

Prem Singh S/o Sh. Mehar Singh,
Asstt. Transport Officer (Retd.),
H. No. 914, Phase – 07,
S. A. S. Nagar (Mohali) (Punjab)

...Appellant

V/s

(Regd. Post) Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Patiala (Punjab)

First Appellate Authority,
O/o The State Transport Commissioner, Pb.,
Sector 17, Chandigarh

... Respondents

Appeal Case No. 2129 of 2019

Present : Sh. Prem Singh, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 29.12.2018. First appeal is dated 15.03.2019.

Second appeal has been received in the Commission on 20.06.2019.

On the last date of hearing, held on 26.08.2020, Last and final opportunity is given to the respondent PIO concerned either to supply certified copies of the required information as per official record to the appellant by or on the next date of hearing or if the required information is not found available in the official record, he/she (the respondent-PIO concerned) will send a written reply in the shape of an affidavit to the appellant through registered post, stating that the required information is not available in the official record or has gone missing

The appellant, Sh. Prem Singh, who appeared in person in today's hearing, states that no information has been supplied to him by the respondent PIO.

Neither the respondent PIO nor any of his representative is present in today's hearing

The respondent PIO through a reply vide letter no. 89 dated 12.10.2020 signed by Public Information Officer Secretary, Regional Transport Authority, Patiala, which has been received in the Commission through an e-mail, has intimated the Commission that a reply has been sent to the appellant, Sh. Prem Singh intimating him that the information demanded by the him is not traceable. It is taken on record.

Through the above-mentioned reply, the respondent PIO has only intimated that the information demanded by the appellant is not traceable in the office record but in that reply neither mentioned the reasons whether official record is missing or destructed nor cleared the facts whether any FIR has been lodged regarding missing record and also not sent any copy of FIR or Office-order regarding destruction of record. Moreover, the reply is not in an affidavit as directed by the Commission vide orders dated 26.08.2020. The Commission took a serious view of this casual approach of the respondent PIO,

In view of the above, a show cause notice under Section 20 (1) of the RTI Act is issued to Public Information Officer concerned of office of Secretary, Regional Transport Authority, Patiala, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant and why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.

He may note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next date fixed through facility of Software/application 'CISCO Webex Meetings', it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte. A copy of this order be sent to him through registered post.

Final opportunity is given to the respondent PIO concerned either to supply certified copies of the required information as per official record to the appellant or if the required information is not found available in the official record, he/she (the respondent-PIO concerned) will send a written reply in the shape of an affidavit to the appellant through registered post, stating that the required information is not available in the official record or has gone missing, mentioning the reasons whether official record is missing or destructed or whether any FIR has been lodged regarding missing record or copy of FIR (if the record is missing) or copy of Office-order (if destruction of record has been done). He is also directed to file the above-mentioned reply in an affidavit and send a copy of affidavit with a copy of postal receipt to the Commission positively by the next date of hearing.

The case is **adjourned to 1st February, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.**

Copies of the orders be sent to the parties.

Date : 2nd November, 2020

**(Sanjiv Garg)
State Information Commissioner
Punjab**

Prem Singh S/o Sh. Mehar Singh,
Asstt. Transport Officer (Retd.),
H. No. 914, Phase – 07,
S. A. S. Nagar (Mohali) (Punjab)

...Appellant

V/s

(Regd. Post) Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Jalandhar (Punjab)

First Appellate Authority,
O/o The State Transport Commissioner, Pb.,
Sector 17, Chandigarh

...Respondents

Appeal Case No. 2131 of 2019

Present : Sh. Prem Singh, the appellant in person.
Sh. Ishan Sharma, Section Officer, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 29.12.2018. First appeal is dated 22.02.2019.

Second appeal has been received in the Commission on 20.06.2019.

On the last date of hearing, held on 26.08.2020, neither the respondent PIO of office of Secretary, Regional Transport Authority, Jalandhar nor any of his representative was present. He had also not sent any document, showing that remaining information has been supplied to the appellant, taking a serious view of this casual approach of the respondent PIO and for making delay in supplying the requisite information to the information-seeker under Section 20 (1) of the RTI Act, a penalty of Rs. 5,000/- (Rupees Five Thousand Only) was imposed upon the concerned Public Information Officer of office of Secretary, Regional Transport Authority, Jalandhar. Last and final opportunity was also given to the respondent PIO concerned to supply the certified copies of the remaining information to the appellant through registered post with a copy to the Commission and also directed to appear in person before the Commission to represent this case on the hearing fixed through facility of Software/application 'CISCO Webex Meetings'.

The appellant, Sh. Prem Singh, who appeared in person in today's hearing, states that incomplete information has been given to him by the respondent PIO till date.

Contd...2/-

Sh. Ishan Sharma, Section Officer, who appeared on behalf of the respondent PIO in today's hearing, seeks an adjournment in this case. He also intimates the Commission that penalty of Rs. 5000/- (which was imposed upon the concerned PIO vide orders dated 26.08.2020) has been deposited and also sent a copy of challan receipt to the Commission through an e-mail. It is taken on record.

Final opportunity is given to the respondent PIO concerned to supply the certified copies of the remaining information to the appellant through registered post with a copy to the Commission by the next date of hearing.

An opportunity is given to the appellant to confirm whether he has received the information (which would be supplied by respondent PIO) or not by the next date of hearing.

The case is **adjourned to 1st February, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.**

Copies of the orders be sent to the parties.

Date : 2nd November, 2020

**(Sanjiv Garg)
State Information Commissioner
Punjab**

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '918782948'

Prem Singh

S/o Sh. Mehar Singh,

Asstt. Transport Officer (Retd.),

H. No. 914, Phase – 07,

S. A. S. Nagar (Mohali) (Punjab)

...Appellant

V/s

(Regd. Post) Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Hoshiarpur (Punjab)

First Appellate Authority,

O/o The State Transport Commissioner, Pb.,

Sector 17, Chandigarh

...Respondents

Appeal Case No. 183 of 2020

Present : Sh. Prem Singh , the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 18.05.2019. First appeal is dated 17.07.2019. Second appeal has been received in the Commission on 01.01.2020.

On the last date of hearing, held on 26.08.2020, a show cause notice under Section 20 (1) of the RTI Act was issued to Public Information Officer concerned of office of Secretary, Regional Transport Authority, Hoshiarpur, under the provisions of the RTI Act, 2005. The respondent PIO concerned was directed to supply the certified copies of the required information to the appellant through registered post and an opportunity was also given to the appellant to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

The appellant, Sh. Prem Singh, who appeared in person in today's hearing, states that no information has been given to him by the respondent PIO till date

Neither the respondent PIO of office of Secretary, Regional Transport Authority, Hoshiarpur nor any of his representative is present in today's hearing. He has also not sent any intimation regarding his non-availability, moreover, he has also not sent any document, showing that remaining information has been supplied to the appellant, which reflects that he is trying to delay in supplying the complete information to the information-seeker.

Contd...2/-

For making delay in supplying the requisite information to the information-seeker under Section 20 (1) of the RTI Act, a penalty of Rs. 10,000/- (Rupees Ten Thousand Only) is imposed upon the concerned Public Information Officer of office of Secretary, Regional Transport Authority, Hoshiarpur. **A copy of this order be sent to him through registered post.**

The amount of penalty will be deposited in the treasury of Punjab Government under the head.....

Major Head .. 0070 -Other Administrative Services

Sub-Major Head .. 60 - Other Services

Minor Head .. 800 - Other Receipts

Sub-Head .. 86 - Fee under the Right to Information Act, 2005

Detailed Head .. 0070 Other Administrative Services

60 Other Services- 800- Other Receipts-

86- Fees under the Right to Information Act, 2005

And a copy of challan receipt be sent to the Commission by the next date of hearing.

Final opportunity is given to the respondent PIO concerned to supply the certified copies of the remaining information to the appellant through registered post with a copy to the Commission by the next date of hearing. He is also directed to appear in person before the Commission to represent this case on the next date of hearing fixed through facility of Software/application 'CISCO Webex Meetings'. **A copy of this order be sent to him through registered post.**

An opportunity is also given to the appellant to confirm whether he has received the information or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned. He is also advised to represent his case in person or through his representative on the next date of hearing.

The case is **adjourned to 1st February, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.**

Copies of the orders be sent to the parties.

Date : 2nd November, 2020

**(Sanjiv Garg)
State Information Commissioner
Punjab**

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '918782948'

Prem Singh S/o Sh. Mehar Singh,
Asstt. Transport Officer (Retd.),
H. No. 914, Phase – 07,
S. A. S. Nagar (Mohali) (Punjab)

...Appellant

V/s

(Regd. Post) Public Information Officer,
O/o The State Transport Commissioner, Pb.,
Sector 17, Chandigarh

First Appellate Authority,
O/o The State Transport Commissioner, Pb.,
Sector 17, Chandigarh

...Respondents

Appeal Case No. 184 of 2020

Present : Sh. Prem Singh, the appellant in person.
Sh. Gurpal Singh, APIO, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 27.03.2019. First appeal is dated 14.06.2019.

Second appeal has been received in the Commission on 01.01.2020.

On the last date of hearing, held on 26.08.2020, a show cause notice under Section 20 (1) of the RTI Act was issued to Public Information Officer concerned of office of State Transport Commissioner, Punjab, Chandigarh under the provisions of the RTI Act, 2005. The respondent PIO concerned was directed to supply the certified copies of the required information to the appellant through registered post and an opportunity was also given to the appellant to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

The appellant, Sh. Prem Singh, who appeared in person in today's hearing, states that no information has been supplied to him by the respondent PIO.

The respondent PIO also through a reply vide letter no. 21936 dated 15.09.2020 signed by Public Information Officer of office of State Transport Commissioner, Punjab, Chandigarh, which has been received in the Commission vide Diary No. 13018 dated 29.09, has intimated the Commission that a reply has already been given to the appellant. It, alongwith annexure, is taken on record.

Sh. Gurpal Singh, APIO, who appeared on behalf of the respondent PIO in today's hearing, states that the requisite information demanded by the appellant through RTI request is voluminous in nature and about 28 years old.

At present stage i. e. after eight months of the proceedings of this case, the above-mentioned oral-submission (made by Sh. Gurbal Singh) during the hearing, stating that the information demanded through RTI request is 28 years old, is not acceptable.

Moreover, the information demanded through RTI request is regarding G.P.F. arrears and considering it as an important matter, final opportunity is given to the respondent PIO concerned to supply the certified copies of the information (demanded through RTI request) to the appellant through registered post with a copy to the Commission by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned. He is also advised to represent his case in person or through his representative on the next date of hearing.

The case is **adjourned to 1st February, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.**

Copies of the orders be sent to the parties.

Date : 2nd November, 2020

**(Sanjiv Garg)
State Information Commissioner
Punjab**

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '918782948'

Balvir Singh Saini,
H. No. 349, Street No. 03,
Dashmesh Nagar,
Digana Road, Hoshiarpur(Punjab)

...Appellant

V/s

- i) Public Information Officer,
O/o The Director,
Technical Education
& Industrial Training, Pb.,
(I T Wing), Plot no. 1,
Sector 36-A, Chandigarh
- ii) Public Information Officer,
O/o The Superintendent,
Department of Technical Education
& Industrial Training, Pb.,
(Tech. Edu. – 1 Branch),
Civil Secretariat – 2, Sector 9, Chandigarh

First Appellate Authority,
O/o The Director,
Technical Education
& Industrial Training, Pb.,
(I T Wing), Plot no. 1,
Sector 36-A, Chandigarh

...Respondents

Appeal Case No. 2241 of 2019

Present : Sh. Balvir Singh Saini, the appellant in person.
i) Sh. Rupinder Singh, Deputy Director-cum-PIO ;
ii) Sh. Attinder Singh, Senior Assistant-cum-APIO O/o Tech. Edu. 1
Branch, for the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 18.06.2018. First appeal is dated 27.03.2019. Second appeal has been received in the Commission on 24.06.2019.

On the last date of hearing, held on 26.08.2020, Sh. Rupinder Singh, Deputy Director-cum-PIO, stated that a reply vide letter no. 14 dated 26.08.2020 was sent to the appellant, intimating him that regarding point no. 02 of the RTI request, enquiry was conducted but report of the same is not submitted yet. As Superintendent-cum-PIO office of Technical Education & Industrial Training Department (Tech. Edu. 1 Branch) was impleaded as party in this case with the directions to supply information at point no. 01 of the RTI request, but none is present from the above-said office, hence, another opportunity was given to the respondent-PIO of office of Technical Education & Industrial Training Department (Tech. Edu. 1 Branch) to supply information at point no. 01 of the RTI request to the appellant.

The appellant, Sh. Balvir Singh Saini, who appeared in today's hearing, states that incomplete information has been supplied to him by the respondent PIO.

Sh. Rupinder Singh, Deputy Director-cum-PIO, who appeared in person in today's hearing, states that a reply has already been sent to the appellant, intimating him that regarding point no. 02 of the RTI request, enquiry was conducted but report of the same has not been submitted yet as two Committee members have been retired from services and a reply vide letter no. 686 dated 30.10.2020 has also been sent to the Commission, which has been received in the Commission through an e-mail. It, alongwith annexure, is taken on record.

Sh. Attinder Singh, Senior Assistant-cum-APIO of office of Technical Education-1 Branch, who appeared in today's hearing, states that a reply has already been sent to the appellant, intimating him that regarding point no. 01 of the RTI request, he (the appellant) can visit the office of the respondent to inspect the relevant official record and a reply vide letter dated 28.10.2020 has also been sent to the Commission, which has been received in the Commission vide Diary No. 15278 dated 30.10.2020. It is taken on record.

The respondent PIO concerned of office of Technical Education. 1 Branch is directed to facilitate the appellant to inspect the relevant official record on any day (after getting tie-up with the appellant) during working hours so that the appellant could identify the information.

The appellant is also advised to visit the office of the respondent PIO office of Technical Education. 1 Branch to inspect the relevant official record on fixed date and time (which would be fixed by the respondent PIO concerned) to identify the information.

The respondent-PIO concerned is directed to supply the required information, which would be identified by the appellant after inspection, to him as per official record by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information, which would be supplied to him by the respondent PIO concerned after inspection and also to point out deficiencies, if any, in the information supplied to him, in writing, to both the respondent PIOs (i. e. office of i) Director, Technical Education & Ind. Trng. And ii) Technical Education-1 Branch) so that the same could be removed by the respondent concerned.

The case is adjourned to 1st February, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 2nd November, 2020

**(Sanjiv Garg)
State Information Commissioner
Punjab**

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '918782948'

Deepak Bholewasia
S/o Sh. Surender Kumar,
Mamdoot Utter,
Teh. & Distt. - Ferozepur (Punjab)

...Appellant

V/s

Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Ludhiana (Punjab)

First Appellate Authority,
O/o The State Transport Commissioner, Pb.,
Sector 17, Chandigarh

...Respondents

Appeal Case No. 27 of 2020

Present : None on behalf of the appellant.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 18.08.2019. First appeal is dated 30.09.2019.

Second appeal has been received in the Commission on 20.12.2019.

On the last date of hearing, held on 26.08.2020, the appellant was not present and Sh. Ravinder Singh, Clerk, who appeared for the respondent PIO intimated the Commission that inspection of the official-record (as directed vide orders dated 17.03.2020) could not be done due to Covid-19. Another opportunity was given to the respondent PIO concerned to facilitate the appellant to inspect the relevant official record on 24.09.2020 at 11:00 A. M. to identify the information and was directed to supply the required information, to the appellant. An opportunity was also given to the appellant to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

Neither the appellant, Sh. Deepak Bholewasia nor the respondent is present in today's hearing.

The respondent PIO through a reply vide letter no. 1517 dated 29.10.2020 signed by Secretary, Regional Transport Authority, Ludhiana, which has been received in the Commission through an e-mail, has intimated the Commission that on 24.09.2020 (fixed date for inspection of official record), through a telephonic communication, the appellant has intimated that he will visit the office on the coming week (i. e. 24.09.2020) to inspect the record but he did not visit the office for inspection of record. It is taken on record.

Nevertheless, another opportunity is given to respondent PIO concerned to facilitate the appellant to inspect the relevant official record on any day (after getting tie-up with the appellant) during working hours so that the appellant could identify the information.

The appellant is also advised to visit the office of the respondent PIO to inspect the relevant official record on fixed date and time (which would be fixed by the respondent PIO concerned) to identify the information.

The respondent-PIO concerned is directed to supply the required information, which would be identified by the appellant after inspection, to him as per official record by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information, which would be supplied to him by the respondent PIO concerned after inspection and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent so that the same could be removed by the respondent concerned.

If the appellant would not avail the opportunity to inspect the office record, it would be assumed that the appellant does not require the information anymore and the case would be decided on merits.

The case is **adjourned to 1st February, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.**

Copies of the orders be sent to the parties.

Date : 2nd November, 2020

**(Sanjiv Garg)
State Information Commissioner
Punjab**

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '918782948'

Rakesh Kumar Gupta
R/o # 8/237, Jagraon Road,
Mandi Mullanpur,
Distt.Ludhiana-141101(Punjab)

...Appellant

V/s
Public Information Officer,
(Regd. Post) O/o The Executive Officer,
Nagar Council, Mullanpur Dakha,
District - Ludhiana (Punjab)

First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Bodies, Pb.,
Ludhiana (Punjab)

...Respondents

Appeal Case No. 3447 of 2018

Present : Sh. Rakesh Kumar Gupta, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 29.05.2018. First appeal is dated 26.07.2018.

Second appeal has been received in the Commission on 09.10.2018.

On the last date of hearing, held on 05.10.2020, Sh. Manohar Singh, Executive Officer-cum-PIO, intimated that inspection of the relevant official record was done by the appellant on 01.10.2020 and sought an adjournment in this case to supply the identified information. Last opportunity was given to the respondent PIO concerned to supply the required information (which was identified by the appellant in this particular case), to the appellant and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. An opportunity was also given to the appellant to intimate whether he has received the information.

The respondent PIO through a reply vide letter no.1016 dated 06.10.2020, which has been received in the Commission through an e-mail dated 08.10.2020, has intimated the Commission that the appellant was called on 08.10.2020 to collect the remaining information . It is taken on record.

The appellant, Sh. Rakesh Kumar Gupta, who appeared in person in today's hearing, states that a letter was received from the respondent PIO vide letter no. 1081 dated 21.10.2020, through which he was called on 26.10.2020 to collect remaining information but till date incomplete information has been given to him.

After examining both the above-mentioned replies (sent by the respondent and the appellant), it emerges that submissions made by both the parties differ from each other.

Hence, the respondent PIO concerned is directed either to supply the certified copies of the required information through registered post or e-mail to the appellant or file a point wise reply, in an affidavit, to each and every query, raised by the appellant through his RTI request as per official record by the next date of hearing with a copy to the Commission by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information/reply or not.

The respondent PIO concerned is directed to appear in person on the next date fixed through facility of Software/application 'CISCO Webex Meetings', so that facts of this could be cleared. A copy of this order be sent to him through registered post.

The case is **adjourned to 1st February, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.**

Copies of the orders be sent to the parties.

Date : 2nd November, 2020

**(Sanjiv Garg)
State Information Commissioner
Punjab**

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '918782948'

Rakesh Kumar Gupta
R/o # 8/237, Jagraon Road,
Mandi Mullanpur,
Distt.Ludhiana-141101(Punjab)

...Appellant

V/s
Public Information Officer,
(Regd. Post) O/o The Regional Deputy Director,
Local Bodies,
Ludhiana (Punjab)

First Appellate Authority,
O/o The Director,
Local Government, Pb.,
Plot No. 3, Sector 35-A,
Chandigarh

...Respondents

Appeal Case No. 369 of 2020

Present : Sh. Rakesh Kumar Gupta , the appellant in person.
Sh. Gurdeep Singh, Superintendent, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 22.04.2019. First appeal is dated 29.05.2019.

Second appeal has been received in the Commission on 23.01.2020.

On the last date of hearing, held on 05.10.2020, the appellant stated states that incomplete information has been given to him by the respondent and Sh. Gurdeep Singh, Superintendent, who appeared for the respondent PIO intimated that vide orders dated 27.07.2020, the appellant was advised to specify the required information, connected with the RTI request in this particular case, in writing but he demanded the information other than the period, he had applied through RTI request. The respondent PIO concerned to supply the required information, which is connected with the RTI request in this particular case, as per record available in the instant appeal case-file, to the appellant well in time and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. An opportunity was also given to the appellant to intimate the Commission whether he has received the information, which would be supplied to him by the respondent PIO or not.

The appellant, Sh. Rakesh Kumar Gupta, who appeared in person in today's hearing, states that incomplete information has been given to him by the respondent till date despite the fact that he has specified the required information.

Contd...2/-

Sh. Gurdeep Singh, Superintendent, who appeared on behalf of the respondent PIO in today's hearing, seeks an adjournment in this case as the information demanded by the appellant is very old.

At present stage i. e. after six months of the proceedings of this case, the above-mentioned oral-submission (made by Sh. Gurdeep Singh) during the hearing, stating that the information demanded through RTI request is very old, is not acceptable.

The Commission took a serious view of this casual approach of the respondent PIO, moreover, the requisite information has not been supplied by the respondent PIO to the information seeker till date.

In view of the above, a show cause notice under Section 20 (1) of the RTI Act is issued to Public Information Officer concerned of office of Regional Deputy Director, Local Bodies, Ludhiana, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant and why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.

He may note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next date fixed through facility of Software/application 'CISCO Webex Meetings', it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte. A copy of this order be sent to him through registered post.

The respondent PIO concerned is directed either to supply the certified copies of the required information to the appellant through registered post or file a point wise reply, in an affidavit, to each and every query, raised by the appellant through his RTI request as per official record by the next date of hearing with a copy to the Commission by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

The case is **adjourned to 1st February, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.**

Copies of the orders be sent to the parties.

Date : 2nd November, 2020

**(Sanjiv Garg)
State Information Commissioner
Punjab**

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '918782948'



Rakesh Kumar Gupta
R/o # 8/237, Jagraon Road,
Mandi Mullanpur,
Distt.Ludhiana-141101(Punjab)

...Appellant

V/s
Public Information Officer,
(Regd. Post) O/o The Commissioner,
Municipal Corporation, Zone- D,
Ludhiana (Punjab)

First Appellate Authority,
O/o The Zonal Commissioner,
Municipal Corporation, Zone- D,
Ludhiana (Punjab)

...Respondents

Appeal Case No. 366 of 2020

Present : Sh. Rakesh Kumar Gupta , the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 04.02.2019. First appeal is dated 12.05.2019.

Second appeal has been received in the Commission on 23.01.2020.

On the last date of hearing, held on 05.10.2020, another opportunity was given to the respondent PIO concerned to supply the information, after removing the deficiencies pointed out by the appellant) to him by registered post or through e-mail with a copy to the Commission. An opportunity was also given to the appellant to confirm whether he has received the information from the respondent PIO or not.

Neither the respondent PIO nor his representative is present in today's hearing.

The respondent PIO through a reply vide letter no. 200 dated 20.10.2020, which has been received in the Commission through an e-mail, has intimated the Commission that a point-wise has already been sent to the appellant through registered post, appended to which is postal receipt . It, alongwith a copy of postal receipt, is taken on record.

The appellant, Sh. Rakesh Kumar Gupta, who appeared in person in today's hearing, states that again complete information has not been given to him by the respondent PIO.

Another opportunity is given to the appellant to point out deficiencies, if any, in the information (which has been supplied to him) to the respondent PIO well in time so that the same could be removed by the respondent concerned.

The case is **adjourned to 1st February, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.**

Copies of the orders be sent to the parties.

Date : 2nd November, 2020

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '918782948'

Rakesh Kumar Gupta
R/o # 8/237, Jagraon Road,
Mandi Mullanpur,
Distt.Ludhiana-141101(Punjab)

...Appellant

V/s

(Regd. Post) Public Information Officer,
O/o The Executive Officer,
Nagar Council, Mullanpur Dakha,
District - Ludhiana (Punjab)

First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Bodies, Pb.,
Ludhiana (Punjab)

...Respondents

Appeal Case No. 3446 of 2018

Present : Sh. Rakesh Kumar Gupta, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.
The RTI request is dated 30.05.2018. First appeal is dated 25.07.2018.

Second appeal has been received in the Commission on 09.10.2018.

On the last date of hearing, held on 05.10.2020, Sh. Manohar Singh, Executive Officer-cum-PIO, intimated that inspection of the relevant official record was done by the appellant on 01.10.2020 and sought an adjournment in this case to supply the identified information. Last opportunity was given to the respondent PIO concerned to supply the required information (which was identified by the appellant in this particular case), to the appellant and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. An opportunity was also given to the appellant to intimate whether he has received the information.

The respondent PIO through a copy of reply vide letter no.1016 dated 06.10.2020, which has been received in the Commission through an e-mail dated 08.10.2020, has intimated the Commission that the appellant was called on 08.10.2020 to collect the remaining information . It is taken on record.

The appellant, Sh. Rakesh Kumar Gupta, who appeared in person in today's hearing, states that a letter was received from the respondent PIO vide letter no. 1081 dated 21.10.2020, through which he was called on 26.10.2020 to collect remaining information but till date incomplete information has been given to him.

After examining both the above-mentioned replies (sent by the respondent and the appellant), it emerges that submissions made by both the parties differ from each other.

Hence, the respondent PIO concerned is directed either to supply the certified copies of the required information through registered post or e-mail to the appellant or file a point wise reply, in an affidavit, to each and every query, raised by the appellant through his RTI request as per official record by the next date of hearing with a copy to the Commission by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information/reply or not.

The respondent PIO concerned is directed to appear in person on the next date fixed through facility of Software/application 'CISCO Webex Meetings', so that facts of this could be cleared. A copy of this order be sent to him through registered post.

The case is **adjourned to 1st February, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.**

Copies of the orders be sent to the parties.

Date : 2nd November, 2020

**(Sanjiv Garg)
State Information Commissioner
Punjab**

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '918782948'