**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**)

Sh. Pardeep Inder Singh,

S/o Sh. Daljit Singh,

R/o Village Madhir, Tehsil: Gidderbaha,

Distt: Sri Mukatsar Sahib.

Appellant

Versus

**Public Information Officer**,

O/o S.E,

Water Supply and Sanitation,

Shri Mukatsar Sahib.

**First Appellate Authority**

O/o Chief Engineer,

Water Supply

Respondent

**APPEAL CASE NO: 1284 OF 2016**

Present : (i) Sh. Pardeep Inder Singh, the appellant.

 (ii)Sh. Tarsem Kumar, J.E on behalf of the respondent.

**ORDER**

 This order may be read with reference to the previous order dated 21.11.2017.

2. The appellant states that he has received the information from the respondent and has brought the copy of the deficiency today in the Commission. Copy of the same is handed over to the respondent.

3. The respondent states that the information which was available in their office has already been supplied to the appellant and this information which has been pointed out by the appellant does not relate to their office.

4. The perusal of the file and the conduct of the respondent have proved that he has not performed his duty as mandated by the RTI regime. Such kind of behavior of a 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 to 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.

5. The perusal of the record reveals that in this case, the appellant has tried his best to get the information from the PIO who failed to provide the information to the

Contd…p-2

**APPEAL CASE NO: 1284 OF 2016**

applicant. He has been made to run from pillar to post for getting the information, which he could not get even after the notice was issued by the Commission in the second appeal. He has suffered unnecessary detriments/harassment in getting the information at the hands of the PIO.

6. I have also looked into all the facts and circumstances of the case. In my view this is a fit case, where award of compensation under Section 19 (8) (b) is also called for. I have no doubt in my mind that this state of affairs has also come about on account of the absence of adequate machinery for handling the RTI work in the o/o **S.E, Water Supply and Sanitation, Shri Mukatsar Sahib** is thus, responsible for the inadequate handling of the RTI requests and in the instant case as well. **I, therefore, order that compensation of Rs. 4,000/- (Rs. Four thousand only)** be paid to the appellant for the detriments suffered by him. This amount shall be payable from the funds of the o/o **S.E, Water Supply and Sanitation, Shri Mukatsar Sahib** by way of Demand Draft to the appellant within one month.

7. The respondent is also directed to file an affidavit on the next date of hearing mentioning all the facts of the case, failing which penalty will be initiated against the PIO for non compliance of the orders of the Commission.

8. The matter to come up for further hearing now on **06.02.2018 at 12.00 noon.** Copies of the order be sent to the parties.

 Sd/-

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

**19.12.2017 State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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

Sh. Nazar Singh,

S/o Sh. Jaginder Singh,

Village: Gobindgarh, P.O: Jugiana,

Distt:Ludhiana.

 …Appellant

Versus

**Public Information Officer,**

O/o Secretary,

Cooperation, Punjab, Chandigarh.

**First Appellate Authority,**

o/o Secretary,

Cooperation, Punjab, Chandigarh.

 ...Respondent

**Appeal Case No. 2656 of 2017**

**PRESENT:** (i) Sh. Nazar Singh, the appellant.

(ii) None is present on behalf of the respondent.

**ORDER**

 This order may be read with reference to the previous order dated 21.11.2017

2. The appellant states that that till today, complete information has not been provided to him by the respondent.

3. Neither the PIO nor his representative is present for today’s hearing.

4. Last opportunity is given to the respondent-PIO to appear personally on the next date of hearing alongwith an affidavit, as directed by the Commission during the last hearing, failing which penalty will be initiated against the PIO as per the provisions of the RTI Act, 2005.

5. The matter to come up for further hearing, now on **06.02.2018 at 12.00 noon.** Copies of the order be sent to the parties.

 Sd/-

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

**19.12.2017 State Information Commissioner**

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

Sh. Vaneet Garg,

H.No.204/2, Royal Estate,

Zirakpur, Mohali.

 …Appellant

Versus

**Public Information Officer,**

O/o Managing director,

State Co-operative Spinning Mills,

Federation, Punjab, Chandigarh.

**First Appellate Authority,**

o/o Managing director,

State Co-operative Spinning Mills,

Federation, Punjab, Chandigarh.

.

 ...Respondent

**Appeal Case No. 2678 of 2017**

**PRESENT:** None for the parties.

**ORDER**

 This order may be read with reference to the previous order dated 21.11.2017.

2. Neither the respondent nor the appellant is present for today’s hearing. No intimation has been received from either as to the reason of absence.

3. Last opportunity is given to the appellant to prove that how the SPINFED is covered under the RTI Act, 2005 on the next date of hearing with a copy to the respondent. The respondent is also directed to appear personally and file the reply, on the next date of hearing.

4. The matter to come up for further hearing now on **06.02.2018 at 12.00 noon.** Copies of the order be sent to the parties.

 Sd/-

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

**19.12.2017 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**)

Sh. Jagjeet Singh,

S/o Sh. Surinder Singh,

Village & P.O: Dewatwala,

Tehsil & Distt:Ludhiana.

Appellant

Versus

**Public Information Officer**,

O/o District registrar,

Cooperative Societies, Gill Road,

Ludhiana.

**First Appellate authority**

o/o District registrar,

Cooperative Societies, Gill Road,

Ludhiana.

 Respondent

**Appeal CASE NO. 2801 OF 2017**

**PRESENT:** (i) Sh. Jagjeet Singh, the appellant.

(ii) Sh. Gurmeet Singh, Suptd., on behalf of the respondent.

**ORDER:**

This order may be read with reference to the previous order dated 21.11.2017.

2. The appellant states that he has received a letter dated 15.12.2017 from the respondent that the inquiry is to be conducted by the Sabha not by the District Registrar, Cooperative Society, Ludhiana but he is not satisfied with the reply of the respondent.

3. The respondent files reply today in the Commission, which is taken on record.

4. Last opportunity is given to the respondent-PIO to take action on the complaint filed by Sh. Jagjeet Singh and submit the final action taken report, on the next date of hearing, failing which penalty will be initiated against him for non compliance of the orders of the Commission.

5. The matter to come up for further hearing, now on **06.02.2018 at 12.00 noon.** Copies of the order be sent to the parties.

 Sd/-

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

**19.12.2017 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**)

Sh. Gurinder Singh,

S/o Sh. Jatinder Singh,

R/o Street No.1, Gurpreet Nagar,

Daba, Ludhiana.

Appellant

Versus

**Public Information Officer**,

O/o Tehsil Welfare Officer (West),

Ludhiana.

**First Appellate Authority**,

O/o Tehsil Welfare Officer (West),

Ludhiana.

Respondent

**Appeal Case No. 2917 of 2017**

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

(ii) Sh. Gurpal Singh, Sr. Assistant on behalf of the respondent.

**ORDER:**

 The RTI application is dated 24.07.2017 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 28.08.2017 and second appeal was filed in the Commission on 24.10.2017 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 19.12.2017 in the Commission.

3. A letter has been received from the appellant in the Commission vide diary no. 28802 dated 19.12.2017 mentioning therein that due to some urgent work, he cannot attend today’s hearing.

4. The respondent files reply to the Notice of the Commission mentioning therein that complete information has already been supplied to the appellant vide letters dated, 06.07.2017, 31.10.2017 and 06.12.2017. He further submits that the appellant has no public interest in seeking this information.

5. Last opportunity is given to the appellant justify what public interest is involved in the information asked for, before the next date of hearing, failing which decision shall be taken on merit.

6. The matter to come up for further hearing now on **06.02.2018 at 12.00 noon**. Copies of the order be sent to the parties.

 Sd/-

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

**19.12.2017 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**)

Sh. Tarsem Lal Jindal,

Neeli Chatri Wala,

H.No.306, Aastha Colony,

Dhanola Road, Barnala. …Appellant

Versus

**Public Information Officer,**

O/o E.O,

Nagar Council,

Barnala.

**First Appellate Authority,**

O/o Regional Deputy Director,

Local Govt., Patiala.

 ...Respondent

 **Appeal Case No. 2918 of 2017**

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

 (ii) Sh. Nikhil, J.E is present on behalf of the respondent.

**ORDER**

 The RTI application is dated 13.07.2017 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 03.08.2017 and second appeal was filed in the Commission on 24.10.2017 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 19.12.2017 in the Commission.

3. A letter has been received from the appellant in the Commission vide diary no. 27206 dated 28.11.2017 mentioning therein that no information has been provided to him by the respondent till date.

3. The respondent files reply to the Notice of the Commission, mentioning therein that the complete information as per its availability in the official record has already been supplied to the appellant vide letter dated 20.07.2017.

4. After perusing the reply as filed by the respondent today in the Commission, the PIO is directed to appear personally and submit the copy of the rules or instructions by which the department can destroy the official record, on the next date

Contd…p-2

**Appeal Case No. 2918 of 2017**

of hearing with a copy to the appellant, failing which penalty will be initiated as per the provisions of the RTI Act, 2005.

5. Last opportunity is given to the appellant to follow up his case in the Commission, failing which decision shall be taken on merit.

6. The matter to come up for further hearing now on **07.02.2018 at 12.00 noon**. Copies of the order be sent to the parties.

 Sd/-

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

**19.12.2017 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**

Sh. Tarsem Lal Jindal,

Neeli Chatri Wala,

H.No.306, Aastha Colony,

Dhanola Road, Barnala. …Appellant

Versus

**Public Information Officer,**

O/o E.O,

Nagar Council,

Barnala.

**First Appellate Authority,**

O/o Regional Deputy Director,

Local Govt., Patiala.

 ...Respondent

 **Appeal Case No. 2965 of 2017**

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

 (ii) Sh. Nikhil, J.E is present on behalf of the respondent.

**ORDER**

 The RTI application is dated 05.07.2017 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 06.09.2017 and second appeal was filed in the Commission on 26.10.2017 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 19.12.2017 in the Commission.

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

4. The respondent files reply to the Notice of the Commission, mentioning therein that the complete information as per its availability in the official record has already been supplied to the appellant vide letter dated 28.07.2017.

5. Last opportunity is given to the appellant to follow up his case in the Commission, failing which decision shall be taken on merit.

6. The matter to come up for further hearing now on **07.02.2018 at 12.00 noon**. Copies of the order be sent to the parties.

 Sd/-

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

**19.12.2017 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**)

Sh. Ravinder Singh,

H.No.16, Shaheed Nagar,

Chhehartta, Amritsar.

Appellant

Versus

**Public Information Officer**,

O/o DFSC,

Ram Tirath Road, Near Valmiki Statue,

Amritsar.

**First Appellate Authority**

o/o Director,

Deptt of Food Civil Supplies and Consumer

Affairs, Punjab, Chandigarh.

Respondent

**Appeal CASE NO. 2936 OF 2017**

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

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

**ORDER:**

 This order may be read with reference to the previous order dated 01.11.2017.

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

3. The respondent files reply mentioning therein that the PIO is busy in the election duties and has sought another date, as he is not aware about the facts of this case.

4. After perusing the record available on file it emerges that PIO has delayed in providing the information to the appellant. In view of the above, ***PIO Sh. A.P.Singh o/o DFSC, Amritsar is directed*** to show cause in writing or through affidavit under Section 20(1) of the RTI Act, as to why penalty be not imposed upon him for 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 detriment suffered.

 In addition to his submission, the PIO is also hereby 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 note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next 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.

Contd…p-2

**Appeal CASE NO. 2936 OF 2017**

5. Last opportunity is given to the appellant to follow up his case in the Commission, failing which decision shall be taken on merit.

6. The matter to come up for further hearing now on **07.02.2018 at 12.00 noon**. Copies of the order be sent to the parties.

 Sd/-

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

**19.12.2017 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**

Sh. Gulbag Singh,

S/o Sh. Balvir Singh,

Village Chakk Bhangewala,

Mamdot, Distt: Ferozepur.

Appellant

Versus

**Public Information Officer**,

O/o Registrar,

Births and Deaths, Nagar Council,

Ferozepur.

**First Appellate authority**

o/o Deputy Director,

Local Govt., Ferozepur.

Respondent

**Appeal CASE NO. 2957 OF 2017**

**PRESENT:** (I) Sh. Gulbag Singh, the appellant.

 (ii) None is present on behalf of the respondent.

**ORDER:**

 The RTI application is dated 06.02.2017 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 27.03.2017 and second appeal was filed in the Commission on 25.10.2017 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 19.12.2017 in the Commission.

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

4. Neither the PIO nor his representative is present for today’s hearing.

5. Last opportunity is given to the respondent-PIO to appear personally on the next date of hearing and provide the information to the appellant, before the next date of hearing, failing which penalty will be initiated against the PIO as per the provisions of the RTI Act, 2005.

6. The matter to come up for further hearing, now on **07.02.2018 at 12.00 noon.** Copies of the order be sent to the parties.

 Sd/-

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

**19.12.2017 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**)

Sh.Nand Lal,

C-85, New Cantt Road,

Faridkot.

Appellant

Versus

**Public Information Officer**,

O/o Executive Officer,

M.C, Ferozepur.

**First Appellate authority**

o/o Executive Officer,

M.C, Ferozepur.

Respondent

**Appeal CASE NO. 2979 OF 2017**

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

 (ii) Sh. Vijay Kumar Narula, Inspector on behalf of the respondent.

**ORDER:**

 The RTI application is dated 11.07.2017 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 09.08.2017 and second appeal was filed in the Commission on 26.10.2017 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 19.12.2017 in the Commission.

3. A letter has been received from the appellant in the Commission vide diary no. 28276 dated 12.12.2017 mentioning therein that he is a citizen of 86 years of age and cannot attend the hearing in person.

4. The respondent files reply to the Notice of the Commission, mentioning therein that the information has already been supplied to the appellant and nothing is left to be given to the appellant.

5. The respondent is directed to file an affidavit, on the next date of hearing mentioning all the facts of the case, failing which penalty will be initiated against the PIO for non compliance of the orders of the Commission.

6. The matter to come up for further hearing now on **07.02.2018 at 12.00 noon.** Copies of the order be sent to the parties.

 Sd/-

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

**19.12.2017 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**)

Sh. Jagjit Singh,

S/o Sh. Ajit Singh,

# 205, GH-44, Sector: 20,

Panchkula.

Appellant

Versus

**Public Information Officer**,

O/o Secretary,

Deptt of Social Welfare Punjab,

Reservation Cell, Civil Sectt:02,

Sector:09, Chandigarh.

**First Appellate authority**

o/o Secretary,

Deptt of Social Welfare Punjab,

Reservation Cell, Civil Sectt:02,

Sector:09, Chandigarh.

Respondent

**Appeal CASE NO. 2989 OF 2017**

**PRESENT:** (I) Sh. Jagjit Singh, the appellant.

 (ii) None is present on behalf of the respondent.

**ORDER:**

 The RTI application is dated 22.11.2016 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 05.10.2017 and second appeal was filed in the Commission on 27.10.2017 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 19.12.2017 in the Commission.

3. The appellant states that he has received the information from the respondent but it is not satisfactory.

4. Neither the PIO is present for today’s hearing nor has filed any reply to the Notice of the Commission.

5. The appellant is advised to send the copy of the deficiency to the respondent in writing within one week.

6. The respondent-PIO is directed to appear personally, on the next date of hearing and provide the correct information, as per the RTI application of the appellant, before the next date of hearing, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated.

Contd..p-2

**Appeal CASE NO. 2989 OF 2017**

7. The matter to come up for further hearing now on **07.02.2018 at 12.00 noon.** Copies of the order be sent to the parties.

 Sd/-

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

**19.12.2017 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**

Sh. Jagjeet Singh,

S/o Sh. Surinder Singh,

Village & P.O: Dewatwala,

Tehsil & Distt: Ludhiana.

Appellant

Versus

**Public Information Officer**,

O/o Registrar,

Cooperative Societies,

Punjab, Near GPO, Sector:17,

Chandigarh.

**First Appellate authority**

o/o Registrar,

Cooperative Societies,

Punjab, Near GPO, Sector:17,

Chandigarh.

Respondent

**Appellant CASE NO. 2800 OF 2017**

**PRESENT:** (i) Sh. Jagjeet Singh, the appellant.

 (ii) Sh. Sandip Vashish, Sr. Assistant on behalf of the respondent.

**ORDER:**

 This order may be read with reference to the previous order dated 22.11.2017.

2. The appellant states that till today, complete information has not been provided to him by the respondent.

3. The respondent states that he has brought the information comprising 157 pages to deliver it personally to the appellant today in the Commission. Copy of the same is handed over to the appellant.

4. The Appellant is advised to revert back to the authorities in case he is not satisfied with the provided information. On receipt of the deficiencies, the respondents are directed to remove the same before the next date of hearing.

5. The respondent is also directed to file an affidavit, mentioning therein that the information as per official record stands provided and nothing is left to be provided to the appellant, on the next date of hearing, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated.

Contd..p-2

**Appellant CASE NO. 2800 OF 2017**

6. The PIO is directed to personally appear on the next date of hearing. The matter is adjourned for further hearing now on **06.02.2018 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)**

**19.12.2017 State Information Commissioner**