

The PIO was also directed to inform the details of PIOs(Name of PIO – Period of stay – Present posting) from the date of filing of RTI application and at the time of issue of show cause notice.

Hearing dated 22.11.2022:

The case has come up for hearing today through video conferencing at DAC Amritsar. The appellant claims that the PIO has neither provided the information nor paid the compensation.

The respondent is continuously absent on the 4th consecutive hearing nor has complied with the order of the Commission to provide the information as well as not filed the reply to the show cause notice. As per information from the office of MC Amritsar, Sh. Meharban Singh, MTP is the PIO in this case.

Keeping the above-mentioned facts of the case, it is clear that the PIO-cum-MTP O/o MC Amritsar is flouting the spirit of the RTI Act continuously. The PIO has not only shown utter disregard for the Commission's repeated orders to provide the information but has shown willful stubbornness in not appearing before the commission despite various orders of the Commission.

To secure an erring PIO's presence before the commission, the Information Commission is empowered to issue warrants to the PIO Under Section 18(3) of the RTI Act. A bailable Warrant of Sh.Meharban Singh, PIO-cum-MTP, O/o MC Amritsar is hereby issued through Senior Superintendent of Police, Amritsar for his presence before the Commission on **24.01.2023**.

The case is adjourned. To come up for further hearing on **24.01.2023 at 11.00 AM at Chandigarh.**

Chandigarh
Dated: 22.11.2022

Sd/-
(Khushwant Singh)
State Information Commissioner

CC to: The Commissioner,
Municipal Corporation Amritsar

**BAILABLE WARRANT OF PRODUCTION
BEFORE
SHRI KHUSHWANT SINGH
STATE INFORMATION COMMISSIONER,
PUNJAB AT CHANDIGARH**

In case: Narinder Sharma V/s Municipal Corporation, Amritsar

APPEAL CASE NO.1711/2021

UNDER SECTION 18 OF THE RIGHT TO INFORMATION ACT, 2005

Next Date of Hearing: 24.01.2023

To

**The Senior Superintendent of
Police, Amritsar**

Whereas Sh. Meharban Singh, PIO-cum-MTP O/o Municipal Commissioner, Amritsar has failed to appear before the State Information Commissioner, Punjab despite the issuance of notice/summon in the above mentioned appeal case. Therefore, you are hereby directed to serve this bailable warrant to the Sh. Meharban Singh, PIO-cum-MTP O/o Municipal Commissioner, Amritsar to appear before the undersigned at Red Cross Building, Near Rose Garden, Sector 16, Chandigarh on **24.01.2023 at 11.00A.M.**

**Chandigarh
Dated: 22.11.2022**

**Sd/-
(Khushwant Singh)
State Information Commissioner**



Sh. Narinder Sharma, (9815263774)
R/o 3185/25, KotMahna Singh,
TaranTaran Road, Amritsar.

...Appellant

Versus

Public Information Officer,
O/o Municipal Corporation,
Amritsar.

First Appellate Authority
O/o The Commissioner,
Municipal Corporation, Amritsar.

...Respondents

APPEAL CASE NO. 1711 OF 2021

PRESENT: Sh.Narinder Sharma as the Appellant
None for the Respondent

ORDER:

The appellant, through an RTI application dated 28.12.2020 has sought a copy of the agreement between the Association of the locality and MCA relating to installation of gates on a public street by the residents of the society, which is as enumerated in the RTI application. The appellant was not satisfied with the reply of the PIO dated 09.03.2021 after which the appellant filed a first appeal before the first appellate authority on 29.01.2021, which did not decide on the appeal.

The case was first heard by Sh.Heminder Singh State Information Commissioner on 27.07.2021. The respondent present informed that the information has been supplied to the appellant on 09.03.2021.

The appellant orally denied having received the information. The PIO was directed to supply the information to the appellant and if no information is available, to file a proper affidavit in this regard. On the date of the next hearing on 30.09.2021, the appellant informed that the PIO has not supplied the information. The respondent was absent.

On the date of hearing on 28.10.2021, the respondent was absent nor had supplied the information as directed by the commission. The PIO was issued a **show-cause notice under section 20** of the RTI Act and directed to file a reply on an affidavit.

The case came up for hearing **before this Bench on 05.07.2022** through video conferencing at DAC Amritsar. As per the appellant, the PIO had not supplied the information.

The respondent was absent for 3rd consecutive hearing nor has filed a reply to the show-cause notice as well as not supplied the information. The case was marked to the Commissioner, Municipal Corporation Amritsar with the direction to reconcile the case and ensure that the PIO appears before the commission before the next date of hearing.

Further, the Commission was of the view that since the complainant had to suffer undue inconvenience to get the information, in exercising the powers conferred u/s 19(8)(b) of the RTI Act., the PIO- Municipal Corporation, Amritsar was directed to pay an amount of **Rs.5000/-** via demand draft through Govt. Treasury as compensation to the appellant and submit proof of having compensated the appellant.