

**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 (10.00 AM to 04.00 PM on working days)



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.2812 of 2020

Present:

- (i) Ms. Sukhjinder Kaur, Advocate, on behalf of appellant
- (ii) Shri Rajinder Kumar, SDO, Zone-A, M.C. Ludhiana
- (iii) Shri Harjit Singh, SDO B&R, Zone-B on behalf of PIO, Zone-B & C, M.C. Ludhiana in person before the Bench.
- (iv) Shri Rajinder Kumar, Clerk, Zone-D, M.C. Ludhiana.

ORDER:

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 23.03.2021 passed by this Bench on the previous hearing.
2. The case has been heard today through Cisco Webex. Ms. Sukhjinder Kaur, Advocate attends the hearing on behalf of the appellant.
3. Shri Rajinder Kumar, SDO, M.C. Zone-A, Ludhiana attends the hearing on behalf of the PIO through Cisco Webex. He states that the information has been supplied to the appellant relating to Zone-A on 25.02.2021 & again on 31.05.2021. Shri Harjit Singh, SDO B&R, Zone-B attends the hearing on behalf of PIOs, Zone-B & C. He states that he has brought along the relevant records and the information to be handed over to the appellant. He further states that reply to the appellant has been sent by Zone-B & C earlier. Shri Rajinder Kumar, Clerk attends the hearing on behalf of PIO Zone-D through Cisco Webex. He states that reply has been sent vide letter dated 07.01.2021.

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4. On the asking of the Bench, Ms. Sukhjinder Kaur, representative of the appellant states that the appellant is satisfied with the information on points No.1 & 2, but the information on remaining point No.3 is to be supplied by all the Zones of M.C. Ludhiana.

5. After deliberations, the Bench directs the PIOs of Zones-A, B, C & D of M.C. Ludhiana to call the appellant to their office by tying up with him and allow him access to the relevant official records and supply complete information to the appellant on Point No.3 before the next hearing. The PIOs of all the Zones are directed to attend the next hearing in person before the Bench.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 25.08.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
08.06.2021**

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

Copy to:

1. **PIO, B&R Branch, Zone-A,
Municipal Corporation, Ludhiana**
2. **PIO, B&R Branch, Zone-B,
Municipal Corporation, Ludhiana**
3. **PIO, B&R Branch, Zone-C,
Municipal Corporation, Ludhiana**
4. **PIO, B&R Branch, Zone-D,
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.2816 of 2020

Present: (i) **Ms. Sukhjinder Kaur, Advocate, on behalf of appellant**
(ii) **None on behalf of the PIO.**

ORDER:

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 23.03.2021 passed by the Bench on the previous hearing.
2. The appeal case been heard today through Cisco Webex. Ms. Sukhjinder Kaur, attends the hearing through Cisco Webex on behalf of the appellant. She states that information has been received on 22.03.2021 which is not legible and as such, complete and legible copy of the information be supplied by the PIO.
3. Neither the PIO has come present to attend the hearing nor he has deputed any of his representatives to attend the hearing through Cisco Webex. The PIO had also not attended the previous hearing. This indifferent attitude of the PIO is viewed adversely.
4. The PIO/ATP, Zone-A, M.C. 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-compliance of the directions of Commission. 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.

Cont..P-2



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AC No.2816/2020

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. The PIO is directed to supply complete and legible copy of information duly attested to the appellant before the next hearing.

7. In view of the above, the matter is adjourned. **To come up for hearing on 25.08.2021 at 11.30 AM before the Bench in Commission's Office at Chandigarh.**

Copies of the order be sent to the concerned parties.

**Chandigarh
08.06.2021**

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

Copy to (By Regd.Post)

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

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Shri Jai Pal Singh,
S/o Shri Nihala Ram
R/o Plot No.22, Gali No.2,
Inder Vihar Colony,
Near Balaji Mandir,
Noorwal Road, Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Chief Engineer,
Punjab State Power Corporation Ltd.
East Division, Ferozepur Road,
Ludhiana.

First Appellate Authority

O/o Chief Commissioner,
Punjab State Power Corporation Ltd,
Sarabha Nagar, Ludhiana.

....Respondents

AC No.118 of 2021

Present: (i) Appellant - absent
(ii) Shri Baljinder Singh Sidhu, Addl.S.E./PIO, PSPCL, Ludhiana.

ORDER:

(Heard through Cisco Wbex/on Mobile Phone)

1. This order may be read with reference to the order dated 23.03.2021 passed by the Bench on the previous hearing.
2. The case has been heard today through Cisco Webex. The appellant Shri Jai Pal Singh, has not come present to attend the hearing through Cisco Webex.
3. Shri Baljinder Singh Sidhu, Addl. S.E./PIO, PSPCL, Ludhiana comes present to attend the hearing through Cisco Webex but due to some technical problem his voice is inaudible through Cisco Webex, he is contacted on mobile phone. He states that the appellant was provided information vide letter dated 03.12.2020 and again on 19.02.2021. He also refers to an Appeal Case No.1040/2020 pending with the Bench of Ld. State Information Commissioner, Shri Asit Jolly, stating that the information sought therein is the same as in the present appeal case. On enquiring from him, he gives the contact No. of one Ms. Deepti Saluja, representative of the appellant.

Cont..P-2



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AC No.118/2021

4. Ms. Deepti Saluja, representative of the appellant is contacted on mobile phone. She is apprised of the version of the PIO and further, about the pendency of appeal case no.1040/2020 with the Bench of Ld. SIC Shri Asit Jolly. She states that the said RTI applicant is different than the present one and is not to be linked with that. She further states that the appellant is not satisfied with the information supplied.

5. The Bench advises the representative of the appellant to point out deficiencies in the information supplied to the PIO and the PIO will ensure to supply the rectified information after removing deficiencies before the next hearing.

6. With the afore said directions, the matter is adjourned. **To come up for hearing on 25.08.2021 at 11.30 AM before the Bench in Commission's Bench at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
08.06.2021**

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

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

.....Appellant

Versus

Public Information Officer
O/o Addl. Chief Secretary,
Housing & Urban Development
Department, PUDA Bhawan,
S.A.S.Nagar (Mohali).

First Appellate Authority
O/o Addl. Chief Secretary,
Housing & Urban Development
Department, PUDA Bhawan,
S.A.S.Nagar (Mohali).

....Respondents

AC No.77 of 2021

Present: (i) **Ms. Sukhjinder Kaur, Advocate, on behalf of appellant**
(ii) **None on behalf of the PIO.**

ORDER:

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 23.03.2021 passed by the Bench on the previous hearing.
2. The appeal case been heard today through Cisco Webex. Ms. Sukhjinder Kaur, attends the hearing on behalf of the appellant. She states that no information has been supplied by the PIO so far.
3. Neither the PIO has come present to attend the hearing nor has deputed any of his representative to attend the hearing through Cisco Webex. The PIO had also not attended the previous hearing. This indifferent attitude of the PIO is viewed adversely.
4. The PIO, O/o Addl. Chief Secretary to Govt. of Punjab, Department of Housing & Urban Development, PUDA Bhawan, Sector-62, Mohali 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-compliance of the directions of Commission. 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.

Cont..P-2



-2-

AC No.77/2021

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. The PIO is also directed to supply complete information duly attested to the appellant before the next hearing.

7. In view of the above, the matter is adjourned. **To come up for hearing on 25.08.2021 at 11.30 AM before the Bench in Commission's Office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
08.06.2021**

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

Copy to (By Regd. Post)

Public Information Officer
O/o Addl. Chief Secretary,
Housing & Urban Development
Department, PUDA Bhawan,
S.A.S.Nagar (Mohali).

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Shri Gagandeep Singh Threke,
(Social RTI Activist)
H.No.208,Aryan Enclave,
Main Sua Road,
Near Gita Mandir Chowk,
Ludhiana-142028.

.....Appellant

Versus

Public Information Officer

O/o Sr. Executive Engineer, Operations,
Agar Nagar Division,
Punjab State Power Corporation Ltd.
Ludhiana.

First Appellate Authority

O/o Chief Engineer,
Operational (Central),
Punjab State Power Corporation Ltd,
Ludhiana.

....Respondents

AC No.17 of 2021

Present: (i) Shri Gagandeep Singh, Appellant
(ii) None on behalf of the PIO.

ORDER:

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 23.03.2021 passed by the Bench on the previous hearing.
2. The appeal case been heard today through Cisco Webex. Shri Gagandeep Singh Threke, appellant attends the hearing through Cisco Webex. He states that no information has been supplied by the PIO so far.
3. Neither the PIO has come present to attend the hearing nor has deputed any of his representatives to attend the hearing through Cisco Webex. The PIO had also not attended the previous hearing. He has also not sent any information to the appellant. This indifferent attitude of the PIO is viewed adversely.

Cont..P-2



-2-

AC No.17/2021

4. The PIO, O/o Sr. Executive Engineer, Operations, Agar Nagar Division, Punjab State Power Corporation Ltd., 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-compliance of the directions of Commission and non supply of the 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. The PIO is directed to supply complete information duly attested to the appellant before the next hearing.

7. In view of the above, the matter is adjourned. **To come up for hearing on 25.08.2021 at 11.30 AM before the Bench in Commission's Office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
08.06.2021**

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

Copy to (By Regd. Post)

Public Information Officer
Sr. Executive Engineer, Operations,
Agar Nagar Division,
Punjab State Power Corporation Ltd.,
Ludhiana

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Shri Harjinder Singh,
S/o Shri Raghvir Singh,
R/o Village Danewala Satkosi,
Tehsil Abohar, District Fazilka.

.....Appellant

Versus

Public Information Officer

O/o Tehsildar, Abohar,
District Fazilka.

Public Information Officer

O/o Assistant Food & Supplies Officer
Khuhian Sarvar, District Fazilka.

First Appellate Authority

O/o Sub Divisional Magistrate,
Abohar, District Fazilka.

....Respondents

AC No.83 of 2021

Present:

- (i) Appellant - absent
- (ii) Shri Ravinder Brar, Assistant Food & Supplies Officer,
Khuhian Sarvar, Distt. Fazilka on behalf of the PIO.

ORDER:

(Heard through Cisco Webex/On Mobile Phone)

1. This order may be read with reference to the order dated 23.03.2021 passed by the Bench on the previous hearing.
2. The appeal case been heard today through Cisco Webex. Shri Harjinder Singh, appellant has not come present to attend the hearing through Cisco Webex.
3. Shri Ravinder Brar, Assistant Food & Supplies Officer/PIO, Khuhian Sarvar, District Fazilka attends the hearing through Cisco Webex. He states that the information has been supplied to the appellant vide letter dated 22.03.2021, delivered to him by hand on 23.03.2021.
4. The appellant Shri Harjinder Singh is contacted on mobile phone repeatedly, but his phone is found continuously engaged.

Cont..P-2



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AC No.83/2021

5. The Bench, on perusal of the case file, finds that a letter of the appellant received in the Commission on 30.04.2021 is available in which the appellant has stated that the information supplied is incomplete and he is not satisfied with the information supplied. He has also shown his inability to attend the hearing at Chandigarh, being a handicapped person.

6. The appellant is now advised to point out deficiencies to the Assistant Food & Supplies Officer, Khuhian Sarvar, District Fazilka also as the letter sent to the Commission has not been addressed to the PIO. The PIO is directed to supply complete rectified information after removing deficiencies to the appellant before the next hearing.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 25.08.2021 at 11.30 AM before the Bench in Commission's Bench at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
08.06.2021**

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