**PUNJAB STATE INFORMATION COMMISSION**

**Red Cross Bhawan, Sector 16, Madhya Marg, Chandigarh.**

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Sh . Parveen Kohli,

s/oShri Savdesh Kohli, r/o House

No. 451/2, College Road, Jagraon,

Dsitrict Ludhiana

 Complainant

Versus

**Public Information Officer,**

O/o Director Food, Civil Supply and Consumer

Affairs Department,Chandigarh

**First Appellate Authority**

O/o Director Food, Civil Supply and Consumer

Affairs Department,

Chandigarh

 ..Respondent

**Complaint Case No. 210 of 2017**

Present:- The Complainant-Shri Parveen Kohli, absent without any intimation to the Commission.

 Shri Balbir Singh, Inspector Food present on behalf DFSC, Ludhiana.

 None present on behalf of the Respondent/PIO-Director, Food Civil Supply and Consumer Affairs Department, Chandigarh.

O R D E R

 The Complainant-Shri Parveen Kohli is absent without any intimation to the Commission. He had never come present on any date of hearing.

 Shri Balbir Singh, Food Inspector is present on behalf of the Respondent/PIO.

 The Commission has received a mail dated 6.12.2017 which is diarized at No. 27551 in which it is stated that the present complainant has filed another Complaint Case 14 of 2017 on the basis of same RTI application filed by the complainant-Shri Parveen Kohli and the said complaint case No. 14 of 2017 was decided on 02.05.2017 by the Bench of Shri Nidharak Singh Brar, State Information Commissioner, Punjab and the complainant had received the sought for information which was provided to him by the Respondent/PIO.

 So, in the light of the above said complaint case No. 14 of 2017 decided by the Bench of Shri Nidharak Singh Brar, State Information Commissioner, Punjab. The Complainant-Shri Parveen Kohli is directed to come present on next date of hearing to state that he had filed the second appeal on the basis of same RTI application and in case, he would not come present on the next date of hearing, then his complaint case will be heard and decided in his absence.

 The Respondent/PIO is further directed to come present on the next date of hearing and file reply to the Show Cause Notice issued to the Respondent/PIO that why he had not provided the sought for information to the Complainant within the stipulated period and why he may not be penalized under Section 20 of the RTI Act, 2005.

 ---- 2 --- Complaint Case No. 201 of 2017

 Both the parties are directed to come present before the Commission on the next date of hearing on 18.01.2018.

  **(Avtar Singh Kaler)**

**Dated: 12.12.2017. State Information Commissioner, Punjab.**

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Ms.Nirmal Kaur w/o Sh. Balbir Singh, ……. Appellant

r/o Village Bamuwall,PO Maduwal,

Tehsil Dhilwan,Distt. Kapurthala

**Public Information Officer, …….Respondent(s)**

O/o BDPO Dhilwan, Distt. Kapurthala

**First Appellate Authority,**

O/o DDPO Kapurthala.

**Appeal Case No. 669 of 2017**

**Present:- Smt. Nirmal Kaur, appellant absent.**

 **Shri Pavittar Singh, Clerk o/o BDPO, Dhilwan, present on behalf of the Respondent/PIO.**

**O R D E R**

 **The appellant-Smt. Nirmal Kaur is absent without any intimation to the Commission. Shri Pavittar Singh, Clerk o/o BDPO Dhilwan,District Kapurthala is present.**

 **I have gone through the last order dated 8.11.2017 vide which the Respondent/PIO was directed to send the sought for information to the appellant within a week.**

 **The Commission has received a mail on 20.11.2017 which is diarized at No. 26382 annexed with photocopy of postal receipt. The Respondent/PIO-BDPO, Dhilwan has sent the information through registered post on 18.11.2017 to the appellant and has complied with the orders of the Commission.**

 **The Commission has issued a direction to the appellant when she will receive the sought for information sent to her through registered post then she should go through the information and if she found any deficiency then bring it to the notice of the BDPO, Dhilwan within five days and in case, she did not bring any deficiency to the notice of the Respondent/PIO, then her appeal case will be heard and decided in her absence.**

 **As the sought for information was sent through registered post on 18.11.2017 to the appellant-Smt. Nirmal Kaur but till today as was stated that she has not brought to the notice of the Respondent/PIO any deficiency in the information provided to her.**

 **I have gone through the copy of the letter dated 14.11.2017 vide which the sought for information was sent to the appellant and in case, some paras of the RTI application it is stated that the record is not available. So, the Respondent/PIO BDPO, Dhilwan, Distt. Kapurthala is directed to file duly attested affidavit that such information is not available so, they are unable to provide it.**

 **Contd …. 2**

* **2-- Appeal Case No. 669 of 2017**

 **Both the parties are directed to come present before the Commission on the next date of hearing i.e. 20.12.2017 for further hearing.**

  **(Avtar Singh Kaler)**

**Dated: 12.12.2017 State Information Commissioner**

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Sh. Jaswinder Singh, s/o Sh. Mahinder Singh

Village Jiuan Pura Dugal, Tehsil Patran,

District Patiala

 Complainant

Versus

**Public Information Officer,**

O/o BDPO Patran, District Patiala

 ..Respondent

**Complaint Case No. 185 of 2017**

Present:- Shri Jaswinder Singh, Complainant, absent.

 None present on behalf of the Respondent/PIO-BDPO, Patran,Distt. Patiala.

O R D E R

 The Commission has received a mail dated 12.12.2017 sent by the Complaint-Shri Jaswinder Singh which is taken on the file of the Commission.

 No one is present on behalf of the Respondent/PIO-BDPO, Patran, District Patiala. On the first date of hearing i.e. 2.5.2017, Shri Jasbir Singh, Junior Assistant o/o BDPO, Patran was present on behalf of the Respondent/PIO and after that none has come present on behalf of the Respondent/PIO.

 So, a Show Cause Notice was issued to the Respondent/PIO why he had not provided the sought for information to the appellant within the stipulated period and why he may not be penalized under Section 20 of the RTI Act, 2005 but the PIO-BDPO, Patraj has not come present before the Commission inspite of the knowledge regarding pendency of the present complaint before the Commission.

 So, a Bailable Warrant is issued for the personal presence of the Respondent/PIO-BDPO, Patran, District Patiala through SSP, Patiala before the Commission on 18.01.2018 alongwith copy of the sought for information and file reply to the Show Cause Notice in the shape of duly attested affidavit.

 Both the parties are directed to come present before the Commission on the next date of hearing on 18.01.2018.

  **(Avtar Singh Kaler)**

**Dated: 12.12.2017. State Information Commissioner, Punjab**

Regd. Senior Superintendent of Police, Patiala with Bailable Warrant.

 **BAILABLE WARRANT OF PRODUCTION**

**BEFORE SHRI AVTAR SINGH KALER, STATE INFORMATION COMMISSIONER, PUNJAB AT CHANDIGARH.**

**IN THE CASE TITLED AS Shri Jaswinder Singh Versus BLOCK DEVELOPMENT AND PANCHAYAT OFFICER, PATRAN DISTT. PATIALA Complaint Case No. 185 of 2017**

**UNDER SECTION 18 OF THE RIGHT TO INFORMATION ACT, 2005.**

 **Next Date of hearing 18.01.2018**

**To**

 **The Senior Superintendent of Police,**

 **Patiala.**

 **Whereas Shri . Block Development and Panchayat Officer, Patran, District Patiala has failed to appear before the State Information Commissioner despite the issuance of notices/summon in the above mentioned Appeal case. Therefore, you are hereby directed to serve this Bailable Warrant on Shri …………………….., BDPO, Patran Distt. Patiala to appear before the State Information Commissioner, Punjab at Red Cross Bhawan, Sector 16, Madhya Marg, Chandigarh on 18.01.2018 to produce the record and give evidence pertaining to the RTI.**

 **(Avtar Singh Kaler)**

**Dated 12.12.2017 State Information Commissioner, Punjab.**

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Sh.Darshan Singh s/o Sh. Gurnam Singh, ……. Appellant

r/o Village Jalajan,Tehsil Khanna,Distt. Ludhiana.

**Public Information Officer, …….Respondent(s)**

O/o BDPO Khanna.

**First Appellate Authority,**

O/o Deputy Commissioner,Ludhiana.

**Appeal Case No. 625 of 2017**

 Present:- Shri Darshan Singh, appellant, present.

 Shri Dhanwant Singh Randhawa, BDPO, Khanna alongwith Smt. Anuradha, Supdt present on behalf of the Respondent/PIO

 Shri Harinder Singh, Panchayat Secretary, present.

 Shri Palwinder Singh, Panchayat Secretary, o/o BDPO, Khanna absent.

O R D E R

 The appellant-Shri Darshan Singh made a written submission that he had received the sought for information and he is satisfied and his appeal case may be closed.

 The written submission duly signed by the appellant dated 12.12.2017 is taken on the file of the Commission.

 Shri Dhanwant Singh, BDPO, Khanna filed reply to the Show Cause Notice issued to him through duly attested affidavit dated 8.12.2017 which is taken on the file of the Commission and in reply to the Show Cause Notice, the Respondent/PIO-BDPO, Khanna mentioned that he had joined as BDPO, Khanna on 24.07.2017 whereas the RTI application was filed by the appellant on 11.08.2016 and the BDPO, Khanna has further submitted that he was not PIO when the RTI application was filed. It was not his personal fault that the information was delayed due to the person who was posted as PIO at the time of filing the RTI application dated 11.08.2016 and he further stated that when he came to his notice that the present appeal is pending before the Commission and the sought for information has not been provided to the appellant and he provided the sought for information consisting of 1500 pages to the appellant and resolved the matter involved in the RTI application.

 The Commission is satisfied with the reply to the Show Cause Notice submitted by the Respondent/PIO-BDPO, Khanna. So, the Show Cause Notice issued by the Commission is filed.

 So, the present appeal is disposed of and closed. Copy of the order be sent to the parties accordingly. Announced.

  **(Avtar Singh Kaler)**

**Dated: 12.12.2017 State Information Commissioner, Punjab.**

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Shri P.D. Bansal, President Lok Sewa Club,

 Shop No. 57 Sant Market, G.T. Road,

Khanna. -141401, District Ludhiana.

M 9855783747 ….. Appellant

 Versus

Public Information Officer,

O/o BDPO, Khanna. ..Respondent

**Complaint Case No. 1073 of 2017**

**Present:- Shri P D Bansal, Complainant absent.**

 **Shri Dhanwant Singh Randhawa, BDPO, Khanna alongwith Ms Anuradha, Supdt present on behalf of the Respondent/PIO-BDPO, Khanna.**

**O R D E R**

 **The Complainant-Shri P.D.Bansal is absent but he sent a mail which was received in the office of the Commission on 11.12.2017 and he requested that the Complainant is unable to come present before the Commission on 12.12.2017.**

 **Shri Dhanwant Singh Randhawa, BDPO, Khanna is present and he stated that the office of the BDPO, Khanna has given reply vide his letter No. 1352, dated 15.9.2017 to the Complainant and sent him the copy of the letter No. 2488 dated 31.3.2017.**

 **As the Complainant filed by Shri P D Bansal was sent back to the office of the DDPO, Ludhiana by the BDPO, Khanna stating that the said complaint was not concerned or connected with the BDPO, Khanna. Both the letters are taken annexed with the complaint case filed by the complainant. So, in the interest of justice, the Complainant is directed to come present before the Commission on the next date of hearing and in case, he would not come present, then his complaint case will be heard and decided in his absence in the light of the above said letters annexed with the complaint case.**

 **Both the parties are directed to come present before the Commission on the next date of hearing on 18.01.2018.**

  **(Avtar Singh Kaler)**

**Dated: 12.12.2017 State Information Commissioner, Punjab.**

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Shri Manjeet Singh R/O 4780,

Shiva Ji Nagar, Ludhiana,

 …Complainant.

Versus

**Public Information Officer,**

O/o Chief Enginner, PSPCL, Ludhiana

 ...Respondent

 **Complaint Case No. 566 of 2017**

**Present:**  The complainant**-**Shri Manjeet Singh absent.

None present on behalf of the Respondent/PIO-CE,PSPCL, Ludhiana.

 O R D E R

 \*\*\*

 The Complainant-Shri Manjeet Singh is absent but he sent a mail that he is unable to appear before the Commission for today.

 The PIO of the CE, PSPCL, Ludhiana is absent. He never come present. So, a last and final opportunity is granted to the Respondent/PIO-CE, PSPCL, Ludhiana and in case, the Respondent/PIO would not come present, then Arrest Warrant will be issued against the Respondent/PIO.

 Both the parties are directed to come present before the Commission on the next date of hearing on 18.01.2018.

  **(Avtar Singh Kaler)**

**Dated: 12.12.2017 State Information Commissioner, Punjab.**

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Shri Manjeet Singh R/O 4780,

Shiva Ji Nagar, Ludhiana,

 …Complainant.

Versus

**Public Information Officer,**

O/o Chief Engineer, PSPCL,

Ludhiana

 ...Respondent

 **Complaint Case No. 565 of 2017**

**Present:**  The complainant**-**Shri Manjeet Singh absent.

None present on behalf of the Respondent/PIO-CE,PSPCL, Ludhiana.

 O R D E R

 \*\*\*

 The Complainant-Shri Manjeet Singh is absent but he sent a mail that he is unable to appear before the Commission for today.

 The PIO of the CE, PSPCL, Ludhiana is absent. He never come present. So, a last and final opportunity is granted to the Respondent/PIO-CE, PSPCL, Ludhiana and in case, the Respondent/PIO would not come present, then Arrest Warrant will be issued against the Respondent/PIO.

 Both the parties are directed to come present before the Commission on the next date of hearing on 18.01.2018.

  **(Avtar Singh Kaler)**

**Dated: 12.12.2017 State Information Commissioner, Punjab.**

**PUNJAB STATE INFORMATION COMMISSION**

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Shri Manjeet Singh R/O 4780,

Shiva Ji Nagar, Ludhiana, …Complainant.

Versus

**Public Information Officer,**

O/o GMADA, Mohali

 ...Respondent

 **Complaint Case No. 570 of 2017**

**Present:**  The complainant**-**Shri Manjeet Singh absent.

None present on behalf of the Respondent/PIO-GMADA, Mohali.

 O R D E R

 \*\*\*

 The Complainant-Shri Manjeet Singh is absent but he sent a mail that he is unable to appear before the Commission for today i.e. 12.12.2017.

 The Respondent/PIO-GMADA, Mohali is diected to come present on the next date of hearing alongwith copy of the sought for information and file reply to the Show Cause Notice issued to the Respondent/PIO in the shape of duly attested affidavit and in case, he would not come present, then the Commission will be forced to issue Arrest Warrant against the Respondent/PIO.

 Both the parties are directed to come present before the Commission on the next date of hearing on 18.01.2018.

  **(Avtar Singh Kaler)**

**Dated: 12.12.2017 State Information Commissioner, Punjab.**

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Shri Manjeet Singh R/O 4780,

Shiva Ji Nagar, Ludhiana,

 …Complainant.

Versus

**Public Information Officer,**

O/o GMADA, Mohali

 ...Respondent

 **Complaint Case No. 563 of 2017**

**Present:**  The complainant**-**Shri Manjeet Singh absent.

None present on behalf of the Respondent/PIO-GMADA, Mohali.

 O R D E R

 \*\*\*

 The Complainant-Shri Manjeet Singh is absent but he sent a mail that he is unable to appear before the Commission for today i.e. 12.12.2017.

 The Respondent/PIO-GMADA, Mohali is diected to come present on the next date of hearing alongwith copy of the sought for information and file reply to the Show Cause Notice issued to the Respondent/PIO in the shape of duly attested affidavit and in case, he would not come present, then the Commission will be forced to issue Arrest Warrant against the Respondent/PIO.

 Both the parties are directed to come present before the Commission on the next date of hearing on 18.01.2018.

  **(Avtar Singh Kaler)**

**Dated: 12.12.2017 State Information Commissioner, Punjab.**

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Shri Manjeet Singh R/O 4780, Shiva Nagar

Ludhiana.

 …Complainant.

Versus

**Public Information Officer,**

O/o Chief Electrical Inspector, Punjab State Power

Corporation Ltd., Patiala

 ...Respondent

 **Complaint Case No. 561 of 2017**

**Present:**  The complainant**-**Shri Manjeet Singh absent.

None present on behalf of the Respondent/PIO-GMADA, Mohali.

 O R D E R

 \*\*\*

 The Complainant-Shri Manjeet Singh is absent but he sent a mail that he is unable to appear before the Commission for today i.e. 12.12.2017.

 The Respondent/PIO-Chief Electrical Inspector, Punjab State Power Corporation, Patiala is diected to come present on the next date of hearing alongwith copy of the sought for information and file reply to the Show Cause Notice issued to the Respondent/PIO in the shape of duly attested affidavit and in case, he would not come present, then the Commission will be forced to issue Arrest Warrant against the Respondent/PIO through the SSP, Patiala.

 Both the parties are directed to come present before the Commission on the next date of hearing on 18.01.2018.

  **(Avtar Singh Kaler)**

**Dated: 12.12.2017 State Information Commissioner, Punjab.**

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Jang Bahadur Singh son of Shri Jai Chand,

R/O Mandi Aminganj, Rora Wali, Tehsil and District Fazilka … Appellant

Versus

**Public Information Officer,**

O/o XEN Water Supply and Sanitation Circle Development Bhawan,

Near Dana Mandi, Fazilka.

First Appellate Authority,

o/o SE, Water Supply and Sanitation Circle, Ferozepur. …....Respondent

**Appeal Case No. 828 of 2017**

Present:- Shri Jang Bahadur, appellant, absent.

 Shri Ravinder Kumar, PIO-cum- XEN, Water & Sanitation Circle, Fazilka. present.

O R D E R

 The appellant-Shri Jang Bahadur is absent. Shri Ravinder Kumar, PIO-cum-XEN, Water Sanitation Circle, Fazilka alongwith Shri Sukhwinder Singh, JE is present. He has submitted reply to the Show Cause Notice on 12.12.2017 and submitted a written submission duly signed by the appellant-Shri Jang Bahadur on 8.12.2017 and countersigned by Shri Ravinder Kumar, PIO-cum-XEN, Water and Sanitation Circle, Fazilka. Both the papers are taken on the file of the Commission.

 I have gone through the reply to the Show Cause Notice submitted by the Respondent/PIO-cum-XEN. The PIO has submitted that the RTI application was filed on 24.12.2016 and the information was provided to the appellant on 5.6.2017 vide letter No. 5344. So, the Show Cause Notice issued to the Respondent/PIO-XEN, Water and Sanitation Circle, Fazilka is filed.

 As the appellant has made written submission that he has received the sought for information provided to him by the Respondent/PIO and he has further submitted that he is satisfied and his appeal case may be disposed of and closed.

 As per the written submission made by the appellant, the present appeal case is disposed of and closed.

  **(Avtar Singh Kaler)**

**Dated: 12.12.2017. State Information Commissioner, Punjab.**

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Sh.Sarjinder Singh s/o Sh. Piara Singh, ……. Complainant

r/o Village Panchhat,Tehsil Phagwara,

Distt. Kapurthala

 **Versus**

**Public Information Officer, …….Respondent(s)**

O/o BDPO Phagwara,Distt. Kapurthala

**Complaint Case No. 792 of 2017**

Present:- Shri Sarjinder Singh, complainant, present.

 None present on behalf of the Respondent/PIO-BDPO, Phagwara, Distt. Kapurthala.

O R D E R

 The complainant-Shri Sarjinder Singh has stated that Shri Neeraj kumar, BDPO, Phagwara is on the post of Respondent/PIO-BDPO Phagwara and he is holding the post of BDPO, Phagwara when he has filed the RTI application on 22.6.2017. The Complaint has further stated that he went to the office of Respondent/PIO-BDPO, Phagwara and met Shri Neeraj Kumar, BDPO, Phagwara and asked for the sought for information but the PIO-BDPO Phagwara has not provided the sought for information to the complainant.

 The Complainant further stated that the pendency of the present complaint case is in the knowledge of the Respondent/PIO-BDPO, Phagwara but no one has come present on behalf of the Respondent/PIO.

 So, a Show Cause Notice is issued to the Respondent/PIO-BDPO, Phagwara why he had not provided the sought for information to the complainant within the stipulated period and why he may not be penalized under Section 20 of the RTI Act, 2005. In case, the Respondent/PIO would not come present on the next date of hearing, then strict action will be taken against the Respondent/PIO under the provisions of the RTI Act, 2005. The Respondent/PIO is directed to come present before the Commission on the next date of hearing and file reply to the Show Cause Notice in the shape of duly attested affidavit.

 The Respondent/PIO is granted a last and final opportunity to come present before the Commission and in case, he would not come present then his personal presence will be procured by issuing a Arrest Warrant through SSP, Kapurthala.

 Both the parties are directed to come present before the Commission on 10.01.2018.

  **(Avtar Singh Kaler)**

**Dated: 12.12.2017 State Information Commissioner, Punjab.**

**PUNJAB STATE INFORMATION COMMISSION**

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Sh. Ranjit Singh S/o Sh. Karnail Singh, ……. Complainant

r/o Kaler Khurad, Tehsil and Distt.Gurdaspur,

(M-98141 77835)

**Public Information Officer, …….Respondent(s)**

 O/o B.D.P.O. Block Dhariwal,

Distt. Gurdaspur.

**Complaint Case No. 798 of 2017**

Present:- The Complainant-Shri Ranjit Singh is absent without any intimation.

 None present on behalf of the Respondent/PIO-BDPO Block Dhariwal Distt. Gurdaspur.

O R D E R

 The Respondent/PIO-BDPO, Block Dhariwal is directed to come present before the Commission on the next date of hearing alongwith the sought for information or file written submission to the RTI application and In case, he would not come present, then the strict action will be taken against the Respondent/PIO as per the provisions contained in the RTI Act, 2005.

 A copy of the order be sent to the DDPO, Gurdaspur for compliance of the Commission and ensure personal presence of the Respondent/PIO on the next date of hearing.

 Both the parties are directed to come present before the Commission on 18.01.2018.

  **(Avtar Singh Kaler)**

**Dated: 12.12.2017 State Information Commissioner, Punjab.**