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



FINAL ORDER

Sandeep Wadhwa, S/o Sh. Ram Chand Wadwam, # 385, Bank Enclave, District Jalandhar.

Versus

Public Information Officer, o/o K.L. Saigal Memorial Trust, District Jalandhar. First Appellate Authority, o/o K.L. Saigal Memorial Trust, District Jalandhar.

Appeal Case No. 4864 of 2021

PRESENT: (Appellant) (Respondent)

ORDER:

(To be read in continuity with earlier orders on **5.1.2022**)

1. The RTI application is dated 17.3.2021 vide which the appellant has sought Information:

Respected Sir.

I would request you to please provide the below mentioned Information under "Right to information act 2005".

- 1. Copy of Lease Deed with Jalandhar Improvement Toust, Jalandhar.
- Copies of approved building plans and copies of NOC/permission obtained from JIT Jalandhar/Muncipal corporation Jalandhar. for getting the building plans approved by competent authorities
- Copies of account, balance sheets, bank account statements and income and expenditure for the past ten years. (10 Year)
- Details of expenditure with regard to the all the buildings constructed and also the on-going construction.
- Details of grant or funds obtained from any Government or Non-Government body during the lease period.
- Copies of lease/rent deed/agreements with all the tenant's and K.L. Saigal Memorial Trust.
- Copy of lease/rent deed/agreements with Unicom cricket academy running in Premisses of K.L Sehgal Memorial Trust.
- Copy of Degin open air Theater which is construct by the JIT
 Jalandhar, at the time of started K L Sehgak Memorial Trust

as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **10.5.2021** and Second Appeal was filed in the Commission on **25.10.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **5.1.2022**.

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2. Order in this case was reserved on 5.1.2022, whereon the respondent PIO K.L. Sehgal Memorial Trust, Jalandhar made a written submission as under:-

"K.L. Saigal Memorial Trust is a Memorial Trust established in the memory of the legendary singing icon Mr. Kundan Lal Sehgal. The Trsut from the day of its establishment devoted itself to propagate music and art for which Mr. K.L. Saigal devoted his entire life.K.L. Sehgal Memorial Trust is a registered trust registered on 2.6.2011 as DIC/Jalandhar 287/2011-12 and is having its registered office Opp. TV Studio, Shaheed Udham Singh Nagar, Mahavir Marg, Jalandhar. M/s K.L. Saigal Memorial Trust, Jalandhar is a Private Charitable Trust and from the very day of inception the said Trust is being managed by Private Trustees who have been contributing substantial funds to it for running it. Trust thereafter created, erected and established an auditorium and the bank etc. for generating the funds to augment resources for running the said institute. No finance is being made by any Government or Government sponsored Agencies to the Trust."

3. The respondent's contention that K.L. Sehgal Memorial Trust, Jalandhar is a Private Charitable Trust and therefore, not within the purview of the RTI Act, 2005, is herewith upheld. This Appeal Case is accordingly **Dismissed**.

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

Chandigarh 30.12.2022