

PUNJAB STATE INFORMATION COMMISSION
RED CORSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH
Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @ www.infocommpunjab.com
Email:psic22@punjabmail.gov.in

Sh. Balwinder Singh,
S/o Sh. Kehar Singh,
V.P.O Ramgarh Sardaran,
Tehsil- Payal, Distt. Ludhiana.

Appellant

Versus

Public Information Officer,
O/o Secretary,
Gram Panchayat,
VPO-Ramgarh Sardaran,
Tehsil-Payal, Distt. Ludhiana.

First Appellate Authority,
O/o Block Development and Panchayat Officer,
Malaud, Distt. Ludhiana.

Respondents

Appeal Case No.2284/2018

Date of RTI application: 15.03.2017
Date of First Appeal : 21.04.2017
Date of Order of FAA or Reply: Nil
Date of 2nd Appeal/complaint: 09.07.2018

Present: Sh. Balwinder Singh, Appellant in person.
None is present on behalf of the Respondents.

ORDER

The case has been heard through video conferencing.

Sh. Balwinder Singh, Appellant submits that the information has been supplied to him after two years which still falls short of.

The respondents have sent a communication that they are awesomely occupied in the conduct of the panchayat elections in the State of Punjab for which the polling is taking place on 30.12.2018. They have sought an adjournment. The request is acceded.

The matter shall be reheard on **06.02.2019 at 11.30 AM through video conference at Ludhiana**. Meanwhile, they are directed to make good the supply of information to the appellant as referred to above under intimation to the Commission.

Sd/-

26.12.2018

(Yashvir Mahajan)
State Information Commissioner

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Sh. Ranjit Singh,
R/o Prem Nagar, House No.B-1/1004,
Ward No.-13, Machhiwara Sahib,
Tehsil- Samrala, Distt. Ludhiana.

Complainant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Block-Machhiwara, Tehsil Samrala,
Distt. Ludhiana.

Respondent

Complaint Case No.748/2018

Date of RTI application:	07.04.2018
Date of First Appeal :	Nil
Date of Order of FAA or Reply:	Nil
Date of 2 nd Appeal/complaint:	17.07.2018

Present: None on behalf of the Parties.

ORDER

The complainant is absent on trot. The Commission has perused his original application which is in the nature of a questionnaire and cannot be deemed as an information as defined under Section 2(f) of the RTI Act.

In view of the aforesaid position the Commission is not inclined to entertain the complaint.

Filed.

Sd/-

26.12.2018

(Yashvir Mahajan)
State Information Commissioner

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Sh. Amar Dass Maan,
S/o Sh. Sampuran Singh Maan,
R/o Dharampura, Tehsil- Aboahar, Distt. Fazilka.

Appellant

Versus

Public Information Officer,
O/o Deputy Director (Development),
Rural Development & Panchayat Department,
Sector-62, Vikas Bhawan,
S.A.S Nagar.

First Appellate Authority,
O/o Director,
Rural Development & Panchayat Department,
Sector-62, Vikas Bhawan,
S.A.S Nagar.

Respondents

Appeal Case No.2308/2018

Date of RTI application: 20.11.2017
Date of First Appeal : 19.01.2018
Date of Order of FAA or Reply: 21.03.2018
Date of 2nd Appeal/complaint: 25.06.2018

Present: **Sh. Amar Dass Mann, Appellant in person.**
Ms. Jasbir Kaur, Sr. Assistant, O/o Director, Rural Dev. & Panchayats, Punjab, at
Commission's office, Chd. – for Respondents.

ORDER

The case has been heard through video conferencing.

The following order was made by this forum on 03.10.2018:

"The appellant is seeking the outcome of an enquiry made into a complaint filed by him against the sarpanch of the village Dharampura alleging misappropriation of some funds.

Sh. Gagandeep Singh Virk appearing on behalf of the respondents submits that the enquiry has been completed. The report has been dispatched to the appellant. He denies its receipt. The respondents are desired to send it under registered post and intimate the Commission."

Ms. Jasbir Kaur, Sr. Assistant, appearing on behalf of the respondents has shown us a copy of the postal receipt and a proof of having transmitted the information to the information seeker. The Commission has no reason to disbelieve it. The appellant denies its receipt. The respondents are advised to send another copy by an ordinary post. No further intervention is required.

Disposed.

26.12.2018

Sd/-
(Yashvir Mahajan)
State Information Commissioner

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Sh. Satish Kumar,
S/o Sh. Ram Sarup,
Ward No. 10, Opposite Nehru Park, Jaiton,
Faridkot.

Appellant

Versus

Public Information Officer,
O/o Secretary,
National Rural Employment Guarantee Act,
Chaina, Tehsil-Jaiton, Distt.- Faridkot.

First Appellate Authority,
O/o Block Development and Panchayat Officer,
Jaiton, Distt. Faridkot.

Respondents

Appeal Case No.2337/2018

Date of RTI application: 28.02.2018
Date of First Appeal : 17.05.2018
Date of Order of FAA or Reply: Nil
Date of 2nd Appeal/complaint: 12.07.2018

Present: **None on behalf of the Appellant.**
Sh. Sukhjinder Singh, Gram Sewak – for Respondents.

ORDER

The case has been heard through video conferencing.

The following order was made by this forum on 03.10.2018:

“The appellant has sought to know the expenses incurred on the clearance of water body in the village under the MNREGA scheme and the job card holders involved in execution of the work therein.

The Commission takes strong exception to the absence of the respondents and non-submission of reply to the notice of the Commission. The PIO is hereby desired to explain his conduct in writing before the next date of hearing besides providing the information to the appellant. Any dereliction shall invite penal action.”

The matter has been taken up today. Sh. Sukhjinder Singh, Gram Sewak appearing on behalf of the respondents states that the information concerned as mentioned above has been transmitted to the appellant. The appellant is absent. Nothing has been heard in writing from him also. The Commission presumes that he is satisfied with the information thus stated to have been provided to him.

Disposed.

Sd/-

26.12.2018

(Yashvir Mahajan)
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Sh. Sukhvir Singh,
S/o Sh. Dilbag Singh,
VPO-Sadiq,
Distt.- Faridkot.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Distt. Faridkot.

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

Respondents

Appeal Case No.2340/2018

Date of RTI application: 10.01.2018
Date of First Appeal : 07.03.2018
Date of Order of FAA or Reply: Nil
Date of 2nd Appeal/complaint: 09.07.2018

Present: Sh. Sukhvir Singh, Appellant in person.
None on behalf of the Respondents.

ORDER

The case has been heard through video conferencing.

The respondents are absent. The Commission feels that the polls of the Panchayat elections are at hands in the State of Punjab. The matter as such shall be reheard on **13.03.2019 at 11.30**

AM through video conference at Faridkot.

Sd/-

26.12.2018

(Yashvir Mahajan)
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Sh. Charanjeet Singh,
S/o Sh. Harbhajan Singh,
R/o Village Bhullerian,
Tehsil- Malout, Distt. Sri Muktsar Sahib.

Complainant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Malout, Distt. Sri Muktsar Sahib.

Respondent

Complaint Case No.736/2018

Date of RTI application: 11.05.2018
Date of First Appeal : Nil
Date of Order of FAA or Reply: Nil
Date of 2nd Appeal/complaint: 09.07.2018

Present: Sh. Charnjeet Singh, Complainant in person.
None on behalf of the Respondent.

ORDER

The case has been heard through video conferencing.

The Commission had made the following order on 03.10.2018:

“The respondents submit that the information is old and could not be traced as they had been busy with the conduct of Zila Parishad and Panchayat Samiti Elections. They assure to trace the information and provide it to the complainant before the next date of hearing.”

The case has come up today. The complainant is present in the studio of the office of the Deputy Commissioner, Sri Muktsar Sahib. None is present on behalf of the respondent. No reply has also been filed by them. The Commission understands that the poll process for the conduct of Panchayat elections in the State of Punjab is on and their absence may be attributable to their occupation with the same. However, the Commission takes strong exception on their part for having failed to even file a reply or seek exemption. A final opportunity is afforded to them to comply with the instructions passed in the order reproduced above under intimation to the Commission

To come up on **20.02.2019 at 11.30 AM through video conference at Sri Muktsar Sahib.**

26.12.2018

Sd/-
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Sh. Gurmail Singh,
S/o Sh. Mahinder Singh,
R/o #68/1, Village-Jaito Dihati,
Tehsil Jaiton, Distt. Faridkot.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Bathinda Road, Jaiton, Distt. Faridkot.

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

Respondents

Appeal Case No.2288/2018

Date of RTI application: 27.03.2018
Date of First Appeal : 01.05.2018
Date of Order of FAA or Reply: Nil
Date of 2nd Appeal/complaint: 28.06.2018

Present: Sh. Madan Lal along with Sh. Gurmail Singh, Appellant in person.
Sh. D.C.Singh, Panchayat Secretary. O/o BDPO, Jaito – for Respondents.

ORDER

The case has been heard through video conferencing.

The parties in fray seek adjournment which is allowed.

The matter shall be reheard on **13.03.2019 at 11.30 AM through video conference at**

Faridkot.

26.12.2018

Sd/-
(Yashvir Mahajan)
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Shri Makhan Singh,
S/o Shri Inder Singh,
R/o Village Mehmood Khane Ke (Bame Wala),
Tehsil Jalalabad, Distt Fazilka.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Guruhsahai, Distt Ferozepur.

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

Respondents

Appeal Case No.2908/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
21.02.2018	Nil	22.03.2018	Nil	27.08.2018

Present: Sh. Makhan Singh, Appellant in person.
None on behalf of the Respondents.

ORDER

The case has been heard through video conferencing.

The appellant nurses a grievance for having not been paid the remunerations ever since his employment in various development works of NREGA from the month of January, 2013 onwards. The respondents are neither present nor a reply has been filed. The Commission takes an adverse note of it. The BDPO, Guruhsahai is directed to file a written statement and arrange to provide the information before the next date of hearing positively.

To come up on **06.02.2019 at 11.30 AM through video conference at Fazilka.**

Sd/-

26.12.2018

(Yashvir Mahajan)
State Information Commissioner

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Shri Nirbhai Singh Sidhu,
Village Khirnian, PO Mushkabad,
Distt Ludhiana.

Appellant

Versus

Public Information Officer,
O/o Principal Secretary,
Rural Development and Panchayat Department,
Vikas Bhawan, Sector-62, Mohali.

First Appellate Authority,
O/o Principal Secretary,
Rural Development and Panchayat Department,
Vikas Bhawan, Sector-62, Mohali.

Respondents

Appeal Case No.2865/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
14.05.2018	Nil	14.07.2018	Nil	23.08.2018

Present: Sh. Nirbhai Singh Sidhu, Appellant in person.
Ms. Jasbir Kaur, Sr. Assistant, O/o Director, Rur. Dev. & Panchayats, Pb. – for Respondents.

ORDER

The case has been heard through video conferencing.

The appellant is aggrieved with the action of the Block Dev. & Panchayat Officer, Machhiwara for allegedly framing him in a case of impersonation and seeking relief. The Commission while empathizing with him observes that it is not within its domain to pass any direction in such cases. However, it shall be in the fitness of things that the Director, Rural Dev. & Panchayats, Punjab appoints a senior officer to look into it and take appropriate action to meet the ends of justice. No information as far as the Commission is concerned stands withhold and the matter is **disposed**.

26.12.2018

Sd/-
(Yashvir Mahajan)
State Information Commissioner

CC: The Director, Rural Dev. & Panchayats, Vikas Bhawan, Sector – 62, Mohali, for n/a.

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Shri Kanwaljeet Singh,
S/o Shri Jasbir Singh,
R/o Village Bule Nangal,
Tehsil Baba Bakala Sahib, Distt Amritsar.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Raiya, Distt. Amritsar.

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

Respondent

Appeal Case No.2870/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
16.03.2018	Nil	01.05.2018	Nil	20.08.2018

Present: Sh. Kanwaljeet Singh, Appellant in person.
Sh. Amandeep Singh, BDPO, Rayya – for Respondents.

ORDER

The case has been heard through video conferencing.

The appellant had sought information about various grants received and expenditure incurred during the period 2013-2017 by the gram panchayat of village Bulle Nangal and some allied information.

The BDPO, Rayya is present. He submits that the information available with them has been supplied. As far as the information sought with reference to the grants consumed in execution of works under NREGA scheme is concerned the same is available on the website of the government and the appellant has been advised to access it from the same. The Commission feels that the appellant has been suitably furnished with the information. No further intervention is called for.

The appeal is **disposed**.

26.12.2018

Sd/-
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State Information Commissioner

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Shri Surinder Singh,
S/o Shri Bakshish Singh,
VPO Jandoli, Hoshiarpur.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Mahilpur, Hoshiarpur.

First Appellate Authority,
O/o Director,
Rural Development and Panchayat Department,
Sector-62, PB, Mohali.

Respondents

Appeal Case No.2907/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
18.05.2018	Nil	19.06.2018	Nil	28.08.2018

Present: None.

ORDER

Due to technical glitch the video conferencing could not mature.

The appellant had sought to know the reasons for non-recovery of an amount of Rs.26,899/- from a former sarpanch of Village Jandoli. The respondents vide their letter dated 19.12.2018 have informed that the information has been sent to him. They have enclosed a copy of the recovery challan which reflects that the amount has been recovered from him. No intervention of the Commission is called for.

Disposed.

26.12.2018

Sd/-
(Yashvir Mahajan)
State Information Commissioner

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Shri Prabhjot Singh, Advocate,
Chamber No 4013,
4th Floor, District Court, Ludhiana.

Appellant

Versus

Public Information Officer,
O/o Station House Officer,
Police Station, Mataur,
Mohali.

First Appellate Authority,
O/o Senior Superintendent of Police,
Mohali.

Respondents

Appeal Case No.3486/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
07.05.2018	Nil	11.07.2018	Nil	07.09.2018

Present: Sh. Prabhjot Singh, Advocate, Appellant in person at Commission's off. Chd. ASI Kashmir Singh, P.S.Mataur – for Respondents.

ORDER

The appellant had sought a copy of complaint filed by one Mrs. Sukhwinder Kaur and a couple of others against him along with the statements recorded and a copy of compromise reached.

As the information supplied earlier has not reached him the respondents have brought it in the Court. A certified copy of the complaint has been arranged to be provided to the appellant to his satisfaction. No more action is called for.

Disposed.

26.12.2018

Sd/-
(Yashvir Mahajan)
State Information Commissioner

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Shri Jarnail Singh,
S/o Shri Shyam Singh,
R/o Village Kamma,
Tehsil Khanna, Distt Ludhiana.

Appellant

Versus

Public Information Officer,
O/o Block Development and Panchayat Officer,
Khanna, Distt Ludhiana.

First Appellate Authority,
O/o Block Development and Panchayat Officer,
Khanna, Distt Ludhiana.

Respondents

Appeal Case No.3499/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
11.07.2018	Nil	20.08.2018	Nil	08.10.2018

Present: Sh. Jarnail Singh, Appellant in person.
None on behalf of the Respondents.

ORDER

The case has been heard through video conferencing.

Sh. Jarnail Singh, Appellant is present in the video conferencing in the office of the DC, Ludhiana. A written statement has not been filed by the respondents. None is present also.

The Commission understands that the polling for election of gram panchayats in Punjab is scheduled to be held on 30.12.2018, the staff apparently is occupied with the same. Another opportunity is afforded to them to file written reply besides providing the information asked for by him and explain their conduct. Be it noted that further neglect shall warrant serious consequences.

To come up on **06.02.2019 at 11.30 AM through video conference at Ludhiana.**

26.12.2018

Sd/-
(Yashvir Mahajan)
State Information Commissioner

PS: Sh. Gurvinder Singh, Panchayat Officer and Sh Gurmit Singh, Panchayat Secretary, O/o BDPO, Khanna, arrived after the hearing was over. They informed that they could not reach in time because of jam on the road due to Jor Mela. They have been apprised of the above order.

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Shri Hakikat Singh,
S/o Late Shri Kartar Singh,
R/o Village Mandir,
Tehsil Dharamkot, Distt Moga.

Appellant

Versus

Public Information Officer,
O/o Panchayat Secretary,
Gram Panchayat, Mandir,
Tehsil Dharamkot, Distt Moga

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

Respondents

Appeal Case No.3504/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
14.05.2018	Nil	06.07.2018	Nil	22.10.2018

Present: Sh. Hakikat Singh, Appellant is present in the Commission's office at Chd.
None on behalf of the Respondents.

ORDER

Sh. Hakikat Singh, Appellant is present in the Commission's office at Chandigarh. None is present on behalf of the respondents in the studio of DC, Moga. No communication has been received from them. The Commission takes serious cognizance of the lackadaisical conduct of the PIO.

Sh. Prithipal Singh who is the deemed PIO having been duly informed by the District Development and Panchayat Officer, Moga to provide the requisite information is issued a show cause notice to explain in a self- attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Appellant under Section 19 (8) (b) of the Act for the detriment suffered by him.

In addition to the written reply, the PIO is also given an opportunity under Section 20(1) proviso thereto, 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.

To come up on **22.01.2019 at 11.30 AM at Chandigarh.**

26.12.2018

Sd/-
(Yashvir Mahajan)
State Information Commissioner

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S. Jasbir Singh,
Village Bolapur. Jhabewal,
Post Office Ramgarh, District Ludhiana.

Appellant

Versus

Public Information Officer,
O/o Sub District Magistrate,
Fatehgarh Sahib.

First Appellate Authority,
O/o Deputy Commissioner,
Fatehgarh Sahib.

Respondents

Appeal Case No.3516/2018

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Second Appeal/ Complaint
23.08.2018	13.08.2018	06.07.2018	Nil	10.10.2018

Present: **None on behalf of the Appellant.**
 1. Sh. Manjit Singh, Jr. Assistant, and
 2. Sh. Amarjit Singh, Clerk, SDM Office, Fatehgarh Sahib – for Respondents.

ORDER

The appellant had sought information about the licensing and registration of vehicles and the staff handling it. The respondents have brought along the reply. As the appellant is absent they have been desired to transmit it by post to him.

As far as Point No. 4 of his application is concerned, the respondents say that this work is being handled by Regional Transport Authority, Patiala. They are advised to forward it to him under Section 6(3) of the RTI Act, who shall provide the information to the appellant under intimation to the Commission. The Commission feels that the respondents in the SDM Office, Fatehgarh Sahib have duly informed the appellant. As such they are exempted from future hearings.

The Regional Transport Authority, Patiala shall provide the information about Point No. 4 to the appellant.

To come up on **31.01.2019 at 11.30 AM at Chandigarh.**

Sd/-

26.12.2018

(Yashvir Mahajan)
State Information Commissioner

Cc: The Regional Transport Authority, Patiala, for n/a.