

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



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

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.

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

....Respondents

AC No. 1364 of 2022

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

ORDER

1. The RTI application is dated 13.09.2021 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 10.12.2021 and the second appeal was filed in the Commission on 17.03.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice of hearing was issued to the parties for 06.07.2022. Accordingly, the case has been heard today. Shri Rajesh Kumar, appellant comes present to attend the hearing in person before the Bench. He states that he has not been supplied any information, rather he has received two-three letters from GMADA to clarify certain issues related to information asked for and he has replied to them accordingly, but even then, he has received nothing from the PIO.

3. Neither the PIO has come present in person before the Bench nor through cisco webex nor he has deputed any of his representatives to attend the hearing on behalf of the PIO. Shri Gurvinder Singh is contacted on mobile phone and is made to talk to the appellant, to

Cont..P-2

whom he states that the information is to be supplied by SDO Regulatory Branch of GMADA who has been asked to supply the same.

4. The Bench observes that the information has been delayed inordinately and as per version of appellant, he has been subjected to harassment. This attitude of the PIO is viewed adversely. The PIO O/o GMADA, Mohali is issued show cause notice to explain 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 not supplying 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, the PIO is hereby given an opportunity u/s 20(1) proviso thereto for 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 proceedings against him ex-parte.

6. As per the version of the PIO, the Sub Divisional Officer, Regulatory Branch, GMADA, Mohali is impleaded as respondent No.2. He is directed to provide information to the appellant. The PIO is also directed to call the appellant to his office and allow him access to the relevant official records, in coordination with the SDO Regulatory and the information as may be identified by the appellant, be provided to him before the next hearing.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 30.08.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
06.07.2022**

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

Copy to (By Regd.Post)

**Public Information Officer, Sub Divisional Officer,
Greater Mohali Area Development Authority(GMADA), Mohali.**

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Shri Nathu Ram Sihag
S/o Shri Mahavir Sihag
R/o Village Taza Patti,
Tehsil Abohar, Distt. Fazilka.

.....Appellant

Versus

Public Information Officer
Superintendent of Police,
Vigilance and Security
O/o DGP (V&S), PSPCL,
Patiala..

First Appellate Authority-cum-
DGP (V&S), PSPCL,
Patiala.

....Respondents

AC No. 1369 of 2022

Present: (i) **Shri Nathu Ram Sihag, Appellant, in person.**
(ii) **Shri Gopal Krishan Viridi, Senior Assistant, O/o DSP (V&S), PSPCL, Patiala, on behalf of the PIO/respondent, in person.**

ORDER

1. The RTI application is dated 09.12.2021 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 28.01.2022 and the second appeal was filed in the Commission on 21.03.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice of hearing was issued to the parties for 06.07.2022. Accordingly, the case has been heard today. Shri Nathu Ram Sihag, appellant comes present to attend the hearing in person before the Bench. He states that he has not been supplied any information.
3. Shri Gopal Krishan Viridi, Senior Assistant O/o DSP (V&S) PSPCL, Patiala comes present to attend the hearing in person before the Bench. He produces before the Bench authority letter to represent the PIO. He states that a letter dated 02.06.2022 has been sent to the Hon'ble Commission with a copy of the same to the appellant stating that the appellant has asked for information about certain persons of Village Taza Patti who are reported to have

Cont..P-2

indulged in power theft. He further states that his information includes the names and addresses of the persons referred to in the RTI application which is personal information and it has been denied to the appellant as per judgment of Hon'ble Supreme Court of India in matter of PIO, Supreme Court of India vs. Subhash Chandra Aggarwal, as adopted by Govt. of Punjab vide letter dated 09.08.2021.

4. The appellant refutes the contention of the representative of PIO and states that on the one side, the PSPCL itself publishes in the newspapers whenever any power theft case is detected and he has sought information about such persons who are indulging in power theft.

5. The Bench, on perusal of the letter dated 02.06.2022 and hearing the version of the appellant, observes that the information sought by the appellant cannot be termed as personal information as it relates to corruption and shielding the persons involved in power theft. The Bench, therefore, directs the PIO to provide entire information to the appellant before the next hearing, free of cost.

6. After supplying the information, the Bench directs the PIO to file an affidavit on non-judicial 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.1369/2022 has been supplied to the appellant. It be further stated that nothing has been concealed therein and the information supplied is true and correct. Original affidavit be sent to the appellant and copy of the same be sent to the Commission for record.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 30.08.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
06.07.2022**

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

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

Shri Kuldip Singh Walia,
Sushma Joynest, Moh.1
Airport Road, Chhatt,
Zirakpur, District Mohali.

.....Appellant

Versus

Public Information Officer
O/o Chairman-cum-Managing Director,
PSPCL, Patiala.

First Appellate Authority,
O/o Chairman-cum-Managing Director,
PSPCL, Patiala.

....Respondents

AC No. 1294 of 2022

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

ORDER

1. The RTI application is dated 30.08.2021 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 08.10.2021 and the second appeal was filed in the Commission on 14.03.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice of hearing was issued to the parties for 06.07.2022. Accordingly, the case has been heard today. Shri Kuldip Singh Walia, appellant has not come present to attend the hearing in person before the Bench or through cisco webex.
3. The PIO O/o Chairman-cum-Managing Director, PSPCL, Patiala has also not come present to attend the hearing in person before the Bench or through cisco webex.
4. The Bench observes that the Deputy Chief Engineer, DS Circle, PSPCL, Mohali has written letter dated 04.05.2022 stating that Er. H.S. Oberoi, Addl.SE/Division, Zirakpur is PIO (Deemed) in this case under Section 5(4) of RTI Act and has been directed to appear in this case. However, he has failed to come present in spite of the aforesaid letter.

Cont..P-2

5. In the absence of appellant as well as the PIO, the Bench is unable to proceed further in the matter and deems it appropriate to adjourn the matter. Er. H.S. Oberoi, Addl. S.E./ Division, Zirakpur is directed to supply information to the appellant before the next hearing and ensure to come present in person before the Bench on the next hearing, failing which penal consequences shall follow.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 30.08.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
06.07.2022**

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

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Shri Sukhdhir Singh Sekhon,
Head Teacher,
Govt. Primary School, Moti Nagar,
Block Mangat-2, Chandigarh Road,
Ludhiana.

.....Appellant

Versus

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

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

....Respondents

AC No. 1264 of 2022

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

ORDER

1. The RTI application is dated 12.11.2021 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 10.01.2022 and the second appeal was filed in the Commission on 10.03.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice of hearing was issued to the parties for 06.07.2022. Accordingly, the case has been heard today. Shri Sukhdhir Singh Sekhon, appellant has not come present to attend the hearing in person before the Bench or through cisco webex.

3. Neither the PIO O/o GLADA, Ludhiana 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. However, a letter dated 19.05.2022 is available in the case file, whereby the point-wise information has been supplied to the appellant.

Cont..P-2

4. The Bench observes that no response from the appellant to the aforesaid letter is available in the case file. The appellant is, therefore, advised to point out deficiencies, If any, to the PIO and the PIO is directed to supply rectified information after removing deficiencies to be so pointed out by the appellant, before the next hearing. The appellant and PIO are also directed to come present in person before the Bench on the next hearing.

5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 30.08.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
06.07.2022**

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

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Shri Anurag Sharma
R/o Daeshmesh Nagar, Street No.3,
Sri Muktsar Sahib.

.....Appellant

Versus

Public Information Officer
O/o Deputy Commissioner,
Sri Muktsar Sahib.

First Appellate Authority-cum-
O/o Deputy Commissioner,
Sri Muktsar Sahib.

....Respondents

AC No. 1346 of 2022

Present: (i) Appellant- absent.
(ii) Shri Jaswinder Singh, Technical Officer, Markfed, Sri Muktsar Sahib
on behalf of PIO/respondent.

ORDER

(Heard through cisco webex)

1. The RTI application is dated 14.09.2021 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 24.11.2021 and the second appeal was filed in the Commission on 16.03.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice of hearing was issued to the parties for 06.07.2022. Accordingly, the case has been heard today. Shri Anurag Sharma, appellant has not come present to attend the hearing in person before the Bench or through cisco webex.

3. Shri Jaswinder Singh, Technical Officer O/o District Manager, Markfed, Sri Muktsar Sahib attends the hearing through cisco webex. He states that RTI application has been transferred to them by D.C. Sri Muktsar Sahib and further states that information relating to point No.3 of RTI application has been sent to the appellant vide letter dated 25.09.2021 and again vide letter dated 20.04.2022 by registered post.

4. On perusal of the case file, the PIO O/o District Red Cross Society, Sri Muktsar Sahib has demanded Rs.432/- from the appellant for supply of 216 pages and the appellant has

Cont..P-2

also deposited the same, but there is no document available in the case file showing that the said information has been supplied to the appellant. The PIO O/o District Red Cross Society, Sri Muktsar Sahib is directed to apprise whether the information has been supplied to the appellant or not and if not, the same be supplied to the appellant as the fee for the information stands deposited.

5. The Bench further observes that a letter dated 05.07.2022 has been received by e.mail from APIO Municipal Council, Sri Muktsar Sahib stating that the present Executive Officer has relinquished the charge on his transfer and that due to shortage of staff, the APIO is also unable to attend the hearing today and has requested for another date. He has also enclosed letter dated 07.02.2022 whereby the information on point No.2 has been supplied to the appellant.

6. The appellant is absent today. He is advised to point out deficiencies, if any, in the information supplied and ensure to come present in person before the Bench on the next hearing. He is, however, apprised, that in the present RTI application, the information sought is such that the points relate to more than one PIO. Although, as per judgment of the Commission, the same is not permissible, yet the Bench, taking exception, entertains the present appeal case and in future, he is advised to file a RTI application seeking a specific information relating only to one PIO.

7. The PIOs concerned, as mentioned above, are directed to come present in person before the Bench to attend the hearing. The PIO O/o D.C. Sri Muktsar Sahib is directed to produce before the Bench the letter vide which the RTI application has been transferred to other PIOs involved and ensure to come present in person before the Bench.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 30.08.2022 at 11.30 AM in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
06.07.2022**

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

Copy to:

- i) PIO O/o District Manager, Markfed, Sri Muktsar Sahib
- ii) PIO O/o District Red Cross Society, Sri Muktsar Sahib
- iii) PIO O/o Executive Officer, Municipal Council, Sri Muktsar Sahib.

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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

AC No.892/2022

Present: (i) **Shri Gaurav Kumar, appellant.**
(ii) **None on behalf of the PIO, GLADA, Ludhiana.**

ORDER

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 25.05.2022 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 he has been supplied information vide letter dated 25.05.2022, but the same is irrelevant and unsatisfactory.
3. Neither the PIO O/o GLADA, Ludhiana has come present to attend the hearing in person or through cisco webex. However, the information has been sent to the appellant 25.05.2022 by registered post as was stated during the previous hearing.
4. On the asking of the Bench, the appellant denies to have pointed out deficiencies in the information supplied. Thus, he is advised to point out deficiencies, if any, to the PIO.

Cont..P-2

5. The PIO is directed to supply rectified information to the appellant after removing the deficiencies, if any, pointed out by the appellant, before the next hearing. He is also directed to come present in person before the Bench on the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 30.08.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
06.07.2022**

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

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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.**

ORDER

(Heard in person/on mobile phone)

1. This order may be read with reference to the order dated 25.05.2022 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 through cisco webex. 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 appellant.
4. The Bench observes that during the last hearing also, the PIO was absent and thus, was issued show cause notice. But neither the appellant has been supplied any information nor the reply to the show cause notice has been filed. The PIO is again directed to supply information to the appellant as also to file reply to the show cause notice. He is also directed to come present in person before the Bench on the next hearing, failing which, penal consequences shall follow.

Cont..P-2

5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 30.08.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
06.07.2022**

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

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



Shri Rattan Ram
S/o Shri Kul Chand,
R/o Vill. Arnetu, PO Sadharanpur,
Tehsil Patran, District Patiala.

Versus

.....Appellant

Public Information Officer
O/o Punjab State Power Corporation
Limited (PSPCL), Badsahpur Mandi,
Tehsil Patran, Distt. Patiala.

First Appellate Authority,
O/o Punjab State Power Corporation
Limited (PSPCL), Badsahpur Mandi,
Tehsil Patran, Distt. Patiala.

...Respondents

AC No.941/2022

Present: (i) **Shri Rattan Ram, appellant, in person.**
(ii) **None on behalf of the PIO/Respondent.**

ORDER

1. This order may be read with reference to the order dated 25.05.2022 passed by this Bench during the previous hearing.
2. The case has been heard today. Shri Rattan Ram, appellant comes present to attend the hearing in person before the Bench. He states that he has not been supplied as sought by him.
3. Neither the PIO has come present in person before the Bench nor 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 appellant was absent during the previous hearing also and as such, he was issued show cause notice. Neither the appellant has been supplied any information nor the reply to the show cause notice has been filed. He is again directed to supply information to the appellant as also to file reply to the show cause notice. He is also directed to come present in person before the Bench on the next hearing, failing which, penal consequences shall follow. The PIO is also directed to supply complete information before the next hearing.

5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 30.08.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
06.07.2022**

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

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Shri Gurdhian Singh,
S/o Shri Labh Singh
R/o VPO Bhanra,
Tehsil & District Patiala.

.....Appellant

Versus

Public Information Officer

O/o Sub Divisional Officer,
Punjab State Power Corporation Ltd.
(PSPCL), Patiala.

First Appellate Authority

O/o Dy. Chief Engineer, Operation,
Punjab State Power Corporation Ltd.
(PSPCL), Patiala

...Respondents

AC No.5436/2021

Present: (i) **Shri Gurdhian Singh, Appellant.**
(ii) **None on behalf of the PIO/SDO, Sub Division, Cantt. PSPCL, Patiala, Respondent.**

ORDER

(Heard through cisco webex)

1. This order may be read with reference to the order dated 25.05.2022 passed by this Bench on the previous hearing.
2. The case has been heard today. Shri Gurdhian Singh, appellant comes present to attend the hearing through cisco webex. He states that neither he has been called to office by the PIO for inspection of records nor the remaining information has not been provided.
3. Neither the PIO O/o SDO, Sub Division, Cantt. PSPCL, Patiala, has come present in person before the Bench or through cisco webex nor he has deputed any of his representatives to attend the hearing on behalf of the PIO/Respondent. However, a letter dated 24.05.2022 has been received from the PIO vide which reply has been given to the appellant.
4. The Bench observes that during the previous hearing, the PIO was directed to file an affidavit after supply of information and show cause notice was also issued. Since the appellant denies receipt of complete information, the appellant be called to office and allowed to inspect the records so as to convince him that information as available in official records has been provided.

Cont..P-2



-2-

AC No.5436/2021

5. The PIO is also directed to file reply to the show cause notice and file an affidavit as per directions given during the previous hearings, after complying with the directions of the Bench in its entirety. The PIO is also directed to ensure to come present in person before the Bench on the next date of hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 30.08.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
06.07.2022**

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

