

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, Sood Street, Mohalla Sodra,
Moga.

Versus

Public Information Officer,
o/o Municipal Engineer,
Jalandhar.
Public Information Officer,
o/o Commissioner, Municipal Corporation,
Moga.
First Appellate Authority,
Commissioner, Municipal Corporation,
Moga.

Appeal Case No. 1599 of 2022

PRESENT:

(Appellant) Absent

Simarjeet Singh, SDO (for the Respondent) 75082-43093

Akshay Jindal, Building Inspector (for the Respondent) 81465-25235

ORDER:

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

1. The RTI application is dated **17.12.2021** vide which the appellant has sought information **regarding Interlocking Tiles**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **18.1.2022** 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 this hearing. The respondent PIO, represented by Sh. Simarjeet Singh, SDO, Civil, has submitted a copy of reply sent to the appellant vide Letter No. 425/C Dated 27.10.2022, wherein the appellant was provided information with regard to point no. 1 and 2. Point no. 3 was withheld since the information is voluminous and accordingly the appellant was invited to the office of Municipal Engineer, Moga, on 3.11.2022. The appellant however, did not come for inspection. The PIO is hereby directed to submit copies of the information provided to the appellant at point no. 1 and 2 after due attestation. to the Commission forthwith.

3. The Commission had also directed the incumbent PIO-cum-Municipal Engineer, Sh. Ekjot Singh, to provide the name of the PIO-cum-Municipal Engineer, Civil, who was incumbent at the time of receipt of RTI application on 31.12.2022. As per the letter received from Sh. Ekjot Singh, vide Letter No. 457/C Dated 10.11.2022, the PIO-cum-Municipal Engineer Civil, incumbent on 31.12.2022 was Sh. Sukhwinder Singh, now posted as Municipal Engineer at MC Jalandhar.

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4. The **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 **17.12.2021**.

“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.

5. **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.