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Shri Suresh Kumar Sharma R/o New Sharma Furniture House, Pratap Bazaar, Chheharta, District Amrtisar-143105.

....Appellant

Versus

Public Information Officer

O/o Municipal Corporation, Amritsar.

First Appellate Authority O/o Municipal Corporation, Amritsar.

....Respondents

AC No. 2850 of 2022

Present: (i) Appellant- absent.

(ii) Shri Rajinder Singh, XEN, and Shri Rajesh Sharma, Jr. Engineer, O&M Cell/Street Lights, M.C. Amritsar, on behalf of PIO/Respondent-in person.

ORDER:

1. This order may be read with reference to the order dated 29.08.2022 passed by this

Bench on the previous hearing.

2. The case has been heard today. Shri Suresh Kumar Sharma, appellant has not come present to attend the hearing in person before the Bench or through cisco webex.

3. Shri Rajinder Singh, XEN, and Shri Rajesh Sharma, Jr. Engineer, O&M Cell/Street Lights, Municipal Corporation, Amritsar come present to attend the hearing in person before the Bench. Shri Rajinder Singh states that the information has been sent to the appellant vide letter dated 22.08.2022 by Amritsar Smart City and has been sent again to appellant on 26.08.2022.

4. Shri Suresh Kumar, appellant is contacted on mobile phone. He states that he has not received any information on point No.1 to 3 and the information on point No.4(B & C) is reported to be confidential and has not been provided to him. He also states that he has pointed out deficiencies to the PIO.

AC No. 2850 of 2022

5. Post deliberations, the Bench directs the PIO to call the appellant to office and allow him the access to the relevant records and provide the information to the appellant as is identified by him after inspection of records and removing deficiencies pointed out by the appellant. The information which relates to Amritsar Smart City be also collected and provided to the appellant. There are no confidential matters for a company which is executing public works. The Public Information Officer, Office of Municipal Corporation, Amritsar is also directed to file reply to the show cause notice before the next hearing.

With the aforesaid directions, the matter is adjourned. To come up for hearing on
 02.11.2022 at 11.30 AM in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Chandigarh 04.10.2022 Sd/-((Lt Gen Ajae Kumar Sharma,(Retd)) State Information Commissioner, Punjab

..2..

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Shri Jagtar Singh, S/o Shri Tarlochan Singh,(9501351755) Kishan Nagar, P.O: Hariana, District Hoshiarpur.

.....Appellant

....Respondents

Versus

Public Information Officer O/o Executive Officer, Municipal Council, Hariana, Distt: Hoshiarpur.

First Appellate Authority O/o Deputy Director,

Local Govt., Jalandhar.

AC No. 2937 of 2022

Present:(i)Shri Jagtar Singh, Appellant, in person.(ii)None on behalf of PIO/Respondent.

ORDER:

1. This order may be read with reference to the order dated 29.08.2022 passed by this Bench on the previous hearing.

2. The case has been heard today. Shri Jagtar Singh, appellant comes present to attend the hearing in person before the Bench. He states that no information has been supplied to him by the PIO.

3. Neither the PIO O/o Executive Officer, Municipal Council, Hariana, District Hoshiarpur has come present to attend the hearing in person before the Bench nor through cisco webex nor he has deputed any of his representatives to attend the hearing. The PIO has also not given any intimation to the Commission to this effect nor he has filed reply to the show cause notice.

4. The facts of the case prove beyond any doubt that the PIO/Respondent does not deserve any leniency. Hence, in exercise of the powers conferred by Section 20(1) of the RTI Act, **a penalty to the**

tune of Rs.5,000/- (Rupees Five Thousand only) is imposed upon PIO,O/o Executive Officer,

-2-

AC No.2937/2022

Municipal Council, Hariana, District Hoshiarpur to be deducted from his salary, which is to be deposited in the State under the relevant head. The Drawing & Disbursing Officer concerned is directed to deduct the amount of penalty of Rs.5,000/- from the salary of the PIO and deposit the same in State Treasury in the following Head of Account and to report its compliance to the Commission before the next hearing:-

- 0070-Other Administrative Services – 60-Other Services-

-0800-Other Receipts- 86-Fee under the RTI Act, 2005.

5. The PIO is also directed to supply requisite information to the appellant and file reply to the Show Cause Notice as also to produce evidence for having deposited the penalty in the State Treasury, before the next date of hearing. The PIO is further directed to ensure to come present before the Bench in person on the next date of hearing, failing which the Bench will be constrained to issue bailable warrant to the PIO to ensure his presence before the Bench on the next hearing.

6. The Bench observes that a letter from the FAA-cum-A.D.C. Urban Development, Jalandhar is available in the case file wherein it has been stated that the post of Regional Deputy Director, Local Government has been abolished and now, the post of Additional Deputy Commissioner, Urban Development in each district has been created and the Municipal Council, Hariana comes within the jurisdiction of the Additional Deputy Commissioner, Urban Development, Hoshiarpur.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 02.11.2022 at 11.30 AM in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

Sd/-((Lt Gen Ajae Kumar Sharma,(Retd)) State Information Commissioner, Punjab

Chandigarh 29.08.2022

Copy to (By Regd. Post)

The Additional Deputy Commissioner, Urban Development, Hoshiarpur/F.A.A. He is directed to ensure that the Public Information Officer, Office of Executive Officer, Municipal Council, Hariana, District Hoshiarpur, complies with the directions of the Commission and puts in his appearance on the next hearing before the Commission.

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Shri Bittu S/o Shri Om Kumar, Village Bholapur,PO Sahibana, Chandigarh Road, District Ludhiana.

...Appellant

Versus

Public Information Officer

O/o Chief Administrator, GLADA, Ludhiana

First Appellate Authority O/o Chief Administrator, GLADA, Ludhiana.

....Respondents

AC No.2937 of 2021

Present:	i)	Shri Jasbir Singh, on behalf of the Appellant- cisco webex.
	ii)	Shri Divleen Singh, SDO/PIO, GLADA, Ludhiana, Respondent-in person.

ORDER:

(Heard in person/through cisco webex)

1. This order may be read with reference to the order dated 30.08.2022 passed by this Bench on the previous date of hearing.

2. The case has been heard today in Commission's office at Chandigarh. Shri Jasbir Singh attends the hearing through cisco webex on behalf of the appellant Shri Bittu. He states that till date, no information has been received by the appellant.

3. Shri Divleen Singh, SDO/PIO O/o Chief Administrator, GLADA, Ludhiana comes present to attend the hearing in person before the Bench. He states that the appellant has been supplied information vide letter dated 25.03.2022 and again vide letter dated 20.07.2022.

4. The representative of appellant denies receipt of information by the appellant. Then he is contacted on mobile phone and is made to talk to the PIO who explains to him the details of information supplied. On the asking of the Bench, the representative of appellant states that the action taken on the complaint of appellant be apprised to the appellant.

Cont..P-2

AC No.2937/2021

5. Post deliberations, the Bench directs the PIO to apprise the appellant of the status of the action taken report on his complaint. He is also directed to file reply to the show cause notice as also to produce evidence for having deposited the amount of penalty Rs.5,000/- before the next hearing and to ensure to come present in person before the Bench on the next hearing.

With the aforesaid directions, the matter is adjourned. To come up for hearing on
 02.11.2022 at 11.30 AM before the Bench in Commission's Office at Chandigarh. Copies of the order be sent to the concerned parties.

Chandigarh 04.10.2022

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PSiC Settle Mormation

Shri Tejinder Singh, Advocate Civil Court, Tehsil Complex, Backside Sanjh Kender, Phillaur, Distt. Jalandhar-144410.

.....Appellant

Versus

Public Information Officer

O/o Jalandhar Development Authority, Jalandhar.

First Appellate Authority

O/o Jalandhar Development Authority, Jalandhar.

....Respondents

AC No. 1335 of 2022

Present:

Shri Tejinder Singh, Appellant- cisco webex. Shri Pawan Kumar, SDO Public Health/PIO, Jalandhar Development Authority, Jalandhar- cisco webex.

ORDER

1. This order may be read with reference to the order dated 30.08.2022 passed by this Bench on the previous hearing.

2. The case has been heard today. Shri Tejinder Singh, appellant comes present to attend the hearing through cisco webex.

3. Shri Pawan Kumar, SDO, Public Health/PIO, Jalandhar Development Authority, Jalandhar comes present to attend the hearing through cisco webex. He states that as per directions of Hon'ble Commission, the appellant was called for inspection of records on five dates but he has not turned up to do so.

4. On the asking of the Bench, the appellant states that he has sought copies of NOCs issued from 01.1.2021 to 09.101.2021 by the Jalandhar Development Authority copy of which be provided to him as also the Link to access the information on the website may also be apprised to him.

5. Post deliberations, the Bench directs the PIO to supply point-wise information to the appellant as available in the official records and also apprise the appellant of the Link to access the information on the website of J.D.A., before the next hearing.

5. With the aforesaid directions, the matter is adjourned. To come up for hearing on 02.11.2022 at 11.30 AM in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Sd/-(Lt Gen Ajae Kumar Sharma (Retd)) State Information Commissioner, Punjab

Chandigarh 04.10.2022

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Shri Tejinder Singh, Advocate Civil Court, Tehsil Complex, Backside Sanjh Kender, Phillaur, Distt. Jalandhar-144410.

.....Appellant

PSIC

Versus

Public Information Officer

O/o Chief Administrator, Greater Ludhiana Urban Development Authority(GLADA), Ludhiana.

First Appellate Authority

O/o Chief Administrator, Greater Ludhiana Urban Development Authority(GLADA), Ludhiana.

....Respondents

AC No. 1332 of 2022

Present:(i)Shri Tejinder Singh, Appellant-cisco webex.(ii)Shri Divleen Singh, SDO/PIO, O/o GLADA, Ludhiana, Respondent-
in person.

<u>ORDER</u>

(Heard in person/ through cisco webex)

1. This order may be read with reference to the order dated 30.08.2022 passed by this Bench on the previous hearing.

2. The case has been heard today. Shri Tejinder Singh, appellant comes present to attend the hearing through cisco webex. He states that the information sought by him has not been supplied by the PIO so far.

3. Shri Divleen Singh, SDO/PIO, GLADA Ludhiana comes present to attend the hearing in person before the Bench. He states that the appellant has sought action taken on the complaint made to Punjab State Human Rights Commission, which has been sent by the D.C. Ludhiana to GLADA, Ludhiana and states that the copy of said letter written by D.C. Ludhiana is not available in their office.

AC No.1332/2022

4. Post deliberations, the PIO is directed to tie up with the appellant to seek copy of the leter of D.C. Ludhiana and provide action taken report on the complaint made to Punjab State Human Rights Commission as also to file reply to the show cause notice and also to produce the evidence for having deposited the amount of penalty in the State Treasury on the next date of hearing. He is also directed to ensure to come present before the Bench in person on the next date of hearing.

-2-

5. With the aforesaid directions, the matter is adjourned. To come up for hearing on 02.11.2022 at 11.30 AM before the Bench in Commission's Office at Chandigarh. Copies of the order be sent to the concerned parties.

Chandigarh 04.10.2022

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Shri Gaurav Kumar S/o Shri Ashok Kumar H.No.100/7, Jawahar Nagar, Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Greater Ludhiana Area Development Authority (GLADA), Ludhiana..

First Appellate Authority-cum-,

O/o Chief Administrator, Greater Ludhiana Area Development Authority (GLADA), Ludhiana..

...Respondents

Present:(i)Shri Gaurav Kumar, appellant- cisco webex.(ii)Shri Divleen Singh, SDO/PIO, O/o GLADA, Ludhiana- in person.

AC No.892/2022

<u>ORDER</u>

(Heard in person/ through cisco webex)

1. This order may be read with reference to the order dated 30.08.2022 passed by this Bench on the previous hearing.

2. The case has been heard today. Shri Gaurav Kumar, appellant comes present to attend the hearing through cisco webex and states that deficiencies were pointed out to the PIO but no information after removing the deficiencies has been supplied to him so far.

3. Shri Divleen Singh, SDO/PIO O/o Chief Administrator, GLADA, Ludhiana comes present to attend the hearing in person before the Bench and reiterates his letter dated 25.05.2022 for having supplied information, but the Bench is not apprised whether deficiencies have been removed or not.

4. Post deliberations, the Bench directs the PIO GLADA, Ludhiana to remove the deficiencies pointed out by the appellant and supply him the rectified information before the next hearing. He is also directed to file reply to the show cause notice.

5. As the PIO states to have not received deficiencies, the appellant is directed to send the deficiencies again to the PIO to enable him to remove the same.

6. With the aforesaid directions, the matter is adjourned. To come up for hearing on 02.11.2022 at 11.30 AM in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Sd/-((Lt Gen Ajae Kumar Sharma,(Retd)) State Information Commissioner, Punjab

Chandigarh 04.10.2022

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Shri Parduman Kumar, S/o Shri Krishan Kumar, R/o H.No.2631/9, O/s Ram Mohalla, Katra Karam Singh, Amritsar.

.....Appellant

Versus

Public Information Officer O/o Municipal Corporation, Amritsar.

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

....Respondents

AC No. 932 of 2022

Present:(i)Shri Parduman Kumar, Appellant, in person.(ii)None on behalf of the PIO/respondent.

<u>ORDER</u>

1. This order may be read with reference to the order dated 30.08.2022 passed by this Bench during the previous hearing.

2. The case has been heard today. Shri Parduman Kumar, appellant comes present to attend the hearing in person before the Bench. He states that the information sought by him has not been provided to him so far.

3. Neither the PIO, Municipal Corporation, Amritsar has come present to attend the hearing in person or through cisco webex nor he has deputed any of his representatives to attend the hearing on behalf of the PIO.

4. The Bench observes that the PIO has absented himself for the fourth consecutive hearing. The Bench further observes that the PIO was issued show cause notice and during the hearing on 30.08.2022, a penalty of Rs.5000/- was imposed on him. However, he has failed to comply with the directions of the Bench and also to come present in person before the Bench.

Cont..P-2



eont.

AC No. 932 of 2022

5. In view of the above, the Bench is not left with any alternative but to issue bailable warrant to the PIO O/o Municipal Corporation, Amritsar to ensure his presence before the Bench on the next hearing. He is directed to come present along with relevant record and comply with the directions of the Bench in its entirety.

With the aforesaid directions, the matter is adjourned. To come up for hearing on
 02.11.2022 at 11.30 AM in Commission's office at Chandigarh. Copy of the order be sent to the parties.

Chandigarh 04.10.2022 Sd/-(Lt Gen Ajae Kumar Sharma (Retd)) State Information Commissioner, Punjab

Copy to (By Regd. Post)

The Commissioner (By Name), Municipal Corporation, Amritsar. He is directed to look into the matter as the PIO has not complied with the directions of the Commission though four hearings in the case have been conducted.

Chandigarh 04.10.2022

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PUNJAB STATE INFORMATION COMMISSION



Shri Amariit Singh Dhamotia. Whistle Blower, Social Worker, Distt.President, Ludhiana NCAG H.No.60-35-P-376-1, Street No.8 Maha Singh Nagar, PO Dhandri Kalan, Ludhiana.

... Appellant

Versus

Public Information Officer. O/o Chief Administrator, GLADA, Ludhiana.

Public Information Officer

O/o District Town Planner, Ludhiana.

First Appellate Authority

O/o Chief Administrator. GLADA, Ludhiana.

...Respondents

Appeal Case No.2342 of 2021

Appellant- absent **PRESENT**: (i) Shri Naval Kishore, D.T.P. Ludhiana, in person. (ii) Shri Divleen Singh, SDO, GLADA, Ludhiana, PIO/Respondent-in person. (iii)

ORDER:

1.

This order may be read with reference to the order dated 30.08.2022 passed by this

Bench on the previous hearing.

2. The case has been heard today. Shri Amarjit Singh Dhamotia, appellant has not come present to attend the hearing in person before the Bench or through cisco webex.

Shri Naval Kishore, District Town Planner, Ludhiana comes present in person before the 3. Bench and states that the appellant has been given reply vide letter dated 18.08.2022 that no record relating to the information sought by him is available in their official records. He further clarifies that the plan of the DPS School as referred to in RTI application of the appellant has not been approved as DTP has no authority to approve such plans and only technical opinion is given and only in case of compounding cases, the plan is approved.



-2-

Appeal Case No.2342 of 2021

4. Shri Divleen Singh, SDO/PIO O/o Chief Administrator, GLADA, Ludhiana comes present to attend the hearing in person before the Bench. He states that a meeting to decide the matter regarding the instant appeal case is being held with the Estate Officer, Regulatory, GLADA and after the meeting, on ascertaining as to whether this matter relates to GLADA or not, an affidavit will be filed before the Hon'ble Commission.

5. In view of the submissions made by the PIO before the Bench, as above, the matter is adjourned. To come up for hearing on 02.11.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Chandigarh 04.10.2022

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Shri Jagjit Singh, (RTI Activist), R/o Aman Nagar, Street No.3 Backside GreenLand School, Near Jalandhar By-pass, Ludhiana.

...Appellant

Versus

Public Information Officer,

O/o Greater Ludhiana Area Development Authority(GLADA), Ludhiana.

First Appellate Authority

O/o Chief Administrator, Greater Ludhiana Area Development Authority(GLADA), Ludhiana.

...Respondents

Appeal Case No.2257 of 2021

PRESENT :(i)Appellant- absent.(ii)Shri Divleen Singh, SDO,O/o GLADA, Ludhiana, PIO/Respondent in person

ORDER:

(Heard in person/on mobile phone)

1. This order may be read with reference to the order dated 30.08.2022 passed by this

Bench on the previous hearing.

2. The case has been heard today. Shri Jagjit Singh, appellant has neither come present to attend the hearing in person nor through cisco webex.

3. Shri Divleen Singh, SDO/PIO O/o Chief Administrator, GLADA, Ludhiana comes present to attend the hearing in person before the Bench. He states that the reply has been given to the appellant vide letter dated 18.03.2021 and again vide letter dated 06.07.2022 by registered post.

4. The appellant is contacted on mobile phone and is made to talk to the PIO who explains to him the details of information supplied. On the asking of the Bench, he states that as he was out of station, he needs time to peruse the information supplied and to revert back. The PIO is directed to send copy of point-wise information again to the appellant.



Appeal Case No.2257 of 2021

5. The Bench observes that show cause notice was issued to the PIO and on 24.11.2021, and penalty of Rs.5000/- was imposed. However, the PIO has neither filed reply to the show cause notice nor he has produced any evidence for having deposited the amount of penalty in the State Treasury. He is directed to comply with the directions of the Bench in its entirety as also to file an affidavit as directed during the previous hearings. The PIO is directed to come present in person for hearing before the Bench along with the affidavit and copy of the information supplied, after removing deficiencies, if any, received from the appellant.

With the aforesaid directions, the matter is adjourned. To come up for hearing on
 02.11.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Chandigarh 04.10.2022

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Helpline No.: 0172-2864100 (From 10.00 AM to 04.00 PM on working days)

Shri Jagjit Singh (RTI Acitivist) R/o Aman Nagar, Street No.3, Backside Green Land School, Near Jalandhar By-Pass, Ludhiana.

.....Appellant

PSIC

Versus

Public Information Officer O/o Greater Ludhiana Area Development Authority (GLADA), Ludhiana.

First Appellate Authority

O/o Chief Administrator, Greater Ludhiana Area Development Authority (GLADA), Ludhiana.

...Respondents

AC No.2125/2021

PRESENT :(i)Appellant- absent.(ii)Shri Divleen Singh, SDO, O/o GLADA, Ludhiana, PIO/respondent, in person.

ORDER:

(Heard in person/on mobile phone)

1. This order may be read with reference to the order dated 30.08.2022 passed by this

Bench on the previous hearing.

2. The case has been heard today. Shri Jagjit Singh, appellant has not come present to attend the hearing in person before the Bench or through cisco webex.

3. Shri Divleen Singh, SDO/PIO O/o GLADA, Ludhiana comes present to attend the hearing in person before the Bench. The PIO and reiterates that the information on points relating to GLADA has been supplied to the appellant vide letters dated 17.12.2021 and 31.05.2022.

4. The appellant is contacted on mobile phone and is made to talk to the PIO who explains to him the details of information supplied. On the asking of the Bench, he states that as he was out of station, he needs time to peruse the information supplied and to revert back. The PIO is directed to send copy of point-wise information again to the appellant.



AC No.2125/2021

5. The Bench directs the PIO to supply information to the appellant, after removing deficiencies, if any, received from the appellant and then, to file a fresh affidavit on e-Stamp paper duly signed by the PIO and attested by the Notary Public to the effect that the information as available in the official records in AC No.2125/2021 has been supplied to the appellant. It be further stated that nothing has been concealed therein and the statement made is true and correct. The PIO is directed to come present in person for hearing before the Bench along with the affidavit and copy of the information supplied.

6. With the aforesaid orders, the matter is adjourned. To come up for hearing on
02.11.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Chandigarh 04.10.2022

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Shri Rajesh Kumar, S/o Shri Kewal Kumar Flat No.11/A, Srideva Ji Residency, Krishanpura, Dhakoli, Zirakpur, District Mohali.

.....Appellant

Versus

Public Information Officer O/o Greater Mohali Area Development Authority(GMADA), Mohali.

Public Information Officer

Sub Divisional Officer, (Regulatory Branch), Greater Mohali Area Development Authority (GMADA), Mohali.

Public Information Officer

Executive Officer, Municipal Council, Zirakpur, District S.A.S. Nagar (Mohali)

First Appellate Authority

O/o Greater Mohali Area Development Authority(GMADA), Mohali.

....Respondents

AC No. 1364 of 2022

Present:	(i)	Appellant- absent.
	(ii)	Shri Gurwinder Singh, AEO/PIO O/o GMADA, Mohali- cisco webex.

<u>ORDER</u>

1. This order may be read with reference to the order dated 30.08.2022 passed by this

Bench on the previous hearing.

2. The case has been heard today. Shri Rajesh Kumar, appellant has not come present to attend the hearing in person before the Bench or through cisco webex.

3. Shri Gurwinder Singh, AEO/PIO O/o GMADA, Mohali comes present to attend the hearing

through cisco webex. He states that the appellant was called for inspection of records on 07.09.2022 and

he was intimated that the area in respect of which he has sought information falls within jurisdiction of

<u>AC No.1364/2022</u>

Municipal Council, Zirakpur, as per report of the field staff of GMADA. He further stated that RTI application of the appellant has also been transferred to Executive Officer, Municipal Council, Zirakpur under Section 6(3) of the RTI Act, 2005 vide letter dated 09.09.2022 for necessary action at their end.

-2-

4. Shri Rajesh Kumar, appellant is contacted on mobile phone. He is apprised of the version of the PIO, GMADA, Mohali.

5. The PIO O/o Executive Officer, Municipal Council, Zirakpur, District S.A.S. Nagar (Mohali) is impleaded as Respondent and is directed to supply information to the appellant before the next hearing as the RTI application already stands transferred to him. The Bench directs the PIO GMADA, Mohali and the PIO O/o Municipal Council, Zirakpur to come present in person before the Bench on the next hearing.

With the aforesaid directions, the matter is adjourned. To come up for hearing on
 02.11.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Sd/-(Lt Gen Ajae Kumar Sharma (Retd)) State Information Commissioner, Punjab

Chandigarh 30.08.2022

Copy to (By Regd.Post)

Public Information Officer, O/o Executive Officer, Municipal Council, Zirakpur, District S.A.S. Nagar (Mohali).