

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in

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Helpline No. 0172-2864100 (10:00 AM to 04.00 PM on working days)



Shri Sanjeev Thakur,
S/o Shri Baldev Singh Salaria,
R/o Mohalla Rajput Nagar,
Village Gurha Khurd,
P.O: Madhopur Cantt, Pathankot.

.....Appellant

Versus

Public Information Officer
O/o Trust Engineer,
Improvement Trust, Amritsar.

First Appellate Authority
O/o Executive Officer,
Improvement Trust, Amritsar.

....Respondents

AC No. 133 of 2023

Present: (i) **Shri Rahul Dev Singh, Advocate on behalf of the appellant-in person.**
(ii) **None on behalf of the PIO/Respondent.**

ORDER

1. The RTI application is dated 24.08.2022 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 27.09.2022 and the second appeal was filed in the Commission on 02.01.2023 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice of hearing was issued to the parties for 06.03.2023. Accordingly, the case has been heard today. Shri Rahul Dev Singh, Advocate appears on behalf of the appellant. He states that till date, no information has been supplied by the respondent.
3. Neither the PIO O/o Trust Engineer, Improvement Trust, Amritsar has come present in person nor through cisco webex nor he has deputed any of his representatives to attend the hearing nor any information has been supplied to the appellant. This indifferent attitude of the PIO is viewed adversely.
4. The PIO O/o **Trust Engineer, Improvement Trust, Amritsar** is issued show cause notice to explain his absence and as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for failing to appear for the hearing and not supplying information to the appellant. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.
5. In addition to the written reply, the PIO is hereby given an opportunity u/s 20(1) proviso thereto for personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply 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.
6. The PIO is directed to supply point-wise information to the appellant before the next hearing as also ensure to come present in person before the Bench on the next hearing.
7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 04.05.2023 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

Sd/-

Chandigarh
06.03.2023

(Lt Gen Ajae Kumar Sharma (Retd))
State Information Commissioner, Punjab

Copy to(By Regd.Post):
Public Information Officer-cum-Trust Engineer,
O/o Improvement Trust, Amritsar.