

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



REGISTERED SHOW CAUSE NOTICE

Suresh Sood,
S/o Sh. Dev Dutt Sood,
H. No. 329-330, Street Sood,
Mohalla Sodha, Moga.

Versus

Public Information Officer,
o/o Municipal Engineer,
Municipal Corporation, Jalandhar.
Public Information Officer,
o/o ATP Building Branch,
Municipal Corporation, Moga.
Public Information Officer,
o/o Municipal Engineer, B&R Branch
Municipal Corporation, Moga.
Public Information Officer,
o/o Commissioner, Municipal Corporation,
Moga.
First Appellate Authority,
Commissioner, Municipal Corporation,
Moga.

Appeal Case No. 1597 of 2022

PRESENT:
(Appellant) Absent
Simarjeet Singh, SDO (for the Respondent) 75082-43093

ORDER:
(To be read in continuity with earlier orders on **21.9.2022 and 10.11.2022**)

1. The RTI application is dated **7.12.2021** vide which the appellant has sought information **regarding Tender by Civil Branch, MC, Moga**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **14.1.2022** and Second Appeal was filed in the Commission on **1.4.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **10.11.2022**.

2. The appellant is absent but has informed the Commission of his inability to attend today's hearing. The respondent PIO has submitted a copy of reply sent to the appellant vide Letter No. 413/C Dated 22.10.2022, along with test reports for the material used in various works cited in the RTI application. The PIO is directed to submit duly attested copies of the aforesaid test report to the Commission forthwith.

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3. At the hearing on 21.9.2022, the PIO B&R/Civil Branch was directed to provide the contact information for PIO who was incumbent at the time of submission of RTI application on 7.12.2021. The Municipal Engineer-cum-PIO, has informed the Commission that the Sh. Sukhwinder Singh, who is presently posted as Municipal Engineer-cum-PIO, MC, Jalandhar, was the incumbent PIO on 7.12.2021.

4. This RTI application was submitted on 7.12.2021 and the Municipal Engineer-cum-PIO incumbent at the time of submission of RTI application did not bother to submit any reply or provide any information to the appellant. In view of this, the Commission deems it fit to issue this Show Cause Notice to Sh. Sukhwinder Singh, Municipal Engineer-cum-PIO, MC, Jalandhar, who, as informed by the incumbent Municipal Engineer-cum-PIO, MC Moga, was incumbent at the time RTI application was received.

5. **Municipal Engineer, MC, Jalandhar, Sh. Sukhwinder 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 **7.12.2021**.

“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.

6. **Next hearing on 11.1.2023 at 11.30 am at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

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

Chandigarh
12.12.2022

Cc: Commissioner, MC, Jalandhar, for information and further necessary action.