PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING. NEAR ROSE GARDEN. SECTOR 16, CHANDIGARH. Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in Visit us: - www.infocommpunjab.com Cisco Webex Meeting Code:15857-23975 Helpline NO.0172-2864100 (10.00 AM to 04.00 PM on working days)

Shri Karamjeet Singh, S/o Sh. Maghar Singh, # 1169, Khanna Nagar, W.No.12, Road Bye Pass, Lehragaga, District Sangrur.

.. Appellant

Versus

Public Information Officer

O/o Chairman-cum-Managing Director, PSPCL, Head Office, The Mall, Patiala.

First Appellate Authority,

O/o Chief Engineer, HRD, PSPCL, The Mall, Patiala

Public Information Officer,

O/o Chief Engineer, HQs (South Zone), PSPCL, The Mall, Patiala

Public Information Officer,

O/o Chief Engineer, Technical to Director, Admn., ,PSPCL, The Mall, Patiala.

Public Information Officer Dy. Chief Accounts Officer (P&F) **PSPCL**, Patiala.

.....Respondents

AC No.4066 of 2020

Present:

Shri Karamjeet Singh, appellant, in person before the Bench. (i)

- Shri Sandeep Gupta, Dv.Chief Engineer/PIO, Technical to Director, Admn.. (ii) PSPCL, Patiala in person before the Bench.
- (iii) Shri Anant Goyal, Law Officer/Nodal Officer, RTI, PSPCL, Patiala in person.
- (iv) Smt.Santosh Kumari, Superintendent O/o Deputy Secretary, Legal, (P&R), PSPCL Patiala, in person.

ORDER

1. This order may be read with reference to the order dated 24.08.2021 passed by

this Bench on the previous hearing.

2. The case has been heard today. The appellant comes present to attend the

hearing in person before the Bench. He reiterates his statement made during previous hearing





AC No.4066 of 2020

that only partial information has been supplied and that he is satisfied with the information on Points No.1 to 6 of his RTI application, however, the information supplied on points No.7 to 10 is misleading.

3. Shri Sandeep Gupta, Dy. Chief Engineer/PIO, Technical to Director(Admn.), PSPCL, Patiala states that information in respect of points No.1 to 6 has been supplied to the appellant vide letters dated 02.03.2020, 07.05.2021, 01.06.2021 and 10.08.2021 in consolidated form and also on 16.08.2021. He further states that an affidavit has also been filed and produces original copy of the same before the Bench. On the asking of the Bench the PIO hands over original copy of the affidavit to the appellant.

4. On the asking of the Bench, the appellant states that information supplied on point No.7 to 10 is misleading and he is not satisfied with the same. He states that information on Points No.8 & 10 is required at PSPCL level in respect of five zones whereas PIO-cum-Dy.Chief Engineer/Headquarters (South Zone), PSPCL, Patiala, can supply information only relating to him. He further states that information on point No.7 & 9 has not been received by him.

5. On the asking of the Bench, PIO-cum-Dy.Chief Engineer/Tech. to Director (Admn.), PSPCL, Patiala clarifies that information relating to five zones has to be supplied by PIO-cum-Dy.Chief Engineer/Headquarters (South Zone), PSPCL, Patiala.

6. The Bench observes that during the previous hearing, the PIO-cum-Dy.Chief Engineer/Headquarters (South Zone), PSPCL, Patiala, the PIO-cum-Dy.Chief Engineer/Tech. to Director (Admn.), PSPCL, Patiala and PIO, Dy.Chief Accounts Officer (P&F), PSPCL, Patiala were directed to supply complete information in respect of points relating to them as also to file separate affidavits on non-judicial stamp paper duly signed by the PIO and attested by the Notary Public. Whereas the PIO-cum-Dy.Chief Engineer/Tech. to Director (Admn.), PSPCL, Patiala has complied with the directions by supplying complete information and filing affidavit, the PIO-cum-Dy.Chief Engineer/Headquarters (South Zone), PSPCL, Patiala and PIO, Dy.Chief Accounts Officer (P&F), PSPCL, Patiala have not complied with the directions of the Bench.

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Cont..P-3

AC No.4066/2020

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7. The PIO-cum-Dy.Chief Engineer/Headquarters (South Zone), PSPCL, Patiala and PIO, Dy.Chief Accounts Officer (P&F), PSPCL, Patiala are issued show cause notice to explain their 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 failing to appear for the hearing and for not complying with the directions of the Bench. They are 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.

8. In addition to the written reply, the PIOs are 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. They may take note that in case they do not file the written reply and do not avail themselves of the opportunity of personal hearing on the next date fixed, it will be presumed that they have nothing to say and the Commission shall proceed to take further proceedings against them ex-parte.

9. The PIO-cum-Dy.Chief Engineer/Headquarters (South Zone), PSPCL, Patiala and PIO, Dy.Chief Accounts Officer (P&F), PSPCL, Patiala are directed to supply information on the points relating to them and file an affidavit as directed on the previous hearing. The PIOs concerned are further directed to ensure to come present in person, bringing along the entire relevant record as also the original affidavits and produce the same before the Bench on the next hearing. The PIO-cum-Dy.Chief Engineer/Tech. to Director (Admn.), PSPCL, Patiala and Deputy Secretary, P&R, PSPCL, Patiala are exempted from further appearance. The Nodal Officer is also directed to coordinate with the concerned PIOs and ensure that the directions of the Bench are complied with.

10. With the aforesaid directions, the matter is adjourned. To come up for hearing on 28.02.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of order be given to the concerned parties.

Chandigarh 06.12.2021

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

Copy to (By Regd. Post):

PIO-cum-Dy.Chief Engineer/Headquarters (South Zone), PSPCL, Patiala; PIO-cum-Dy.Chief Accounts Officer (P&F), PSPCL, Patiala.

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Shri Tejinder Singh, Advocate Civil Court, Tehsil Complex, Backside Sanih Kender. Phillaur, District Jalandhar.

Versus

.....Appellant

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

First Appellate Authority-cum-

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

....Respondents

AC No.1177 of 2021

Present: (i) Shri Teiinder Singh, Appellant (ii) Shri Narinderpal Singh, Clerk on behalf of the PIO, GLADA, Ludhiana, in person.

ORDER:

(Heard in person/through Cisco Webex)

1. This order may be read with reference to the order dated 24.08.2021 passed by this Bench on the previous date of hearing.

2. The case has been heard today in Commission's office at Chandigarh. Shri Tejinder Singh, appellant attends the hearing through Cisco Webex.

3. Shri Narinderpal Singh, Clerk O/o GLADA, Ludhiana comes present to attend the hearing in person before the Bench in person. He states that the information has been supplied to the appellant on 22.06.2021.

4. The appellant Shri Tejinder Singh states that information on point No.1 to 3 has not been supplied and the information supplied on point No.4 is misleading. He further states that he had pointed out deficiencies to the PIO on 05.10.2021 and had also handed over photographs of unauthorised colonies to the Estate Officer Shri Gulshan Kumar. He has also deposited Rs.160/- as demanded by the PIO but no information has been provided after addressing the Cont...P-2 deficiencies.



AC No.1177/2021

5. The Bench observes that the PIO has also not filed reply to the show cause notice and the representative of PIO attending the hearing today is unaware of the case. The Bench takes serious note of the same.

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6. The PIO is again directed to supply the complete information to the appellant and file reply to the show cause notice before the next hearing as also to ensure to come present before the Bench on the next hearing.

7. With the aforesaid directions, the matter is adjourned. To come up for hearing on 28.02.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Chandigarh 06.12.2021 Sd/-(Lt Gen Ajae Kumar Sharma (Retd)) State Information Commissioner, Punjab PUNJAB STATE INFORMATION COMMISSION RED CROSS BUILDING, NEAR ROSE GARDEN, SECTOR 16, CHANDIGARH. Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in Visit us: - <u>www.infocommpunjab.com</u> Helpline No.0172-2864100(10.00 AM to 04.00 PM on working days)

Shri Satvinder Singh, #2778/7, Sector-61, S.A.S.Nagar (Mohali).

.....Appellant

Versus

Public Information Officer

O/o Estate Officer, Greater Mohali Area Development Authority(GMADA) S.A.S.Nagar (Mohali).

First Appellate Authority-cum-O/o Estate Officer, Greater Mohali Area Development Authority(GMADA) S.A.S.Nagar (Mohali).

....Respondents

AC No.1139 of 2021

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

ORDER:

1. This order may be read with reference to the order dated 24.08.2021 passed by this Bench on the previous date of hearing.

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

3. The PIO has also not come present to attend the hearing in person before the Bench. The Bench observes that the PIO has failed to attend the hearing for the third consecutive time today. The Bench further observes that PIO has not complied with the directions of the Bench as neither he has filed reply to the show cause notice nor has sent any evidence for having deposited the amount of penalty imposed on 24.08.2021.





AC No.1139/2021

4. Giving another opportunity, the PIO is 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. PIO is also directed to come present in person before the Bench to attend the next hearing.

5. With the aforesaid directions, the matter is adjourned. To come up for hearing on 28.02.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Chandigarh 06.12.2021 Sd/-(Lt Gen Ajae Kumar Sharma (Retd)) State Information Commissioner, Punjab

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Shri Jagjit Singh, R/o Aman Nagar, Street No.3, Backside Green Land School, Near Jalandhar By-pass, Ludhiana.

...Appellant

Versus

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

First Appellate Authority-cum-O/o Commissioner, Municipal Corporation, Ludhiana.

....Respondents

Appeal Case No. 1121 of 2020

PRESENT :(i)Shri Jagjit Singh, Appellant.(ii)Shri Davinder Singh, Draftsman, Zone-A, O/o MC, Ludhiana
in person before the Bench at Chandigarh.

ORDER:

(Heard in person/ through Cisco Webex)

1. This order may be read with reference to the order dated 15.09.2021 passed by this Bench on the previous date of hearing.

2. Shri Jagjit Singh, appellant comes present to attend the hearing through Cisco Webex.

3. Shri Davinder Singh, Draftsman comes present to attend the hearing in person before the Bench on behalf of the PIO. He reiterates the statement made during the previous hearing that complete information has been sent to the appellant vide letter dated 28.06.2021 by registered post and again vide letter dated 13.09.2021.

4. Shri Jagjit Singh, appellant, on the asking of the Bench, states that the reply sent by the PIO is not to his satisfaction as the same has not been supplied addressing the issues raised by him in his RTI application.



AC No.1121/2020

5. Shri Devinder Singh, representative of the PIO states that the information as available in the official records has been supplied to the appellant. He also produces an affidavit to this effect. The Bench, after examination of the affidavit, observes that it is not on non-judicial stamp paper.

6. Post deliberations with the appellant and the representative of the PIO, the Bench directs the PIO call the appellant to his office and allow the appellant access to the official records. The information as may be identified by the appellant, after inspection of records, be supplied by the PIO before next hearing. The PIO is also directed to file reply to the show cause notice and come present in person before the Bench and bring along the entire relevant records along with the information supplied and produce the same before the Bench. The PIO is also directed to file a fresh affidavit as the one presented before the Bench today is not on non-judicial stamp paper.

7. With the aforesaid directions, the matter is adjourned. To come up for hearing on 28.02.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of the order be sent to the concerned parties.

Chandigarh 06.12.2021 Sd/-(Lt Gen Ajae Kumar Sharma, (Retd)) State Information Commissioner, Punjab

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Shri Kulwinder Singh, S/o Shri Surjit Singh, R/o H. NO.162, Near Khakh Patti, Gurudwara, Gobindgarh, P.O:Jugiana, Distt:Ludhiana.

.....Appellant

PSIC

Versus

Public Information Officer O/o SDO,

PSPCL, Sahnewal, Distt:Ludhiana.

First Appellate Authority O/o Engineer in Chief/DS, Central, PSPCL, Ludhiana.

.Respondents

AC No.784 of 2021

Present: (i) Shri Ramandeep Singh Ahluwalia on behalf of the appellant. (ii) Shri Kulwinder Singh, Addl.S.E. Estate Division, Special,, PSPCL, the respondent.

<u>ORDER</u>

1. This order may be read with reference to the order dated 15.09.2021 passed by this Bonch on the provinue bearing

this Bench on the previous hearing.

2. The case has been heard today in Commission's office at Chandigarh. The appellant has authorized Shri Ramandeep Singh Ahluwalia to attend the hearing on his behalf. The representative of the appellant comes present to attend the hearing in person before the Bench.

3. Shri Kulwinder Singh, Additional S.E /APIO, Estate Division, Special, PSPCL, Ludhiana comes present to attend the hearing in person before the Bench. He states that the inspection of the records was got done on 20.08.2021 and the information as available has been provided to the appellant.

4. The representative of appellant Shri Ramandeep Singh Ahluwalia states that the appellant had requested for disconnecting an electricity connection in respect of account No.3002617271. The same was done, however, it was again restored without the knowledge of



AC No.784/2021

the appellant and a bill of approximately Rs.60,000/- has been shown outstanding against him. Thus, the appellant has sought the copies of documents on the basis of which, the said connection was restored.

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5. On the asking of the Bench, the APIO states that the record relates back to the year 2006 and is not traceable in Sub Division, PSPCL, Sahnewal and that a committee has been constituted on 29.11.2021 to trace out the related records and to submits its report in this regard.

6. Post deliberations, the Bench directs the PIO to supply complete information as available to the appellant and thereafter, 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 has been supplied to the appellant. It be further clarified that a part of information relates to the year 2006 and is not traceable. A committee was constituted on 29.11.2021 to trace out the related records and submits its report and the date of submission of report and crux of its findings be mentioned therein. It be further stated that the statement made is true and correct. The original affidavit along with the copy of information supplied, original record including the findings of committee be brought along and produced before the Bench on the next hearing.

7. With the aforesaid directions, the matter is adjourned. To come up for hearing on 28.02.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of the orders be sent to the concerned parties.

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

Chandigarh 06.12.2021



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Shri P.S.Sodhi S/o Late Sh.S.S. Sodhi #20-B, Shantipura, Jalandhar-144001.

...Appellant

Versus

Public Information Officer

O/o Superintending Engineer, Punjab State Power Corpn. Ltd.(PSPCL) H.Q., Jalandhar.

First Appellate Authority-cum-

Deputy Chief Engineer, Punjab State Power Corpn. Ltd. (PSPCL), Jalandhar.

....Respondents

AC No. 2753 of 2021

Present:	(i)	Shri P.S. Sodhi, appellant
	(ii)	Shri Devinderpal Singh, Sr. XEN, PSPCL, Model Town, Jalandhar,
		on behalf of the PIO/Respondent

ORDER:

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 15.09.2021 passed by this Bench on the previous date of hearing.

2. The case has been heard today. The appellant Shri P.S. Sodhi comes present to attend the hearing through Cisco Webex.

3. Shri Devinderpal Singh, Sr. XEN, PSPCL, Model Town, Jalandhar comes present to attend the hearing through cisco webex on behalf of the PIO. Due to disturbance in connectivity through Cisco Webex, he is contacted on mobile phone. He states that the appellant was supplied information on 06.04.2021 and then on 14.09.2021 and that an intimation has also been sent to the Hon'ble Commission vide e.mail on 15.09.2021 and 30.09.2021. He further states that reply to the show cause notice has been filed by PIO vide letter dated 04.10.2021.



AC No.2753/2021

4. Due to disturbance in cisco webex connectivity, the appellant Shri P.S. Sodhi is also contacted on mobile phone. He is apprised of the version of representative of PIO. He states that the information supplied is incomplete and misleading and he is not satisfied with the information supplied.

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5. Post deliberations, the PIO are directed to call the appellant to office of PSPCL on 12.12.2021 at 12.00 noon and allow him access to the relevant official records. The appellant, after inspection of the records, will identify the information as required by him, and the same will be provided by the PIO before the next hearing. Shri Devinderpal Singh, Sr.XEN is directed to contact the appellant to facilitate him to inspect the relevant records.

In view of the reply filed by the PIO to the show cause notice vide letter dated
04.10.2021, the same is hereby dropped.

7. With the aforesaid directions, the matter is adjourned. To come up for hearing on 28.02.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copies of order be given to the concerned parties.

Chandigarh 06.12.2021 Sd/-(Lt Gen Ajae Kumar Sharma (Retd)) State Information Commissioner, Punjab

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Shri H.S. Hundal, Advocate # 203, Judicial Courts, Sector-76, SAS Nagar(Mohali).

.....Appellant

Versus

Public Information Officer

O/o Regional Transport Authority, Faridkot.

First Appellate Authority-cum-, State Transport Commissioner, Pb. Sector-17B, Chandigarh.

...Respondents

AC No.4192/2019

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

ORDER:

1. This order may be read with reference to the order dated 03.08.2021 passed on the previous hearing.

2. The case has been heard today in Commission's office at Chandigarh.The appellant Shri H.S. Hundal has not comes present to attend the hearing in person before the Bench.

3. Neither the PIO has come present nor he has deputed any of his representatives to attend the hearing in person before the Bench. However, a letter dated 03.12.2021 has been received by e.mail from PIO O/o Secretary, R.T.A. Faridkot stating that the information has been supplied to the appellant vide letter dated 21.05.2021. He has further requested for giving another date on account of his inability to attend the hearing due to a marriage in his relation.

4. On perusal of the case file, the Bench observes that the PIO has not filed reply to the show cause notice issued on 25.08.2020.



AC No.4192/2019

5. The PIO is again directed to file reply to the show cause notice. He is also directed to come present in person and bring along the entire relevant records as also the postal receipt for having supplied the information to the appellant by registered post and produce the same before the Bench on the next date of hearing.

6. With the aforesaid directions, the matter is adjourned. To come up for hearingon 28.02.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh. Copiesof order be given to the concerned parties.

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

Chandigarh 06.12.2021 -2-