

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864112, Email: - psic23@punjabmail.gov.in

Visit us: - www.infocommpunjab.com; Helpline No. 0172-2864100



Shri Nitin Kumar Garg, (78143 22100)
C/o 15-A, Police Public Dairy,
Shastri Nagar, Model Town, Ludhiana.

....Appellant

Versus

Public Information Officer,
O/o XEN – Executive Engineer,
Electrical Division,
Public Works Department (B & R),
Malerkotla.

First Appellate Authority,
O/o Superintending Engineer,
Electrical Circle (North),
Public Works Department (B & R),
Room No. 361, 3rd Floor, Block – E,
Shikhiya Bhawan, Phase-VIII, S.A.S Nagar (Mohali).

....Respondents

APPEAL CASE NO. 2564 OF 2022

(Cisco Webex Proceedings)

Date of RTI Application	Date of Reply, if any of SPIO	Date of First Appeal made, if any	Date of order, if any of FAA	Date of Appeal/Complaint filed in the Commission
23.12.2021	-	10.03.2022	-	26.05.2022

PRESENT: Nitin Kumar Garg, Appellant.
Shri Gurpreet Singh, S.D.E (97800 11077) on behalf of the Respondents.

ORDER (SECOND HEARING):

This order may be read with the reference to the order dated 23.08.2022 passed by this Bench on the previous hearing.

2. The Appellant states that information sought has not been provided to him.
3. The Respondent orally states that requisite information has been sent to the appellant on 15.11.2022 through registered post.
4. The PIO is again absent for today's hearing and he was also absent on the last hearings dated 23.08.2022, inspite of the Notice/Orders of the Commission. This shows his disregard to the Commission. The absence of the PIO is viewed seriously and it has also affected hearing and disposal of the case.
5. The perusal of the case reveals that the PIO has not provided complete information to the appellant even after the lapse of 11 months' period.

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6. In view of the above, a **SHOW CAUSE NOTICE** under Section 20(1) of the RTI Act is issued to Er. Amit Kumr, XEN – cum – PIO O/o XEN/Executive Engineer, Electrical Division, PWD (B & R), Ludhiana, as to why penalty should not be imposed upon him for wilful delay/denial in supplying the information to the RTI applicant and why the compensation be not awarded to the appellant under the provisions of the RTI Act, 2005.

7. The PIO is directed to file a reply to the Show Cause Notice and appear personally, on the next date fixed and provide the complete information to the appellant, before the next date of hearing. In case information as sought by the appellant is not available in the official records, then PIO is directed to file an Affidavit in this regard and produce the same before the Bench, on the next date of hearing, failing which **penalty of Rs. 25000/-** will be imposed upon him.

8. The matter is adjourned. The come up for hearing on **30.11.2022 at 11:30 AM in the Commission**. Both the parties are directed to present their case personally. Copies of the order be sent to the parties.

**Chandigarh
16.11.2022**

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Punjab

**The copy of above is forwarded to the following for information and necessary action:-
(Regd. Post):**

Er. Amit Kumar,
Executive Engineer/XEN – cum – PIO
Electrical Division,
Public Works Department (B & R),
Ludhiana.

The Superintending Engineer – cum – FAA (By Name)
Electrical Circle (North),
Public Works Department (B & R),
Room No. 361, 3rd Floor, Block – E,
Shikhiya Bhawan, Phase-VIII, S.A.S Nagar (Mohali).