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Sh.Yogesh Mahajan, S/o Sh.Kuldeep Raj Mahajan,  
Opposite Water Tank, Municipal Market,  
MissionRoad,Pathankot

...Appellant

Versus

**Public Information Officer,**  
O/o XEN,  
Water Supply & Sanitation,  
Division-3, Mohali.

**First Appellate Authority,**  
O/o SE,  
Water Supply & Sanitation Circle,  
Phase-2,Mohali

..... Respondent

**Appeal Case No. 846 of 2020**

**PRESENT: None for theAppellant**  
**Ms.SimranKaur, APIO-O/o Water Supply & Sanitation Div.-3, Mohali for the**  
**Respondent**

**ORDER:**

The appellant through RTI application dated 01.11.2019 has sought information regarding Grants received/utilized in the division from 01.10.2018 to 01.11.2019 in DeraBassi, Sub Division No.2, 10 & 11-SAS Nagar, - Work order book in all divisions – comparative statements of works and other information concerning the office of Xen, Water Supply & Sanitation Division No.3, SAS Nagar. The appellant was not satisfied with the reply of the PIO dated 27.11.2019 vide which the appellant was asked to deposit Rs.2640/- as requisite fee after which the appellant filed first appealbeforethefirstappellateauthorityon27.12.2019whichtooknodecisionontheappeal.

The case has come up for hearing today through video conferencing at DAC Mohali. The appellant is absent. The appellant vide email has informed that PIO has not supplied the information despite having deposited the requisite fee of Rs.2640/- by him on 07.12.2019 as demand by the PIO vide letter dated 27.11.2019.

The respondent present pleaded that they have received the requisite fee and assured to provide the information within ten days.

The PIO is directed to supply the information to the appellant within 10 days of the receipt of this order and send a compliance report to theCommission.

To come up for compliance on **09.12.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Mohali.

**Chandigarh**  
**Dated06.10.2020**

**(KhushwantSingh)**  
**State InformationCommissioner**

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Sh.Sandeep Kumar Gupta,  
H NO-1722, Sector-14,  
Hisar.

...Appellant

Versus

**Public Information Officer,**  
O/o Department of Local Govt,  
Sector-35-A, Chandigarh.

**First Appellate Authority,**  
O/o Department of Local Govt,  
Sector-35-A, Chandigarh

..... Respondent

**Appeal Case No. 1018 of 2020**

**PRESENT: None for the Appellant**  
**Sh.Vikas Kumar, Sr. Assistant O/o Municipal Service Cell of Local Govt.Pb for**  
**the Respondent**

**ORDER:**

The appellant through RTI application dated 28.10.2019 has sought information regarding reply received from employees in response to the notices issued vide letter No.S3/DSS-MSS-2018/73244-253 and letter No.S3/DSS-MSS-2018/73255-262 dated 26.12.2018 and action taken subsequent to receipt to reply and other information concerning the office of Department of Local Govt. Punjab Chandigarh. The appellant was not provided the information after which the appellant filed first appeal before the first appellate authority on 01.12.2019 which took no decision on the appeal. After filing first appeal, the PIO vide letter dated 27.12.2019 denied the information.

The case has come up for hearing today through video conferencing at DAC Mohali. The respondent present pleaded that since the case is pending in the court, the information cannot be provided. The Commission has also received an email from the PIO stating that the information is 3<sup>rd</sup> party and is exempt u/s 8(1)(j) of the RTI Act.

I am not satisfied with the reply of the PIO since the PIO while applying exemption provisions from Section 8 has not given any reasons why this exemption has been sought.

The PIO is directed to submit a detailed reply that how the information is 3<sup>rd</sup> party and why it cannot be provided, and whether the rules as prescribed in Section 11 regarding third party information were applied before denying the information?

The case is adjourned. To come up for further hearing on **09.12.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Mohali.

**Chandigarh**  
**Dated 06.10.2020**

**(Khushwant Singh)**  
**State Information Commissioner**

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Sh.Sandeep Kumar Gupta,  
H NO-1722, Sector-14,  
Hisar.

...Appellant

Versus

**Public Information Officer,**  
O/o Department of Local Govt,  
Sector-35-A, Chandigarh.

**First Appellate Authority,**  
O/o Department of Local Govt,  
Sector-35-A, Chandigarh.

.....Respondent

**Appeal Case No. 1025 of 2020**

**PRESENT: None for theAppellant**

**Sh.Vikas Kumar, Sr. Assistant O/o Municipal Service Cell of Local Govt.Pb for  
the Respondent**

**ORDER:**

The appellant through RTI application dated 28.10.2019 has sought information regarding action taken on the directions of the High Court in CWP 1640 of 2008 and Supreme Court in CA No.17902-17905/2017 – names of the persons having diploma/degrees suspended by the directions of the high court and supreme court – action taken against the person found to be having diploma/degrees declared suspended by the courts and other information concerning the office of Department of Local Govt. Punjab Chandigarh. The appellant was not provided the information after which the appellant filed first appeal before the first appellate authority on 04.12.2019 which took no decision on the appeal. After filing first appeal, the PIO vide letter dated 27.12.2019 denied their information.

The case has come up for hearing today through video conferencing at DAC Mohali. The respondent present pleaded that since the case is pending in the court, the information cannot be provided.

Having gone through the record, the Commission observes that the PIO in his reply dated 27.12.2019 has denied the information stating that the information is 3<sup>rd</sup> party.

I am not satisfied with the reply of the PIO since the PIO has not applied his mind and has denied the information without giving any reasons.

The PIO is directed to relook at the RTI application and provide the information to the appellant as per the RTI application and send a compliance report to the Commission.

The case is adjourned. To come up for further hearing on **09.12.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Mohali.

**Chandigarh**  
**Dated 06.10.2020**

**(Khushwant Singh)**  
**State Information Commissioner**

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Sh.Nasib Singh, S/o Sh.Sawan Singh,  
R/o Near Old Police Station,  
Sohana,Distt.Mohali

...Appellant

Versus

**Public Information Officer,**  
O/o SDE,  
Water Supply & Sanitation Deptt,  
Division-2, Phase-2, Mohali.

**First Appellate Authority,**  
O/o SDE,  
Water Supply & Sanitation Deptt,  
Division-2,Phase-2,Mohali.

.....Respondent

**Appeal Case No. 1279 of 2020**

**PRESENT: Sh.Nasib Singh alongwith his counsel Sh.VishalGautam for the Appellant  
Ms.SimranKaur,APIO-WaterSupply&Sanitation Div.2 for the Respondent**

**ORDER:**

The appellant through RTI application dated 27.01.2020 has sought information regarding copy of rules/instructions for issue of water bill and other information concerning the office of SDE Water Supply and Sanitation Division No.2, Mohai. The appellant was not provided the information after which the appellant filed first appeal before the first appellate authority on 04.03.2020 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Mohali. The appellant claims that the PIO has not provided the information.

The respondent present informed that as per practice, the water bill is issued bi-monthly but there is no such rule. The PIO is directed to provide a copy of noting/order/instructions that may suggest a methodology to generate waterbills.

Regarding the point that whether there exist any instructions regarding the procedure to be followed while dispatching water bills, The PIO is directed to provide a guideline if it exists. Rest of the information sought is vague and are random queries.

The case is adjourned. To come up for further hearing on **09.12.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Mohali.

**Chandigarh**  
**Dated 06.10.2020**

**(KhushwantSingh)**  
**State Information Commissioner**

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Sh.Bhagwant Singh S/o Sh.Dharm Singh,  
H No-5748, Street NO-6-1/2,  
Guru Arjun Dev Nagar,  
Near SamralaChow,Ludhiana.

...Complainant

Versus

**Public Information Officer,**  
O/o DEO (EE),  
Moga.

.....Respondent

**Complaint Case No. 190 of 2020**

**PRESENT: Sh.Bhagwant Singh as the Complainant**  
**Mrs.Saroj, Sr. Assistant O/o DEO Moga for the Respondent**

**ORDER:**

The complainant through RTI application dated 16.12.2019 has sought information regarding action taken on implementation of ACP year 2004 and new pay scale 2006 and other information concerning the office of DEO(EE) Moga. The complainant was not provided the information after which the complainant filed a complaint in the Commission on 19.02.2020.

The case has come up for hearing today through video conferencing at DAC Moga. As per respondent, the appellant has not specified the information that he is seeking.

I have also seen the RTI application and find that the RTI application is not legible. The appellant is directed to give a fresh application with specific information that the appellant seeks and the PIO is directed to dispose off the RTI application within a period of 30 days.

The case is adjourned. To come up for further hearing on **23.11.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Moga.

**Chandigarh**  
**Dated 06.10.2020**

**(Khushwant Singh)**  
**State Information Commissioner**

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Sh H.S Hundal,  
203, Judicial Courts,  
Sector-76, mohali.(9878500082).

...Appellant

Versus

**Public Information Officer,**  
O/o Tehsildar,  
Moga.

**First Appellate Authority,**  
O/oSDM,  
Moga.

.....Respondent

**Appeal Case No. 666 of 2020**

**PRESENT: None for the Appellant**  
**None for the Respondent**

**ORDER:**

The appellant through RTI application dated 31.10.2019 has sought information regarding copy of orders designating revenue officers as Circle Revenue officer in district along with name and designation and tenures – copy of notification of Govt as per which revenue officers are appointed/designated – complete register maintained as per section 6(3) of Punjab Transparency and Accountability Act 2018 by Tehsildar Moga – details of services in which Tehsildar is the designated officer - cases of delay in services with order passed by First Appellate Authority – cases taken up suo-moto by appellate authority or by commission – letters/directions from Govt and other information concerning the office of Tehsildar Moga. The appellant was not provided the information after which the appellant filed first appeal before the first appellate authority on 01.12.2019 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Moga. Both the parties are absent.

The Commission observes that there has been an enormous delay eleven months in attending to the RTI application. The Commission has taken a serious view of this and hereby directs the PIO to provide the information and be present or be represented at the next date of hearing along with the explanation for delay in attending to the RTI application.

The case is adjourned. To come up for further hearing on **23.11.2020 at 11.00 AM** through a video conference facility available in the office of Deputy Commissioner, Moga.

**Chandigarh**  
**Dated 06.10.2020**

**(Khushwant Singh)**  
**State Information Commissioner**

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Sh H.S Hundal,  
203, Judicial Courts,  
Sector-76, mohali. (9878500082).

...Appellant

Versus

**Public Information Officer,**  
O/o Tehsildar,  
Moga.

**First Appellate Authority,**  
O/o SDM,  
Moga.

.....Respondent

**Appeal Case No. 866 of 2020**

**PRESENT: None for the Appellant**  
**None for the Respondent**

**ORDER:**

The appellant through RTI application dated 31.10.2019 has sought information regarding copy of orders designating revenue officers as circle Revenue officers in the Districts with names, designation and tenures of CROs in entire district – copy of notification/provisions of Govt as per which circle revenue officers are appointed/designated – register maintained as per section 6(3) of Punjab Transparency Act – details of services in which CRO is designated officer – details of all cases that were taken up suo moto either by appellate authority or by commission and other information concerning the office of Tehsildar Moga. The appellant was not provided the information after which the appellant filed first appeal before the first appellate authority on 01.12.2019 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Moga. Both the parties are absent.

The Commission observes that there has been an enormous delay eleven months in attending to the RTI application. The Commission has taken a serious view of this and hereby directs the PIO to provide the information and be present on the next date of hearing along with the explanation for delay in attending to the RTI application.

The case is adjourned. To come up for further hearing on **23.11.2020 at 11.00 AM** through a video conference facility available in the office of Deputy Commissioner, Moga.

**Chandigarh**  
**Dated 06.10.2020**

**(Khushwant Singh)**  
**State Information Commissioner**

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# 986, Near Dev Hotel,  
MainBazar, Moga.

...Appellant

Versus

**Public Information Officer,**  
O/o SDM,  
Moga.

**First Appellate Authority,**  
O/o SDM,  
Moga.

.....Respondent

**Appeal Case No. 1165 of 2020**

**PRESENT: None for theAppellant**  
**Mrs. Usha Rani, PIO O/o SDM Moga for the REspondent**

**ORDER:**

The appellant through RTI application dated 23.10.2019 has sought information regarding status of action taken on the application dated 15.10.2019 relating to cancellation of rapat dated 13.06.2011 and mutation no.69186 & 23095 as per decision of SDM Moga and other information concerning the office of SDM Moga. The appellant was not provided the information after which the appellant filed first appeal before the first appellate authority on 06.12.2019 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Moga. The respondent present pleaded that the appellant had earlier filed a similar appeal case No.3502/2018 for seeking exactly the same information which was disposed off by Dr.Pawan Kumar Singla, State Information Commissioner on 23.06.2020 since the information was provided and the appellant was satisfied with the reply of the PIO. The Commission has also received reply of the PIO through email which has been taken on the file of the Commission.

The appellant is absent and vide letter received in the Commission on 25.09.2020 has informed that the information is incomplete since as per order of the First Appellate Authority, the information from patwarihalkaMogaMahil Singh-1I has been provided but it is incomplete, however, the information from patwarihalkaMogaMahil Singh-1 has not been provided.

I have gone through the record and find that the appellant had earlier filed a similar appeal case for seeking exactly the same information which was disposed off by the Id bench of Dr.Pawan Kumar Singla on 23.06.2020 whereas in the certificate submitted to the Commission, the appellant has certified that no appeal or complaint has earlier been filed, pending or decided by any of the State Information Commissioner.

The appellant is directed to personally appear before the Commission on the next date of hearing and plead his case.

The case is adjourned. To come up for further hearing on **23.11.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Moga.

**Chandigarh**  
**Dated 06.10.2020**

**(KhushwantSingh)**  
**State Information Commissioner**



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Sh.Jagjit Singh,  
R/o VPO Sekha kalan,  
Tehsil Bagha Purana,  
Distt.Moga.

...Appellant

Versus

**Public Information Officer,**  
O/o DC,  
Moga.

**First Appellate Authority,**  
O/o DC,  
Moga.

.....Respondent

**Appeal Case No. 1683 of 2020**

**PRESENT: Sh.Jagjit Singh as theAppellant**  
**Sh.Gurmit Singh, Tehsildar Bagha Purana for the Respondent**

**ORDER:**

The appellant through RTI application dated 11.09.2019 has sought information regarding ownership of bir on the both sides of main road from Bhagta to Barnala road before coming into jurisdiction of Forest Department – year of including into forest department – total land in name of Sohan Singh and Sahib singh and other information concerning the office of DC Moga. The appellant was not provided the information after which the appellant filed first appeal before the first appellate authority on 16.03.2020 which took no decision on the appeal.

The case has come up for hearing today through video conferencing at DAC Moga. The respondent present pleaded that as per report collected from the NaibTehsildarSamalpur, the information that has been sought by the i.e. jamabandi of the land relating to Sohan Singh s/o Kasuria Singh of village DayalpuraBhaika Tehsil Rampurapul, relates to Tehsil RampuraPhul, District Bathinda.

The PIO has however, nor transferred the RTI application to the concerned PIO. As per appellant, the RTI application was filed to Director Land Records, Jalandhar and since the information was not provided, the appellant filed first appeal before the First Appellate Authority which transferred the same to First appellate Authority-DC Moga and the DC Moga further transferred the RTI application to TehsildarBaghapurana but the TehsildarBaghapurana has not transferred it to the concerned PIO.

The Tehsil Office Baghapurana in spite of identifying and transferring the RTI application to the concerned public authority, would possibly hold this information and got the signature of the appellant asking him to state that this information does not pertain to them but pertains to Rampuraphul, District Bathinda. The Commission has taken a very serious view of this anomaly of the PIO which is not in accordance with the RTI Act and trying to coax the appellant to write that the information does not pertain to this office.

**Appeal Case No. 1683 of 2020**

The PIO-TehsildarBaghapurana is directed to explain the reasons for holding the information and not identifying and transferring the RTI application to the concerned public authority within the time prescribed under the RTI Act.

The appellant has pleaded that this information lies with the Director of Land Records Jalandhar. I accept the plea of the appellant and implead the PIO-Land Records, Jalandhar the original office where the appellant had filed RTI application and direct the PIO-Director Land Records to provide the information and if the information does not exist, to identify the correct public authority and transfer the same to that particular authority.

The case is adjourned. To come up for further hearing on **23.11.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Moga.

**Chandigarh**  
**Dated 06.10.2020**

**(Khushwant Singh)**  
**State Information Commissioner**

**CC to : 1. Director Land Records,**  
**Kapurthala Road, Jalandhar.**

**2. Tehsildar, Bagha Purana, Distt. Moga**

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Sh.Kawal Nain Singh,  
# 62, Model Town,  
AmbalaCity.

...Appellant

Versus

**Public Information Officer,**  
O/o GMADA,  
Mohali.

**First Appellate Authority,**  
O/o EO, GMADA,  
Mohali.

..... Respondent

**Appeal Case No. 3956 of 2019**

**PRESENT: Sh.Kawal Nain Singh as theAppellant**  
**Sh.Gurvinder Singh, PIO-GMADA Mohali for the Respondent**

**ORDER:**

The appellant through RTI application dated 09.07.2019 has sought information regarding allotment of religious sites to religious bodies – allotment of sites to DeraRadha Swami Satsang Beas in SAS Nagar Mohali alongwith a copy of map of sector 76 to 80 as on 21.02.2000 and other information concerning the office of GMADA Mohali. The appellant was not satisfied with the reply of the PIO dated 02.08.2019 whereby the PIO informed the appellant that since the information is voluminous, the appellant to inspect the record on any working day and get the relevant information after which the appellant filed first appeal before the First Appellate Authority on 05.09.2019 which took no decision on the appeal.

The case was first heard on 19.02.2020. The respondent present pleaded that the information is voluminous and the PIO is on leave due to illness and has sought adjournment.

The PIO was directed to relook at the RTI application and provide point-wise information to the appellant with a copy to the Commission. The First Appellate Authority was also directed to ensure that the information is provided on all points.

On the date of the next hearing on **30.06.2020**, the respondent present pleaded that since the information is voluminous and no PIO is posted, the appellant be asked to inspect the record and get the relevant information.

Hearing both the parties, the Commission directed the respondent to bring entire case file to the Commission at the next date of hearing for the appellant to inspect therecord.

On the date of last hearing on **07.09.2020**, the respondent had brought the record. The appellant inspected some of the record and had agreed to inspect the remaining record by visiting the office of the PIO on 11.09.2020 at 11.00 AM. The PIO was directed to allow the inspection of the remaining record to the appellant and provide the relevant information as per the RTI Act.

**Appeal Case No. 3956 of 2019**

**Hearing dated 06.10.2020:**

The case has come up for hearing today through video conferencing at DAC Mohali. The appellant is present at Chandigarh and informed that the information on points 1,2,3& 8(d) has not been provided by the PIO.

Due to a VC timing glitch, the respondent could not be heard. The Commission has received a copy of letter on 23.09.2020 from the PIO-cum-Suptd.(Policy) PUDA stating that the information relating to points-1,2,3 & 8(d) does not pertain to them.

However, the PIO has not mentioned in the letter that under whose custody this information lies and has neither bothered to transfer the RTI application to the PIO of the concerned public authority.

It appears as if the PIO is dilly dallying in handling the RTI application correctly-hence I am marking this to the Chief Administrator, GMADA along with the RTI application to look at the points mentioned above and ensure that this RTI application is replied to as per the RTI Act.

To come up for further hearing on 24.11.2020 at 11.00 AM through a video conference facility available in the office of Deputy Commissioner, Mohali.

**Chandigarh  
Dated 06.10.2020**

**(Khushwant Singh)  
State Information Commissioner**

**CC to Chief Administrator,  
GMADA, Mohali**

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Sh. Arvinder Singh Bedi,  
H No-593, Phas3B-1, Mohali.

...Appellant

**Vs**

**Public Information Officer,**  
O/o PUDA,  
Mohali.

**First Appellate Authority**  
O/o PUDA,  
Mohali.

...Respondent

**Appeal Case .No. 4253 of 2019**

**PRESENT: None for the Appellant**  
**Sh. Gurvinder Singh, PIO-GMADA for the Respondent**

**ORDER:** This order should be read in continuation to the previous order.

On the date of first hearing on 11.03.2020, the appellant claimed that the PIO has not provided the information. The respondent informed that the information relates to the PIO-GMADA. The respondent had brought some information on behalf of the PIO-GMADA. However, the appellant was not satisfied with this information.

Since the GMADA was not being represented for a couple of months, the Commission directed the First Appellate Authority, GMADA to appoint a fresh PIO who can represent the organization on various hearings. A copy of the order was sent to the First Appellate Authority with the direction to ensure that this order is being complied with and the information is provided to the appellant as per RTI application.

On the date of hearing on **30.06.2020**, the appellant claimed that the PIO has not provided the information. The respondent present pleaded that the information was ready but the signing authority was on leave. The respondent however, assured to provide the information within a week.

On the date of last hearing on **07.09.2020**, the respondent present pleaded that since the earlier PIO had been transferred and he had joined as PIO recently as well as the information being voluminous, the appellant be asked to inspect the record and get the relevant information. The counsel for the appellant had agreed for the same. The appellant was directed to inspect the record by visiting the office of PIO on 17.09.2020 at 11.00 AM and get the relevant information. The PIO was directed to allow inspection of the record to the appellant and provide the relevant information as per the RTI Act.

**Hearing dated 06.10.2020:**

The case has come up for hearing through video conferencing at DAC Mohali. Due to shut down of the VC, the hearing could not take place.

Earlier order stands. The case is adjourned.

To come up for further hearing on **09.12.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Mohali.

**Chandigarh**  
**Dated 06.10.2020**

**(Khushwant Singh)**  
**State Information Commissioner**

**CC to: PIO-GMADA, Mohali**

