is absent but has informed the Commission of his inability to attend this Hearing. This RTI application was submitted on 13.7.2023 and as per the appellant he has not received any reply / information till date.

3. The respondent PIO is accordingly directed to submit a pointwise reply to the RTI application along with the information, as available in the records, to the Commission on or before the next Hearing.

4. **Next Hearing on 22.3.2024 at 11.00 AM at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
12.12.2023

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