

**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.0172-2864116(From 10.00 AM to 04.00PM on working days)



Shri Gurmej Lal,
R/o H.No.6375, Street No.16,
Guru Gobind Singh Nagar,
Backside Bachan Gas Agency,
Near Mair Di Chakki, 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.1011 of 2020

Present: (i) Shri Gurmej Lal, Appellant.
(ii) Shri Navneet Singh, Building Inspector (Tech.), Municipal Corporation,
Zone-B, Ludhiana on behalf of the PIO.

ORDER:

(Heard through Video Conferencing)

1. This order may be read with reference to the order dated 21.07.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in D.C. Office, Ludhiana. Shri Gurmej Lal, appellant states that he has not been provided any information.
3. Shri Navneet Singh, Building Inspector comes present on behalf the PIO to attend the hearing. He states that he has brought along with him the information and on the asking of the Bench, he hands over the same to the appellant during the hearing.
4. The appellant requests for directing the PIO to give him an affidavit as was directed by the Bench during previous hearing.
5. As per direction given by the Bench on the previous date of hearing, the PIO is directed to file an affidavit in this regard within seven days. Original affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.



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AC No.1011/2020

6. With the aforesaid directions, **the appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
08.09.2020**

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

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Near Mair Di Chakki, 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.1016 of 2020

Present: (i) Shri Gurmej Lal, Appellant.
(ii) Shri Satish Kumar, PIO, Zone-C, Municipal Corporation, Ludhiana.

ORDER:

(Heard through Video Conferencing)

1. This order may be read with reference to the order dated 21.07.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in D.C. Office, Ludhiana. Shri Gurmej Lal, comes present to attend the hearing. He states that he has been provided some information, however, he is not satisfied with the information given.
3. Shri Satish Kumar, PIO Municipal Corporation Zone-C, Ludhiana comes present to attend the hearing. He states that the information as exists in the official records has been provided to the appellant and he has also brought along with him the affidavit, as directed on the previous hearing. On the asking of the Bench, he hands over the same to the appellant during the hearing.
4. PIO is directed to send a photocopy of the affidavit to the Commission for record.
5. With the aforesaid directions, **the appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

Chandigarh
08.09.2020

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

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Shri Jasbir Singh,
R/o Guru Nanak Colony,
Village Bolapur Jhabewal
PO Ramgarh, Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer
O/o State Transport Commissioner,
Punjab, Sector-17, Chandigarh.

First Appellate Authority
O/o State Transport Commissioner,
Punjab, Sector-17, Chandigarh.

Public Information Officer
O/o Secretary, Regional
Transport Authority, Ludhiana

....Respondents

AC No.771 of 2020

- Present:**
- (i) Appellant - absent.
 - (ii) Shri Piara Singh, PIO O/o State Transport Commissioner, Punjab, Chandigarh, PIO in person before the Bench.
 - (iii) Shri Manish Kumar, Section Officer, PIO O/o Secretary, RTA Ludhiana

ORDER:

(Heard through Video Conferencing)

1. This order may be read with reference to the order dated 21.07.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C.. in D.C. Office, Ludhiana. The appellant has not come present to attend the hearing through V.C.
3. Shri Manish Kumar, PIO O/o Secretary, R.T.A. Ludhiana comes present to attend the hearing. He states that complete information has been supplied to the appellant vide letter dated 01.09.2020.
4. Since Shri Jasbir Singh, appellant is absent, he is contacted through mobile phone. He confirms to having received the information and gives his consent to close the case.
5. In view of the above, no further cause of action is left in the matter. **The appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

Chandigarh
08.09.2020

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

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Shri Jasbir Singh,
R/o Guru Nanak Colony,
Village Bolapur Jhabewal
PO Ramgarh, Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer
O/o Secretary,
Regional Transport Authority,
Ludhiana.

First Appellate Authority
O/o State Transport Commissioner,
Punjab, Sector-17, Chandigarh.

....Respondents

AC No.770 of 2020

Present: (i) **Appellant- absent.**
(ii) **Shri Manish Kumar, Section Officer, PIO O/o Secretary, RTA Ludhiana**

ORDER:

(Heard through Video Conferencing)

1. This order may be read with reference to the order dated 21.07.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in the office of D.C. Ludhiana. The appellant has not come present to attend the hearing through V.C. He is contacted on mobile phone. He states that information regarding point no 1,2, & 4 has been received. Information on Point No.3 is still to be provided.
3. Shri Manish Kumar, Section Officer O/o Secretary, R.T.A. Ludhiana attends the hearing through V.C. He states that the point-wise information has been supplied to the appellant vide letter dated 31.07.2020.
4. On the asking of the Bench regarding the version of appellant, the PIO states that information regarding point No.3 has separately been supplied vide letter dated 07.07.2020.
5. The appellant is apprised of the version of the PIO. He requests that PIO be directed to send another copy of the same to him. Accordingly, the PIO is directed to send a copy of the said letter again to the appellant by registered post.
6. With the aforesaid directions, the appeal case is **disposed off and closed**. Copies of the order be sent to the concerned parties.

**Chandigarh
08.09.2020**

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

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Shri Jasbir Singh,
R/o Guru Nanak Colony,
Village Bolapur Jhabewal
PO Ramgarh, Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Principal Secretary to
Government of Punjab,
Department of Local Govt.,
Punjab Civil Sectt.-2, Chandigarh.

First Appellate Authority

O/o Principal Secretary to
Government of Punjab,
Department of Local Govt.,
Punjab Civil Sectt.-2, Chandigarh.

....Respondents

AC No.4031/2019 along with AC No.3963 of 2019

- Present:**
- (i) Appellant -absent
 - (ii) Sh.Jaswinder Singh, Senior Assistant O/o Director, Local Govt. Pb. Chd.
On behalf of the PIO, in person in Commission's Office, Chandigarh.
 - (iii) Shri Navrang Singh, Fire Officer, O/o Municipal Corporation, Ludhiana.

ORDER:

(Heard Through Video Conferencing)

1. This order may be read with reference to the order dated 21.07.2020 passed by this Bench on the previous date of hearing.
2. The case was scheduled to be heard today through V.C. at DC Office, Ludhiana. The appellant has not come present to attend the hearing through V.C.
3. Sh. Jaswinder Singh, Senior Assistant, O/o Director, Local Govt., Punjab comes present in person before the Bench in Commission's office at Chandigarh, on behalf of the PIO. He produces before the Bench letter dated 10.08.2020 wherein the copies of letters dated 12.12.2019 regarding report sent by the PIO to D.C. Ludhiana and the letter dated 17.03.2020, wherein the reply has been given by the Municipal Town Planner, Municipal Corporation, Ludhiana to the Commission with a copy to the appellant.
4. Shri Navrang Singh, Fire Officer, O/o Municipal Corporation, Ludhiana attends the hearing through V.C. He confirms the actions taken by Fire Wing of Municipal Corporation, Ludhiana as mentioned in the report sent by the Municipal Corporation, Ludhiana to the Deputy Commissioner, Ludhiana vide letter 12.12.2019.



5. The appellant is contacted on mobile phone and he is made to talk to the representative of the PIO Shri Jaswinder Singh who explains to him the entire information supplied.

6. The Bench peruses the letter dated 10.08.2020 containing the information supplied and on examining the same, the Bench is of the opinion that the appellant has been supplied information adequately. It emerges that the action taken by the Public Authority on the complaint made by the appellant stands out clearly in the documents provided to him.

7. In view of the above, no further action is called for in the matter. The appeal cases are **disposed off and closed**. Copies of the order be sent to the parties concerned.

**Chandigarh
08.09.2020**

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

Copy to:

1. Public Information Officer O/o Deputy Commissioner, Ludhiana, to attend the hearing through V.C. in DC Office Ludhiana on the above said date and time.
2. Ms. Monika, Municipal Town Planner/PIO, O/o Commissioner, Municipal Corporation, Ludhiana to attend the hearing through V.C. on the above said date & time.
3. PIO O/o Senior Town Planner, O/o Director, Local Government, Punjab, Sector-35, Chandigarh to attend the hearing in person in Commission's office at Chandigarh.

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Sh.Parkash Singh Chugh,
R/o 1057/2, Opposite Dera Kalsian,
Millar Ganj, Ludhiana.

.....Complainant.

Versus

Public Information Officer

O/o State Transport Commissioner,
Punjab, Chandigarh.

Remanded Back to

First Appellate Authority
O/o State Transport Commissioner,
Punjab, Chandigarh.

....Respondents

CC No. 464 of 2020

Present: (i) **Shri Parkash Singh Chugh, Complainant.**
(ii) **Shri Piara Singh, PIO O/o State Transport Commissioner, Punjab, Chandigarh, PIO in person before the Bench.**

ORDER:

(Heard through Video Conferencing)

1. The RTI application is dated 13.06.2020 vide which the appellant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 21.07.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 08.09.2020 by the Commission through Video Conferencing facility in the office of D.C. Ludhiana.
3. The case has been heard today through V.C. in DC Office, Ludhiana. Shri Parkash Singh Chugh, complainant comes present to attend the hearing. He states that he has not received any information.
4. Shri Piara Singh, PIO comes present and states that the complainant has sought information regarding the action taken on complaints made against Shri Ravinder Singh, Clerk working in office of Secretary, R.T.A. Ludhiana.
5. From perusal of the record as available on the file, it is ascertained that the complainant has not availed the provision of the Section 19(1) of the RTI Act by filing an appeal with the First Appellate Authority (FAA). As such the FAA has not been able to address the grievances of the complainant.
6. It must be noted that there is an alternate and efficacious remedy of First Appeal available under Section 19(1) of the RTI Act. It appears that the complainant has failed to avail the same in the instant case.

Cont...P-2



-2-

CC No.464/2020

7. In view of the aforesaid, the instant matter is remanded to the First Appellate Authority. The Commission hereby directs the FAA to treat the copy of the Complaint (enclosed herewith) as the First Appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. In case, the complainant is not satisfied with the decision of the First Appellate Authority (FAA), he is at liberty to file second appeal with Punjab State Information Commission in accordance with the provisions of the RTI Act, 2005.

8. In view of the above, **the case is disposed off and closed.** Copy of the order be sent to the parties.

**Chandigarh
08.09.2020**

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

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Sh.Parkash Singh Chugh,
R/o 1057/2, Opposite Dera Kalsian,
Millar Ganj, Ludhiana.

.....Complainant.

Versus

Public Information Officer

O/o Commissioner,
Municipal Corporation,
Ludhiana.

**Remanded Back to
First Appellate Authority**

O/o Commissioner,
Municipal Corporation,
Ludhiana.

....Respondents

CC No. 463 of 2020

Present: (i) **Shri Parkash Singh Chugh, Complainant.**
(ii) **None is present on behalf of the PIO.**

ORDER:

(Heard through Video Conferencing)

1. The RTI application is dated 09.06.2020 vide which the appellant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 21.07.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 08.09.2020 by the Commission through Video Conferencing facility in the office of D.C. Ludhiana.
3. The case has been heard today through V.C. in DC Office, Ludhiana. Shri Parkash Singh Chugh, complainant comes present to attend the hearing. He states that he has received information vide letter dated 30.06.2020 which is not satisfactory.
4. Neither the PIO has come present nor has any official been deputed to attend the hearing on his behalf.
5. On perusal of case file, the Bench observes that the information asked for by the complainant relates to two employees of Municipal Corporation and the same has not been provided to the complainant being personal information. It is further ascertained that the complainant has not availed the provision of the Section 19(1) of the RTI Act by filing an appeal with the First Appellate Authority (FAA). As such the FAA has not been able to address the grievances of the complainant.

Cont...P-2



-2-

CC No.463/2020

6. It must be noted that there is an alternate and efficacious remedy of First Appeal available under Section 19(1) of the RTI Act. It appears that the complainant has failed to avail the same in the instant appeal case.

7. In view of the aforesaid, the instant matter is remanded to the First Appellate Authority. The Commission hereby directs the FAA to treat the copy of the Complaint (enclosed herewith) as the First Appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. In case, the complainant is not satisfied with the decision of the First Appellate Authority (FAA), he is at liberty to file second appeal with Punjab State Information Commission in accordance with the provisions of the RTI Act, 2005.

8. In view of the above, **the case is disposed off and closed.** Copy of the order be sent to the parties.

**Chandigarh
08.09.2020**

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

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Shri Parkash Singh Chugh,
R/o 1057/2, Opposite Dera Kalsian,
Millar Ganj, Ludhiana.

.....Complainant.

Versus

Public Information Officer

O/o Secretary,
Regional Transport Authority,
Ludhiana.

....Respondents

CC No. 465 of 2020

Present: (i) **Shri Parkash Singh Chugh, Complainant.**
(ii) **None is present on behalf of the PIO.**

ORDER:

Heard through Video Conferencing

1. The RTI application is dated 13.06.2020 vide which the appellant has sought information as enumerated in his RTI application. Complaint was filed in the Commission on 21.07.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 08.09.2020 by the Commission through Video Conferencing facility in the office of D.C. Ludhiana.
3. The case has been heard today through V.C. in DC Office, Ludhiana. Shri Parkash Singh Chugh, complainant comes present to attend the hearing. He states that he has received information vide letter dated 26.06.2020 which is not satisfactory.
4. Shri Manish Kumar, Section Officer, O/o Secretary, R.T.A. Ludhiana attends the hearing through V.C. He states that reply has been given to the complainant vide letter dated 26.06.2020 and information as existing in the official records stands provided.
5. On the asking of the Bench, the complainant states that he is not satisfied with the information supplied.
6. Post deliberations, the PIO is directed to file an affidavit within next seven days duly signed by the PIO and attested by the Notary Public the effect that the information in Complaint Case No.465/2020 as available in their official records, has been supplied to the complainant. Nothing has been concealed therein. Statement made is correct and authentic. Original affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

Cont..P-2



-2-

CC No.465/2020

7. With the afore said directions, **the Complaint case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
08.09.2020**

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

