

**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.0172-2864100(From 10.00 AM to 04.00 PM on working days)



Shri Jasbir Singh
Guru Nanak Nagar
Village Bolapur Jhabewal,
PO Ramgarh, Ludhiana,
Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer
O/o Improvement Trust
Feroze Gandhi Market,
Ludhiana.

First Appellate Authority,
O/o Chief Administrator,
Improvement Trust
Feroze Gandhi Market,
Ludhiana.

....Respondents

AC No.3176 of 2020

Present: (i) **Shri Jasbir Singh, Appellant.**
(ii) **Shri Harmeet Singh, Junior Assistant/APIO, Improvement Trust, Ludhiana,
on behalf of the PIO in person before the Bench.**

ORDER

(Heard through Video Conferencing)

1. This order may be read with reference to the order dated 13.01.2021 passed by this Bench on the previous hearing.
2. The case has been heard today through V.C. in D.C. Office, Ludhiana. Shri Jasbir Singh, appellant comes present to attend the hearing through V.C. He states that he has received letter dated 30.03.2021 from the PIO stating that information has been supplied vide letter dated 04.11.2020, but he has not received the letter dated 04.11.2020.
3. Shri Harmeet Singh, Junior Assistant/APIO O/o Improvement Trust, Ludhiana comes present to attend the hearing in person before the Bench. He states that the appellant has been supplied information vide letter dated 04.11.2020 and has again been informed in this regard vide letter dated 30.03.2020. He further states that the Improvement Trust cannot provide the information in respect of vacant properties as there is apprehension of illegal occupation of the same.
4. Post deliberations on the appeal case, the Bench observes that the information sought by the appellant is in the public interest and directs to the PIO to call the appellant to his office on 26.04.2021 at 11.30 AM and allow him access to the relevant official records. The appellant, after perusing the official records, will identify the information required by him and the information so identified, including the details of vacant properties, will be provided by the PIO to the appellant before the next hearing.

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AC No.3176/2020

5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 06.07.2021 at 11.30 AM through V.C. in D.C. Office, Ludhiana.** The copies of the order be sent to the concerned parties.

**Chandigarh
06.04.2021**

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

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Shri Manjinder Singh
R/o #2469, Sunny Enclave
Sector-125, Kharar,
District SAS Nagar (Mohali).

.....Appellant

Versus

Public Information Officer

O/o The Secretary,
Regional Transport Authority,
Ludhiana.

First Appellate Authority

O/o State Transport Commissioner,
Punjab, Sector-17C, Chandigarh.

....Respondents

AC No.3036 of 2020

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

ORDER

(Heard through Video Conferencing)

1. This order may be read with reference to the order dated 13.01.2021 passed by this Bench on the previous hearing.
2. The case has been heard today through V.C. in D.C. Office, Ludhiana. Shri Manjinder Singh, appellant comes present to attend the hearing in person before the Bench. He states that he has not received any information from the PIO.
3. Neither the PIO, O/o Secretary, R.T.A. Ludhiana has come present to attend the hearing through V.C. nor he has deputed any of his representatives to attend the hearing. Moreover, no information has been supplied to the appellant.
4. The Bench observes that PIO was directed on the previous hearing to file an affidavit which has also not been filed and the PIO has, as such, not complied with the directions of the Bench. To hear the version of the PIO, Shri Amardeep Singh, Clerk O/o R.T.A. Ludhiana is contacted on mobile phone but he too, did not respond in spite of repeated attempts.
5. 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

Cont..P-2



Rs.5,000/- (Rupees Five Thousand only) is imposed upon PIO, O/o Secretary, Regional Transport Authority, Ludhiana, to be deducted from his salary, which is to be deposited in the State Treasury 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.

6. The PIO is also directed to comply with the directions of the Bench given on the previous hearing as also to produce the evidence for having deposited the amount of penalty imposed, before the next hearing.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 06.07.2021 at 11.30 AM through V.C. in D.C. Office, Ludhiana.** Copies of the order be sent to the concerned parties.

**Chandigarh
06.04.2021**

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

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Shri Gurmej Lal, Whistle Blower,
H.No.6375, Street No.16,
Guru Gobind Singh Nagar
Backside Bachan Gas Agency,
PO Daba, Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Commissioner,
Municipal Corporation,
Ludhiana.

First Appellate Authority

O/o Commissioner,
Municipal Corporation,
Ludhiana.

....Respondents

AC No.3055 of 2020

Present:

- (i) Appellant- absent
- (ii) Shri Harjit Singh, Draftsman, Zone-D, Municipal Corporation, Ludhiana
on behalf of the PIO.

ORDER:

(Heard through Video Conferencing/On Mobile Phone)

1. This order may be read with reference to the order dated 13.01.2021 passed by this Bench on the previous hearing.
2. The appeal case has been heard today through V.C. in DC Office, Ludhiana. Shri Gurmej Lal, appellant has not come present to attend the hearing through V.C.
3. Shri Harjit Singh, Draftsman, Zone-D, Municipal Corporation, Ludhiana comes present to attend the hearing through V.C. on behalf of the PIO. He states that the information has been supplied to the appellant on 22.10.2020 by registered post. He further states that the appellant was also called to the office for inspection of the official records on 05.03.2021 but the appellant did not come present for said purpose.
4. Shri Gurmej Lal, appellant is contacted on mobile phone. He states that he has not been able to attend the hearing as he has to attend some urgent domestic work. On enquiring from him as to why he did not visit the office of PIO as per directions of Bench, the appellant is not able to give satisfactory reply.
5. Post deliberations with the appellant and representative of PIO, the Bench directs the appellant to visit the office of PIO on 26.04.2021 at 11.30 AM and the PIO will allow him access to the relevant official records. The appellant will identify the information and the same will be provided by the PIO before the next hearing.

...Cont..P-2



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AC No.3055/2020

6. After supplying the requisite information to the appellant, the PIO is directed to file an affidavit on non-judicial stamp paper before the next hearing 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.3055 of 2020 has been supplied to the appellant. It be further stated that nothing has been concealed therein and the statement made is true and correct. Original copy of affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

7. With the afore said directions, the matter is adjourned. **To come up for hearing on 06.07.2021 at 11.30 AM through V.C. in D.C. Office, Ludhiana.** Copies of the order be sent to the concerned parties.

**Chandigarh
06.04.2021**

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

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Shri Sarabjit Singh Gill,
H.No.60-35-P-376-1, St. No.8,
Maha Singh Nagar,
PO Dhandari Kalan,
Ludhiana-141014.

.....Appellant

Versus

Public Information Officer
O/o Commissioner,
Municipal Corporation, Ludhiana.

First Appellate Authority-cum-
Commissioner,
Municipal Corporation, Ludhiana.

....Respondents

AC No.3054 of 2020

Present: (i) **Shri Amarjit Singh Dhamotia, of behalf of appellant**
(ii) **None on behalf of the PIO.**

ORDER:

(Heard through Video Conferencing)

1. This order may be read with reference to the order dated 13.01.2021 passed by this Bench on the previous hearing.
2. The appeal case has been heard today through V.C. in DC Office, Ludhiana. Shri Amarjeet Singh Dhamotia comes present to attend the hearing through V.C. on behalf of the appellant. He states that no information has been received by the appellant.
3. Neither the PIO has come present to attend the hearing nor has deputed any of his representatives to attend the hearing nor has supplied any information to the appellant. The PIO has also not filed reply to the show cause notice. The PIO has failed to comply with the directions of Bench in its entirety. This indifferent attitude of the PIO is viewed adversely.
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 each of the PIOs, O/o Zone-C, Municipal Corporation, Ludhiana and PIO O/o Medical Officer of Health, Municipal Corporation, Ludhiana, to be deducted from their salary, which is to be deposited in the State Treasury 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.**



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AC No.3054/2020

5. The PIOs are also directed to supply information to the appellant and comply with the directions of the Bench given on the previous hearing as also to produce the evidence for having deposited the amount of penalty imposed, before the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 06.07.2021 at 11.30 AM through V.C. in D.C. Office, Ludhiana.** Copies of the order be sent to the concerned parties.

**Chandigarh
06.04.2021**

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

Copy to (By Regd. Post)

Public Information Officer
O/o Zone-C, Municipal Corporation,
Ludhiana.

Public Information Officer
O/o Medical Officer of Health,
Municipal Corporation,
Ludhiana.

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Shri Rohit Sabharwal,
President, Kundan Bhawan,
126, Model Gram,
Ludhiana.

.....Appellant

Versus

Public Information Officer
O/o Municipal Corporation,
Zone-A, Ludhiana.

First Appellate Authority
Municipal Corporation,
Ludhiana.

....Respondents

AC No.3038 of 2020

Present:

- (i) Appellant- absent.
- (ii) Shri Hitesh Kumar, Junior Engineer, B&R Branch, Zone-A, M.C., Ludhiana on behalf of the PIO.
- (iii) Shri Harjit Singh, SDO B&R Branch, Zone-B, M.C. Ludhiana.
- (iv) Shri Kulwinder Singh, SDO B&R Branch, Zone-C

ORDER:

(Heard through Video Conferencing/On Mobile Phone)

1. This order may be read with reference to the order dated 13.01.2021 passed by this Bench on the previous hearing.
2. The appeal case has been heard today through V.C. in DC Office, Ludhiana. Neither the appellant nor his representative has come present to attend the hearing through V.C. However, an e.mail dated 02.04.2021 has been received from the representative of the appellant Mrs. Sukhjinder Kaur that due to medical reasons, she would not be able to attend the hearing and has asked for another date.
3. Shri Hitesh Kumar, Junior Engineer, B&R, Zone-A, M.C., Ludhiana comes present to attend the hearing. He states that the appellant has been given reply vide letter dated 25.03.2021. Shri Harjit Singh, SDO, B&R, Zone-B, M.C., Ludhiana comes present to attend the hearing. He states that the appellant has been given reply vide letter 02.02.2021. Shri Kulwinder Singh, SDO, B&R, Zone-A, M.C., Ludhiana comes present to attend the hearing. He states that the appellant has been given reply vide letter dated 19.03.2021.
4. The representative of the appellant Mrs. Sukhjinder Kaur is contacted on mobile phone. She is apprised of the version of representative of PIO, B&R Branch, Zones-A, B & C. She states that due to her eye surgery, she has not been able to examine any documents and as such, she has sought exemption from appearance vide her e.mail dated 02.04.2021 and further requested for an adjournment.

Cont..P-2



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AC No.3038/2020

5. The request of the representative of appellant is acceded to. Accordingly, the matter is adjourned. **To come up for hearing on 06.07.2021 at 11.30 AM through V.C. in D.C. Office, Ludhiana.**
Copies of the order be sent to the concerned parties.

**Chandigarh
06.04.2021**

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

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Shri Mohit Garu,
S/o Shri Dalip Kumar
R/o H.No.B-2/698/6E,
Chhawani Mohalla
Ludhiana.

.....Appellant

Versus

Public Information Officer
O/o Assistant Town Planner,
Municipal Corporation,
Zone-A, Ludhiana.

First Appellate Authority
Municipal Corporation,
Ludhiana.

....Respondents

AC No.3142 of 2020

Present: (i) Shri Mohit Garu, appellant
(ii) Shri Ajay Kumar, Building Inspector, Zone-A, M.C. Ludhiana
on behalf of the PIO.

ORDER:

(Heard through Video Conferencing)

1. This order may be read with reference to the order dated 13.01.2021 passed by this Bench on the previous hearing.
2. The appeal case has been heard today through V.C. in DC Office, Ludhiana. Shri Mohit Garu, appellant comes present to attend the hearing through V.C. He states that he has not received any information.
3. Shri Ajay Kumar, Building Inspector, Zone-A, M.C. Ludhiana comes present to attend the hearing through V.C.. He states that he has brought along the information already supplied vide letter dated 08.02.2021 for handing over the same to the appellant.
4. On the asking of the Bench, Shri Ajay Kumar hands over copy of the reply to the appellant. The appellant, on perusal of the information, expresses his dis-satisfaction over the reply given to him.
5. On perusal of letter dated 08.02.2021, the Bench observes that PIO Zone-A, M.C. Ludhiana has given reply to the appellant stating that RTI application of the appellant is not available with them, as such, information cannot be supplied. As such, the appellant is advised to send a copy of the RTI application to the PIO Zone A, M.C. Ludhiana.

Cont...P-2



6. The PIO, after receipt of RTI application, is directed to ensure that complete information is supplied to the appellant before the next hearing.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 06.07.2021 at 11.30 AM through V.C. in D.C. Office, Ludhiana.** The copies of the order be sent to the concerned parties.

**Chandigarh
06.04.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
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Shri Sahil Ahuja,
S/o Shri Chander Mohan Ahuja
R/o NM 604, Gopal Nagar,
Jalandhar,

..... Complainant

Versus

Public Information Officer
O/o Jalandhar Chess Association,
Jalandhar.

....Respondents

CC No.876 of 2020

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

ORDER:

(Contacted on Mobile Phone)

1. This order may be read with reference to the order dated 13.01.2021 passed by this Bench on the previous hearing.
2. The complaint case has been heard today through V.C. in DC Office, Jalandhar. Neither the complainant has come present nor any intimation has been received from the complainant.
3. Neither the PIO has come present to attend the hearing nor has deputed any of his representatives to attend the hearing nor any information has been supplied to the complainant.
4. The complainant is contacted on mobile phone. He states that no information has been received by him yet. The Bench, however, clarifies to the complainant that the status of Jalandhar Chess Association, Jalandhar will be ascertained by hearing the versions of respondent and complainant on it being public authority or not as described under the provisions of RTI Act.
5. In view of the above, the matter is adjourned. **To come up for hearing on 06.07.2021 at 11.30 AM through V.C. in D.C. Office, Jalandhar.** Copies of the order be sent to the concerned parties.

**Chandigarh
06.04.2021**

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