

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in

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Helpline No.0172-2864116(From 10.00 AM to 04.00PM on working days)



Shri Jasbir Singh,
R/o Guru Nanak Colony,
Village Bolapur Jhabewal
PO Ramgarh, Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Director, State
Transport Deptt., Punjab,
Sector-17, Chandigarh.

First Appellate Authority

O/o The Director, State
Transport Deptt., Punjab,
Sector-17, Chandigarh.

....Respondents

AC No.737 of 2020

Present: (i) Appellant- absent.
(ii) Shri Sukhwinder Singh, Senior Assistant O/o Director, State Transport,
Punjab, Chandigarh in person, before the Bench.

ORDER:

1. This order may be read with reference to the order dated 25.01.2021 passed by this Bench on the previous date of hearing.
2. The case has been heard today in Commission's office at Chandigarh. The appellant has not come present to attend the hearing.
3. Shri Sukhwinder Singh, Senior Assistant, O/o Director, State Transport, Punjab, Chandigarh comes present to attend the hearing before the Bench in person. He states that reply has been sent to the appellant vide letter dated 11.01.2021 to the effect that the information sought by the appellant is third party information and moreover, the information relates to different Depots who have their separate PIOs.
4. Since the appellant is absent, he is contacted on mobile phone. He states that he has sent letter dated 08.02.2021 to the effect that information sought cannot be termed as third party. He

further states that he has cited decision of Hon'ble Delhi High Court in Writ Petition (C) No.295/2011 and Writ Petition No.608 of 2011 in support of his claim.

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AC

No.737/2020

5. Posts deliberations with the representative of the PIO, and the appellant, the Bench partially agrees with the contention of the PIO and directs the PIO to supply information regarding the number of buses operating under the Kilometer scheme as also to which depot the said buses relate including copies of registration certificates, fitness certificates. The Bench, however, does not agree with the supply of copies of Insurance Policies of the buses as stated in the RTI application and gives consent to withhold this information.

6. The Bench, on perusal of the case file, observes that the PIO has failed to file reply to the show cause notice as also to deposit the amount of penalty in the Govt. Treasury and then to produce the evidence in that regard before the Bench.

7. The PIO is again directed to comply with the directions of the Bench in its totality i.e. depositing the amount of penalty imposed as also to submit proof of having deposited the same as well as to supply the information to the appellant before the next hearing.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 05.07.2021 at 11.30 AM through V.C. in D.C. Office, Ludhiana.** Copies of the order be sent to the concerned parties.

**Chandigarh
05.04.2021**

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

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Shri Daljit Singh Saini
S/o Shri Hakam Singh
R/o # 8A, Street No.1,
Malhotra Colony, Rupnagar.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council, Rupnagar.

First Appellate Authority

O/o Executive Officer,
Municipal Council, Rupnagar.

....Respondents

AC No.2663 of 2020

Present: (i) Appellant- absent
(ii) None on behalf of the PIO.

ORDER

This order may be read with reference to the order dated 25.01.2020 passed by this Bench on the previous hearing.

2. The case has been heard today in Commission's office at Chandigarh. Shri Daljit Singh, appellant has not come present to attend the hearing before the Bench..

3. Neither the PIO himself has come present to attend the hearing nor he has deputed any official to attend the hearing on his behalf. However, a letter dated 09.02.2021 is available in the case file addressed to the Commission wherein the PIO has stated that the information was supplied to the appellant vide letter dated 28.01.2021. But, the appellant has stated to having received incomplete information. Accordingly, the appellant was also given an opportunity to visit the office of Municipal Council, Ropar vide letter dated 04.02.2021, in response to which he had given in writing on 08.02.2021 that only the information on points No.4 & 7 has not been given to him. In response to this letter, the appellant has been made available information on all the points, including clarification on points No.4 & 7, vide letter dated 08.02.2021.

4. The appellant is absent, as such, his version regarding receipt of complete information cannot be ascertained.

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AC

No.2663/2020

5. In view of the above, the matter is adjourned. **To come up for hearing on 05.07.2021 at 11.30 AM through V.C. in D.C. Office, Ropar.** Copies of the order be sent to the concerned parties.

**Chandigarh
05.04.2021**

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

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Shri Tejinder Singh, Editor
India's Justice,
Civil Court, Tehsil Complex,
Backside Sanjh Kender,
Phillaur, District Jalandhar.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council, Ropar

First Appellate Authority-cum-

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.2982 of 2020

Present: (i) **Shri Tejinder Singh, Appellant in person.**
(ii) **Shri Pankaj Kuamr, Sanitary Inspector O/o Executive Officer,
Municipal Council, Ropar, in person on behalf of the PIO.**

ORDER:

1. This order may be read with reference to the order dated 27.01.2021 passed by the Bench on the previous hearing.
2. The case has been heard today in Commission's office at Chandigarh. Shri Tejinder Singh, appellant attends the hearing in person before the Bench.
3. Shri Pankaj Kumar, Sanitary Inspector, O/o Executive Officer, Municipal Council, Ropar come present to attend the hearing in person before the Bench. He states that information has been supplied to the appellant vide letter dated 03.02.2021.
5. On the asking of the Bench, the appellant states that he has received the information and deficiencies have also been pointed out to the PIO, but the rectified information after removal of deficiencies has not been received by him though he had apprised Shri Avtar Singh, Sanitary Inspector of the deficiencies during his visit to M.C. Ropar. He further states that he has been intimated the number of challans as 110 of the shopkeeper using polythene bags and 20 challans for throwing rubbish in the

open. He also states that the e.mail sent by the PIO could not be accessed by him as he is not conversant with the format under which the said information has been sent by e.mail. However, other details regarding the challans have been withheld.

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AC No.2982/2020

6. The Bench directs the PIO to supply copies of the challans as mentioned by the appellant as also to make the appellant aware of the procedure to access the information sent through e.mail within next seven days. The representative of the PIO assures to supply complete information to the appellant, as directed by the Bench.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 05.07.2021 at 11.30 AM through V.C. in D.C. Office, Ropar.** Copies of the order be sent to the concerned parties. The appellant is given liberty to attend the hearing before the Bench in Commission's office at Chandigarh.

**Chandigarh
05.04.2021**

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

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Shri Tejinder Singh, Advocate
Civil Court, Tehsil Complex,
Backside Sanjh Kendra,
Phillaur, District Jalandhar.

.....Appellant

Versus

Public Information Officer-cum-

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

Public Information Officer

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

....Respondents

AC No.406 of 2021

Present: (i) **Shri Tejinder Singh, Appellant in person.**
(ii) **None on behalf of the PIO.**

ORDER:

1. The RTI application is dated 06.05.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 06.06.2021 and the second appeal was filed in the Commission on 11.01.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice for the hearing was issued to the parties for 05.04.2021 before the Bench in Commission's office at Chandigarh. Shri Tejinder Singh, appellant comes present to attend the hearing in person before the Bench. He states that no information has been received by him.

3. Neither the PIO O/o GLADA, Ludhiana has come present to attend the hearing nor he has sent any of his representatives to attend the hearing on behalf of the PIO. However, the Bench observes that a letter dated 02.11.2020 is available in the case file stating that the information sought is in

the form of questionnaire and as per letter dated 27.02.2008 of Govt. of India, Ministry of Personnel Grievances & Pensions, Department of Personnel & Training, information is not to be supplied.

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AC No.406/2021

4. The PIO O/o GLADA, Ludhiana is issued show cause notice to explain his absence and as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for non-supply of information to the appellant. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

5. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceeding against him ex-parte.

6. During deliberations on the appeal case, the appellant states that though the advertisements are displayed with the consent of owner of house concerned, but sometime, such advertisements/towers pose threat to the public life during thunder storms and hurricanes. The appellant is of the view that in such circumstances, these are dangerous and can lead to loss of life. This information is, thus, sought in the public interest.

7. Keeping in view the version of the appellant in this regard, the Bench does not agree with the contention of the PIO and directs the information be supplied to the appellant before the next hearing.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 05.07.2021 at 11.30 AM through V.C. in D.C. Office, Ludhiana.** The copies of the order be sent to the concerned parties.

Sd/-

**Chandigarh
05.04.2021
Punjab**

**(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner,**

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
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Shri Tejinder Singh, Advocate
Civil Court, Tehsil Complex,
Backside Sanjh Kendra,
Phillaur, District Jalandhar.

.....Appellant

Versus

Public Information Officer-cum-

O/o Municipal Town Planner,
Municipal Corporation, Amritsar.

Public Information Officer-cum-

O/o Commissioner,
O/o Municipal Town Planner,
Municipal Corporation, Amritsar.

....Respondents

AC No.407 of 2021

Present: (i) **Shri Tejinder Singh, Appellant in person.**
(ii) **None on behalf of the PIO.**

ORDER:

1. The RTI application is dated 04.08.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 05.10.2021 and the second appeal was filed in the Commission on 11.01.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice for the hearing was issued to the parties for 05.04.2021 before the Bench in Commission's office at Chandigarh. Shri Tejinder Singh, appellant comes present to attend the hearing in person before the Bench. He states that no information has been received by him.

3. Neither the PIO O/o Municipal Town Planner, Municipal Corporation, Amritsar has come present to attend the hearing nor he has sent any of his representatives to attend the hearing on behalf of the PIO. However, the Bench observes that a letter dated 01.04.2021 is available in the case file stating that the information sought has been supplied to the appellant.

4. On the asking of the Bench, the appellant admits to having received reply of PIO but he states that he is not satisfied with the reply given by the PIO.

Cont.P-2



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AC No.407/2021

5. Post deliberations, the appellant is advised to respond to the issued raised by the PIO in his reply. On receipt of the response from the appellant, the PIO will supply the information to the appellant before the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 05.07.2021 at 11.30 AM through V.C. in D.C. Office, Amritsar.** The copies of the order be sent to the concerned parties.

**Chandigarh
05.04.2021**

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

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Shri Harish Chander Gandhi,
R/o H.No.1400/50,
Street No.13, Guru Nanak Nagar,
Patiala-147001.

.....Appellant

Versus

Public Information Officer
O/o Deputy Secretary,
Punjab State Power Corporation Ltd.
Patiala.

First Appellate Authority
O/o Chief Engineer/HRD,
Punjab State Power Corporation Ltd,
Patiala.

....Respondents

AC No.480 of 2021

Present: (i) Appellant - absent
(ii) Shri Sukhpal Singh, Addl. Chief Engineer, PSPCL Patiala on behalf of the
PIO.

ORDER:

1. The RTI application is dated 21.09.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 03.11.2020 and the second appeal was filed in the Commission on 15.01.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 05.04.2021 in Commission's office at Chandigarh. The appellant has not come present to attend the hearing. However, an e.mail dated 04.04.2021 has been received from the appellant showing his inability to attend the hearing as he is suffering from fever.
3. Shri Sukhpal Singh, Addl. Chief Engineer, PSPCL, Patiala comes present to attend the hearing in person before the Bench. He states that a notice in this regard has been

received but the relevant file is not traceable in their office. On tracing out the said file, he assures that the information will be supplied to the appellant. The representative of the PIO's plea for adjournment is accepted.

Cont..P-2



-2-

AC No.480/2021

4. In view of the above, the matter is adjourned. **To come up for hearing on 05.07.2021 at 11.30 AM through V.C. in DC Office, Patiala.** Copies of the order be sent to the concerned parties.

**Chandigarh
05.04.2021**

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

