

Sh. Gaurav Gupta, # 377, Aggar Nagar, Block-A, Ludhiana.

...Complainant

Vs

Public Information Officer, O/o PUDA, Mohali...

...Respondent

Complaint Case No. 57 of 2020

PRESENT: None for the Complainant

Sh.Gagandeep Singh O/o PUDA Mohali and Sh.Gagandeep Singh, ATP-

GLADA Ludhiana for the Respondent

ORDER:

The complainant through RTI application dated 26.11.2019 has sought information on 39 points regarding Dev Builders & Colonizers Pvt Ltd. Ludhiana – license No.2004/119 granted to M/s Basant Colonizers and Builders Pvt Ltd. promoters/directors of the company at the time of issue of license - list of change of promoters – charges payable to PUDA – charges to be paid to other authority – compliance of all conditions – validity of license -extension granted to colonizer - - penalty leviable on the developer for not obtaining completion certificate - and other information concerning the office of PUDA Mohali. The complainant was not provided the information after which the complainant filed complaint in the Commission on 10.01.2020.

On the date of first hearing on 24.06.2020, the complainant was absent and vides email sought exemption. The representative appeared on behalf of the complainant informed that the PIO has not provided the information.

The respondent was absent. Having gone through the file, the Commission observed that the complainant had come to the Commission without going to the First Appellate Authority. The case was remanded back to the First Appellate Authority and the First Appellate Authority was directed to consider this as an appeal and dispose off the same within a period of 30 days as per RTI Act.

The Commission further observed that there has been an enormous delay of more than six months in attending to the RTI application. The PIO was issued a **show cause notice under Section 20 of the RTI Act 2005 and directed to file reply on an affidavit.**

On the date of hearing on 01.09.2020, both the parties were absent. The Commission received a copy of a letter from the Superintendent Grade-2, Coordination Branch, PUDA stating that since the information related to GLADA Ludhiana, they have already transferred the RTI application to GLADA Ludhiana.

The PIO-PUDA had transferred the RTI application to GLADA after issuance of notice of the Commission. The PIO-PUDA was absent nor had sent any reply to the show cause notice. The PIO-PUDA was given one last opportunity to appear personally before the Commission on the next date of hearing along with the reply to the show cause notice.

The PIO-GLADA was also absent. The PIO-GLADA was also directed to look at the RTI application transferred by PUDA and provide the information to the complainant as per the RTI Act.

Hearing dated 01.03.2021:

The case has come up for hearing today through video conferencing at DAC Ludhiana. The respondent present from the office of PUDA pleaded that they received the RTI application on 06.12.2019 and since the information was related to GLADA, the RTI application was transferred to them on 11.12.2019 with a copy to the appellant and the Commission. The Commission has also received reply of the PIO-PUDA on 06.01.2021 which has been taken on the file of the Commission.

The respondent present from the office of GLADA Ludhiana pleaded that the RTI application which was transferred by PUDA, was received by them on 14.01.2020 and since the information sought by the complainant was voluminous, the complainant was asked vide letter dated 16.01.2020 to inspect the record for that licensed colony for which he seeks information by visiting the office of PIO on any working day and get the relevant information by depositing requisite fee. However, the complainant did not turn up to inspect the record. Thereafter, the complainant filed first appeal before the First Appellate Authority on 11.08.2020 which as per direction of the Commission, after hearing the appellant and the respondents, disposed off the appeal on 04.09.2020 with the order that the appellant be asked to inspect the record and get the relevant information after depositing requisite fee.

The respondent further informed that the complainant during the hearing before the First Appellate Authority, authorized his representative Sh.Ankush Sharma to inspect the record and collect the information who visited their office on different dates (11.09.2020, 21.09.202, 08.10.2020, 26.10.2020, 05.11.2020, 06.11.2020, 23.11.2020, 24.11.2020, 26.11.2020 & 27.11.2020) and after inspecting the record, collected the relevant information. The respondent also informed that the information regarding license No.07/2006 & 2002/101 relating to the colonies as mentioned in the First Appeal, is pending and the appellant may collect the same by visiting the office of PIO on any working day.

The appellant is absent. Since the PIO-PUDA had transferred the RTI application to the PIO-GLADA well within the time prescribed under the RTI Act and the information has been provided to the complainant by the PIO-GLADA to the best possible extent, I see no malafide on the part of the PIO in attending to the RTI application, hence the show cause is dropped.

Since this is a complaint case, no further course of action is required on this matter. The case is **disposed off and closed.**

Chandigarh Dated 01.03.2021

Sd/-(Khushwant Singh) State Information Commissioner

CC to 1. First Appellate Authority, PUDA, Mohali

2. PIO-GLADA Ludhiana



Sh. Gaurav Gupta, # 377, Aggar Nagar, Block-A, Ludhiana.

...Complainant

Vs

Public Information Officer, O/o PUDA, Mohali...

...Respondent

Complaint Case No. 58 of 2020

PRESENT: None for the Complainant

Sh.Gagandeep Singh O/o PUDA Mohali and Sh.Gagandeep Singh, ATP-

GLADA Ludhiana for the Respondent

ORDER:

The complainant through RTI application dated 26.11.2019 has sought information on 38 points regarding license No.5/2005 granted to Damini Resort & Builders Pvt Ltd. Ludhiana – license issued, promoters/directors of the company and other information as enumerated in the RTI application concerning the office of PUDA Mohali. The complainant was not provided the information after which the complainant filed complaint in the Commission on 10.01.2020.

On the date of first hearing on 24.06.2020, the complainant was absent and vide email sought exemption. The representative appeared on behalf of the complainant informed that the PIO has not provided the information.

The respondent was absent. Having gone through the file, the Commission observed that the complainant has come to the Commission without going to the First Appellate Authority. The case was remanded back to the First Appellate Authority and the First Appellate Authority was directed to consider this as an appeal and dispose off the same within a period of 30 days as per RTI Act.

The Commission further observed that there has been an enormous delay of more than six months in attending to the RTI application. The Commission taking a serious view of this, directed the PIO-PUDA to explain the reasons for not attending to the RTI application within the time prescribed under the RTI Act and appear before the Commission on the next date of hearing along with the written replies.

On the date of last hearing on **01.09.2020**, both the parties were absent. The Commission received a copy of a letter from the Superintendent Grade-2, Coordination Branch, PUDA stating that since the information relates to GLADA Ludhiana, they have already transferred the RTI application to GLADA Ludhiana.

The PIO-PUDA had transferred the RTI application to GLADA after issuance of notice of the Commission. The PIO-PUDA however, did not file an explanation for delay in attending to the RTI application. The PIO-PUDA was given one last opportunity to appear personally before the Commission on the next date of hearing.

The PIO-GLADA was also absent. The PIO-GLADA was also directed to look at the RTI application transferred by PUDA and provide the information to the complainant as per the RTI Act.

Hearing dated 01.03.2021:

The case has come up for hearing today through video conferencing at DAC Ludhiana. The respondent present from the office of PUDA pleaded that they received the RTI application on 06.12.2019 and since the information was related to GLADA, the RTI application was transferred to them on 11.12.2019 with a copy to the appellant and the Commission. The Commission has also received reply of the PIO-PUDA on 06.01.2021 which has been taken on the file of the Commission.

The respondent present from the office of GLADA Ludhiana pleaded that the RTI application which was transferred by PUDA, was received by them on 14.01.2020 and since the information sought by the complainant was voluminous, the complainant was asked vide letter dated 16.01.2020 to inspect the record for that licensed colony for which he seeks information by visiting the office of PIO on any working day and get the information by depositing requisite fee. However, the complainant did not turn up. Thereafter, the complainant filed first appeal before the First Appellate Authority on 11.08.2020 which as per direction of the Commission, after hearing the appellant and the respondents, disposed off the appeal on 04.09.2020 with the order that the appellant be asked to inspect the record and get the relevant information after depositing requisite fee.

The respondent further informed that the complainant during the hearing before the First Appellant Authority, authorized his representative Sh.Ankush Sharma to inspect the record and collect the information who visited their office on different dates (11.09.2020, 21.09.202, 08.10.2020, 26.10.2020, 05.11.2020, 06.11.2020, 23.11.2020, 24.11.2020, 26.11.2020 & 27.11.2020) and after inspecting the record, collected the relevant information. The respondent also informed that the information regarding license No.07/2006 & 2002/101 relating to the colonies as mentioned in the First Appeal, is pending and the appellant may collect the same by visiting the office of PIO on any working day.

The appellant is absent. Since the PIO-PUDA had transferred the RTI application to the PIO-GLADA well within the time prescribed under the RTI Act and the information has been provided to the complainant by the PIO-GLADA to the best possible extent, I see no malafide on the part of the PIO in attending to the RTI application.

Since this is a complaint case, no further course of action is required in this case. The case is **disposed off and closed.**

Chandigarh Dated :01.03.2021 Sd/(Khushwant Singh)
State Information Commissioner

CC to 1. First Appellate Authority, PUDA, Mohali

2.PIO-GLADA Ludhiana



Sh. Gaurav Gupta, # 377, Aggar Nagar, Block-A, Ludhiana.

....Complainant

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Public Information Officer, O/o PUDA, Mohali...

...Respondent

Complaint Case No. 59 of 2020

PRESENT: None for the Complainant

Sh.Gagandeep Singh O/o PUDA Mohali and Sh.Gagandeep Singh, ATP-

GLADA Ludhiana for the Respondent

ORDER:

The complainant through RTI application dated 26.11.2019 has sought information on 39 points regarding Dev Builders & Colonizers Pvt Ltd. Ludhiana – license No.2002/100 granted to M/s Basant Colonizers & Builders Pvt Ltd. alongwith terms & conditions, promoters/directors of the company and other information as enumerated in the RTI application concerning the office of PUDA Mohali. The complainant was not provided the information after which the complainant filed a complaint in the Commission on 10.01.2020.

On the date of first hearing on 24.06.2020, the complainant was absent and vide email sought exemption. The representative appeared on behalf of the complainant informed that the PIO has not provided the information.

The respondent was absent. Having gone through the file, the Commission observed that the complainant has come to the Commission without going to the First Appellate Authority. The case was remanded back to the First Appellate Authority and the First Appellate Authority was directed to consider this as an appeal and dispose off the same within a period of 30 days as per RTI Act.

The Commission further observed that there has been an enormous delay of more than six months in attending to the RTI application. The Commission taking a serious view of this, directed the PIO-PUDA to explain the reasons for not attending to the RTI application within the time prescribed under the RTI Act and appear before the Commission on the next date of hearing along with the written replies.

On the date of last hearing on **01.09.2020**, both the parties were absent. The Commission received a copy of a letter from the Superintendent Grade-2, Coordination Branch, PUDA stating that since the information relates to GLADA Ludhiana, they have already transferred the RTI application to GLADA Ludhiana.

The PIO-PUDA had transferred the RTI application to GLADA after issuance of notice of the Commission. The PIO-PUDA however, was absent and did not file explanation for delay in attending to the RTI application. The PIO-PUDA is given one last opportunity to appear personally before the Commission on the next date of hearing alongwith the written reply otherwise the Commission will be constrained to issue bailable warrants against the PIO-PUDA under section 18(3) of the RTI Act.

The PIO-GLADA was also absent. The PIO-GLADA was also directed to look at the RTI application transferred by PUDA and provide the information to the complainant as per the RTI Act.

Complaint Case No. 59 of 2020

Hearing dated 01.03.2021:

The case has come up for hearing today through video conferencing at DAC Ludhiana. The respondent present from the office of PUDA pleaded that they received the RTI application on 06.12.2019 and since the information was related to GLADA, the RTI application was transferred to them on 13.12.2019 with a copy to the appellant and the Commission. The Commission has also received reply of the PIO-PUDA on 06.01.2021 which has been taken on the file of the Commission.

The respondent present from the office of GLADA Ludhiana pleaded that the RTI application which was transferred by PUDA, was received by them on 14.01.2020 and since the information sought by the complainant was voluminous, the complainant was asked vide letter dated 16.01.2020 to inspect the record for that licensed colony for which he seeks information by visiting the office of PIO on any working day and get the information by depositing requisite fee. However, the complainant did not turn up. Thereafter The complainant filed first appeal before the First Appellate Authority on 11.08.2020 which as per direction of the Commission, after hearing the appellant and the respondents, disposed off the appeal on 04.09.2020 with the order that the appellant be asked to inspect the record and get the relevant information after depositing requisite fee.

The respondent further informed that the complainant during the hearing before the First Appellant Authority, authorized his representative Sh.Ankush Sharma to inspect the record and collect the information who visited their office on different dates (11.09.2020, 21.09.202, 08.10.2020, 26.10.2020, 05.11.2020, 06.11.2020, 23.11.2020, 24.11.2020, 26.11.2020 & 27.11.2020) and after inspecting the record, collected the relevant information. The respondent also informed that the information regarding license No.07/2006 & 2002/101 relating to the colonies as mentioned in the First Appeal, is pending and the appellant may collect the same by visiting the office of PIO on any working day.

The appellant is absent. Since the PIO-PUDA had transferred the RTI application to the PIO-GLADA well within the time prescribed under the RTI Act and the information has been provided to the complainant by the PIO-GLADA to the best possible extent, I see no malafide on the part of the PIO in attending to the RTI application.

Since this is a complaint case, no further course of action is required in this case. The case is **disposed off and closed.**

Sd/-

Chandigarh Dated:01.03.2021

(Khushwant Singh)
State Information Commissioner

CC to 1. First Appellate Authority, PUDA, Mohali

2.PIO-GLADA Ludhiana



Sh. Gaurav Gupta, # 377, Aggar Nagar, Block-A, Ludhiana.

...Complainant

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Public Information Officer, O/o PUDA, Mohali.

...Respondent

Complaint Case No. 60 of 2020

PRESENT: None for the Complainant

Sh.Gagandeep Singh O/o PUDA Mohali and Sh.Gagandeep Singh, ATP-

GLADA Ludhiana for the Respondent

ORDER:

The complainant through RTI application dated 26.11.2019 has sought information on 38 points regarding Damini Resort & Builders Pvt Ltd. Ludhiana – license No.98/43 granted to M/s Damini Resorts & Builders Pvt Ltd., promoters/directors of the company and other information concerning the office of PUDA Mohali. The complainant was not provided the information after which the complainant filed complaint in the Commission on 10.01.2020.

On the date of first hearing on 24.06.2020, the complainant was absent and vide email has sought exemption. The representative appeared on behalf of the complainant informed that the PIO has not provided the information.

The respondent was absent. Having gone through the file, the Commission observed that the complainant has come to the Commission without going to the First Appellate Authority. The case was remanded back to the First Appellate Authority and the First Appellate Authority was directed to consider this as an appeal and dispose off the same within a period of 30 days as per RTI Act.

The Commission further observed that there has been an enormous delay of more than six months in attending to the RTI application. The Commission taking a serious view of this, directed the PIO-PUDA to explain the reasons for not attending to the RTI application within the time prescribed under the RTI Act and appear before the Commission on the next date of hearing along with the written replies.

On the date of last hearing on **01.09.2020**, both the parties were absent. The Commission received a copy of letter from the Superintendent Grade-2, Coordination Branch, PUDA stating that since the information relates to GLADA Ludhiana, they have already transferred the RTI application to GLADA Ludhiana.

The PIO-PUDA had transferred the RTI application to GLADA after issuance of notice of the Commission. The PIO-PUDA was however, absent and did not file explanation for delay in attending to the RTI application. The PIO-PUDA was given one last opportunity to appear personally before the Commission on the next date of hearing alongwith the written reply otherwise the Commission will be constrained to issue a bailable warrants against the PIO-PUDA under section 18(3) of the RTI Act.

The PIO-GLADA was also absent. The PIO-GLADA was also directed to look at the RTI application transferred by PUDA and provide the information to the complainant as per the RTI Act.

Hearing dated 01.03.2021:

The case has come up for hearing today through video conferencing at DAC Ludhiana. The respondent present from the office of PUDA pleaded that they received the RTI application on 06.12.2019 and since the information was related to GLADA, the RTI application was transferred to them on 13.12.2019 with a copy to the appellant and the Commission. The Commission has also received reply of the PIO-PUDA on 06.01.2021 which has been taken on the file of the Commission. .

The respondent present from the office of GLADA Ludhiana pleaded that the RTI application which was transferred by PUDA, was received by them on 14.01.2020 and since the information sought by the complainant was voluminous, the complainant was asked vide letter dated 16.01.2020 to inspect the record for that licensed colony for which he seeks information by visiting the office of PIO on any working day and get the information by depositing requisite fee. However, the complainant did not turn up. Thereafter, the complainant filed first appeal before the First Appellate Authority on 11.08.2020 which as per direction of the Commission, after hearing the appellant and the respondents, disposed off the appeal on 04.09.2020 with the order that the appellant be asked to inspect the record and get the relevant information after depositing requisite fee.

The respondent further informed that the complainant during the hearing before the First Appellant Authority, authorized his representative Sh.Ankush Sharma to inspect the record and collect the information who visited their office on different dates (11.09.2020, 21.09.202, 08.10.2020, 26.10.2020, 05.11.2020, 06.11.2020, 23.11.2020, 24.11.2020, 26.11.2020 & 27.11.2020) and after inspecting the record, collected the relevant information. The respondent also informed that the information regarding license No.07/2006 & 2002/101 relating to the colonies as mentioned in the First Appeal, is pending and the appellant may collect the same by visiting the office of PIO on any working day.

The appellant is absent. Since the PIO-PUDA had transferred the RTI application to the PIO-GLADA well within the time prescribed under the RTI Act and the information has been provided to the complainant by the PIO-GLADA to the best possible extent, I see no malafide on the part of the PIO in attending to the RTI application.

Since this is a complaint case, no further course of action is required in this case. The case is **disposed off and closed.**

Chandigarh Dated 01.03.2021

Sd/(Khushwant Singh)
State Information Commissioner

CC to 1. First Appellate Authority, PUDA, Mohali

2.PIO-GLADA Ludhiana