



Tirlochan Singh,
H. No. 848, A, M.I.G.,
Jamalpur Colony,
Distt. - Ludhiana(Punjab)

....Appellant

V/s

- i) Public Information Officer,
O/o The Principal Secretary
to Govt. of Punjab,
Dep'tt. of Transport Pb. Mini Sectt.,
Sector 9, Chandigarh
- ii) Public Information Officer,
O/o The State Transport Commissioner, Punjab,
Sector 17-C, Chandigarh

First Appellate Authority,
O/o The Principal Secretary
to Govt. of Punjab,
Dep'tt. of Transport Pb. Mini Sectt.,
Sector 9, Chandigarh

...Respondents

Appeal Case No. 738 of 2020

Present : None on behalf of the appellant.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 29.10.2019. First appeal is dated 04.12.2019. Second appeal has been received in the Commission on 14.02.2020.

On the last date of hearing, held on 16.12.2020, Public Information Officer office of State Transport Commissioner, Punjab, Chandigarh, was impleaded as necessary party in this case with the directions to supply the certified copies of the required information to the appellant as per queries raised through RTI request with a copy to Commission.

The appellant, Sh. Tirlochan Singh is not present in today's hearing.

Neither the respondent PIO of office of State Transport Commissioner, Punjab, Chandigarh nor any of his representative is present during the hearing. He has also not sent any intimation regarding his non-availability. The Commission took a serious view of this casual approach of the respondent PIO, moreover, the requisite information has not been supplied by the respondent PIO to the information seeker even after the directions were given by the Commission vide orders dated 16.12.2020.

In view of the above, a show cause notice under Section 20 (1) of the RTI Act was issued to Public Information Officer concerned of office of State Transport Commissioner, Punjab, Chandigarh, as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI applicant under the provisions of the RTI Act, 2005.

He may note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next date fixed through facility of Software/application 'CISCO Webex Meetings', it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte. A copy of this order be sent to him through registered post.

Another opportunity is given to the respondent PIO concerned to supply the certified copies of the required information to the appellant with a copy to the Commission by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned. He is also advised to represent this case in person or through his representative on the next date fixed for hearing through facility of Software/application 'CISCO Webex Meetings' or the case would be decided on merits.

The case is adjourned to 7th June, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 10th March, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Gurmail Singh S/o Sh. Puran Singh,
Village – Jida,
District - Bathinda (Punjab)

...Appellant

V/s

- i) Public Information Officer
O/o The Managing Director,
Punjab Agro Industries Corporation Ltd.,
Sector 28-A, Chandigarh (Punjab)
- ii) Public Information Officer
O/o The Managing Director,
Punjab Agro Industries Corporation Ltd.,
Gali No. 04, Backside Bus Stand,
Opposite Dr. Sharda Hospital,
SriMuktsar Sahib (Punjab)

First Appellate Authority,
O/o The Managing Director,
Punjab Agro Industries Corporation Ltd.,
Sector 28-A, Chandigarh (Punjab)

...Respondents

Appeal Case No. 481 of 2020

Present : None on behalf of the appellant.
Sh. Amandeep Singh, District Manager, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 03.10.2019. First appeal is dated 04.12.2019. Second appeal has been received in the Commission on 24.01.2020.

On the last date of hearing, held on 16.12.2020,

- i) The respondent PIO concerned was directed to supply the certified copies of the remaining information to the appellant with a copy to the Commission.
- ii) An opportunity was also given to the appellant to confirm whether he has received the information or not.
- iii) A show cause notice under Section 20 (1) of the RTI Act was issued to Public Information Officer concerned of office of Managing Director, Punjab Agro Industries Corporation Ltd., SriMuktsar Sahib, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant under the provisions of the RTI Act, 2005.

Sh. Amandeep Singh, District Manager, who appeared on behalf of the respondent PIO in today's hearing, states that in response to the RTI request, the requisite information has already been supplied to the appellant. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 746 dated 12.01.2021, which has been received in the Commission vide Diary No. 1345 dated 18.01.2021. He further states that a point-wise reply has also been sent to the appellant vide letter dated 16.02.2021 and the same also been sent to the Commission vide letter no. 980-81 dated 16.02.2021, which has been received in the Commission vide Diary No. 4239 dated 23.02.2021. Both the (above-said) replies, alongwith annexure, are taken on record.

Contd...2/-

The appellant, Sh. Gurmail Singh, is not present in today's hearing.

An opportunity is also given to the appellant to confirm whether he has received the information or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned. He is also advised to represent this case in person or through his representative on the next date fixed for hearing through facility of Software/application 'CISCO Webex Meetings' or it would be assumed that the appellant has received the information and is satisfied with the same and the case would be decided on merits.

The case is adjourned to 7th June, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 10th March, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Jasbir Singh,
Village – Bholapur Jhabewal,
P. O. -Ramgarh,
Distt. – Ludhiana (Punjab)

...Appellant

V/s

Public Information Officer,
O/o The Chairman,
Punjab State Road Safety Council,
Chandigarh

First Appellate Authority,
O/o The Chairman,
Punjab State Road Safety Council,
Chandigarh

...Respondents

Appeal Case No. 379 of 2020

Present : Sh. Jasbir Singh, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 23.09.2019. First appeal is dated 11.11.2019. Second appeal has been received in the Commission on 20.01.2020.

On the last date of hearing, held on 16.12.2020, an opportunity was given to the appellant to represent this case in person or through his representative positively so that facts of this could be cleared.

The respondent PIO through a reply vide letter no. 6938 dated 09.03.2021, which has been received in the Commission through an e-mail, has intimated the Commission that a reply has been sent to the appellant through an e-mail. It, alongwith annexure, is taken on record.

The appellant, Sh. Jasbir Singh, who appeared in person in today's hearing, states that he has not checked the mail yet and seeks an adjournment in this case to go through the mail.

Nevertheless, an opportunity is also given to the appellant to point out deficiencies, if any, in the information, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned.

The case is adjourned to 7th June, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 10th March, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Anil Kumar S/o Sh. Walaiti Ram,
'Gulati General Storte',
Dhobian Wali Gali, Subash Bazar,
KHANNA, Distt. – Ludhiana (Punjab)

...Appellant

V/s

Public Information Officer, (By Name)
O/o The Executive Officer ,
Nagar Council,
Khanna, Distt. - Ludhiana (Punjab)

First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Govt., Pb., Ludhiana (Punjab)

...Respondents

Appeal Case No. 139 of 2020

Present : Sh. Anil Kumar, the appellant in person.
Sh. Rajesh Rehni, Junior Engineer, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 19.08.2019. First appeal is dated 17.10.2019. Second appeal has been received in the Commission on 30.12.2019.

On the last date of hearing, held on 16.12.2020, neither the appellant nor the respondent was present and another opportunity was given to the parties to represent this case in person or through their representative.

Sh. Rajesh Rehni, Junior Engineer, who appeared on behalf of the respondent PIO in today's hearing, states that the requisite information has already been supplied to the appellant. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 52 dated 05.03.2021, which has been received in the Commission through an e-mail. It is taken on record.

The appellant, Sh. Anil Kumar, who appeared in person in today's hearing, states that he has pointed out certain deficiencies, in the supplied information, in writing, to the respondent PIO concerned.

Nevertheless, the appellant is advised to visit the office of the respondent PIO to inspect the relevant official record today itself i. e. 10.03.2021 at 02:00 P. M. and collect the required information.

The respondent PIO concerned is directed to the appellant to inspect the relevant official record and supply the required information to the appellant during his visit to office.

An opportunity is also given to the appellant to confirm whether he has received the information or not.

The case is adjourned to 7th June, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 10th March, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Ramesh Kumar Gupta (Inspector Retd)
498/15, Backside Head Office Colony,
Main Gali, Gurdaspur (Punjab)

...Appellant

V/s

Public Information Officer, (By Name)
O/o The Executive officer,
Nagar Council,
Gurdaspur (Punjab)

First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Bodies, Pb.,
Amritsar (Punjab)

...Respondents

Appeal Case No. 687 of 2019

Present : Sh. Ramesh Kumar Gupta, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 08.10.2018. First appeal is dated 28.11.2018. Second appeal has been received in the Commission on 13.02.2019.

On the last date of hearing, held on 16.12.2020,

- i) Neither the respondent nor his representative was present in today's hearing. He has neither sent any intimation regarding his non-availability nor sent any document, showing that the penalty amount of Rs. 5000/- (which was imposed upon him vide order dated 15.07.2020) was deposited. He had also not sent any document, showing that order dated 23.09.2020 (through which compensation amount of Rs. 5000/- was awarded to the appellant) was complied. Moreover, neither a written-reply, in connection with point no. 02 of the RTI request (regarding service book) was given to the appellant nor a copy of FIR, if any, lodged for missing of office-record, was submitted in the Commission.
- ii) Accordingly, taking a serious view and after seeing the conduct of the concerned respondent PIO, the penalty amount of Rs. 5000/- was enhanced by Rs. 5000/- i. e. from Rs. 5000/- to Rs.10000/- (penalty already imposed Rs. 5000/- (vide orders dated 15.07.2020) + enhanced (announced today) Rs. 5000/- = Rs. 10,000/-)
- iii) The respondent PIO was also directed to send a copy of challan receipt of depositing penalty amount and a copy of cheque/Demand Draft, showing payment of compensation to the appellant, to the Commission.
- iv) Final opportunity was also given to the respondent PIO concerned to file a written-reply, stating that the requisite information in connection with point no. 02 of the RTI request (regarding service book) is not in office-record and has gone missing.
- v) A copy of this order alongwith copy of orders dated 15.07.2020 and 23.09.2020

was sent to Regional Deputy Director, Urban Local Bodies, Pb., Amritsar, to ensure the compliance of the order dated under intimation to the Commission before.

The appellant, Sh. Ramesh Kumar Gupta, who appeared in person in today's hearing, states that no information/reply has been given to him by the respondent PIO till date.

Neither the respondent nor his representative is present in today's hearing. He has neither sent any intimation regarding his non-availability nor sent any document, which shows that the penalty amount of Rs. 10000/- {penalty already imposed Rs. 5000/- (vide orders dated 15.07.2020) + enhanced (announced on 16.12.2020) Rs. 5000/- = Rs. 10,000/-}. He has also not sent any document, which shows that order dated 23.09.2020, through which compensation amount of Rs. 5000/- was awarded to the appellant, has been complied. Moreover, neither a written-reply, in connection with point no. 02 of the RTI request (regarding service book) is given to the appellant nor a copy of FIR, if any, lodged for missing of office-record, is submitted in the Commission.

A copy of this order alongwith order dated 15.07.2020, 23.09.2020 and 16.12.2020 be sent to Director, Local Government, Punjab through registered post with the directions to ensure compliance of the above-said orders by deducting the penalty amount of Rs. 10,000/- (which was imposed upon the concerned PIO) from the salary of the respondent PIO concerned under intimation to the Commission and also ensure payment of compensation amount of Rs. 5000/- which was awarded to the appellant, by the next date of hearing positively.

The case is adjourned to 7th June, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 10th March, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

(Regd. Post)

The Director,
Local Government, Punjab,
Municipal Bhawan, Sector 35,
Chandigarh

Encl : orders dated i) 15.07.2020
ii) 23.09.2020
iii) 16.12.2020

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

H. S. Hundal, Advocate,
Chamber No. 203,
Judicial Courts, Sector 76,
S.A.S. Nagar (Mohali) - 160071 (Punjab)

...Appellant

V/s

Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Patiala (Punjab)

First Appellate Authority,
O/o The State Transport Commissioner,
Sector 17, Chandigarh

...Respondents

Appeal Case No. 409 of 2020

Present : Sh. H. S. Hundal, Advocate, the appellant in person.
Sh. Shyam Lal Sharma, Asstt. Transport Officer, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 31.10.2019. First appeal is dated 01.12.2019. Second appeal has been received in the Commission on 21.01.2020.

On the last date of hearing, held on 16.12.2020,

- i) Sh. Shyam Lal Sharma, Asstt. Transport Officer, stated that a reply was sent to the appellant .
- ii) The appellant stated that the reply (given) is not as per queries, raised by him through RTI request.
- iii) The respondent-PIO was directed to file a point wise reply to each and every raised by the appellant through his RTI request as per official record to the appellant with a copy to the Commission. Last opportunity was also given to the respondent PIO to file a reply to the show cause issued to him vide orders dated 23.09.2020.

Sh. Shyam Lal Sharma, Asstt. Transport Officer, who appeared on behalf of the respondent PIO in today's hearing, states that a point-wise reply has been supplied to the appellant. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 162 dated 18.12.2020, which has been received in the Commission through an e-mail dated 21.12.2020. It is taken on record.

The appellant, Sh. H. S. Hundal, Advocate, who appeared in person in today's hearing, states that wrong Registration Number of the Vehicle (regarding which the information has been sought through RTI request) has been mentioned in the reply. He also intimates the Commission that a reply has also been sent to the Commission, which has been received in the Commission vide letter no. 4534 dated 01.03.2021. It is taken on record.

The respondent PIO concerned is directed to send a point-wise reply again to the appellant after doing the necessary corrections (as intimated above by the appellant) with a copy to the Commission, by the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the reply or not.

The case is adjourned to 7th June, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 10th March, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Rakesh Kumar Gupta
R/o # 8/237, Jagraon Road,
Mandi Mullanpur,
Distt.Ludhiana-141101(Punjab)

...Appellant

(Regd. Post) V/s
Public Information Officer,
O/o The Executive Officer,
Nagar Council, Jagraon,
District - Ludhiana (Punjab)

First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Bodies, Pb.,
Ludhiana (Punjab)

...Respondents

Appeal Case No. 2608 of 2019

Present : Sh. Rakesh Kumar Gupta, the appellant in person.
Sh. Sanjay Kumar Bansal, Executive Officer, in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 04.07.2019. First appeal is dated 11.07.2019. Second appeal has been received in the Commission on 23.07.2019.

On the last date of hearing, held on 16.12.2020,

- i) The appellant stated that complete information was not supplied to him by the respondent PIO till date.
- ii) Neither the respondent PIO of office of Executive Officer, Nagar Council, Jagraon nor any of his representative was present despite the fact that directions were given by the Commission vide orders dated 03.11.2020.
- iii) Accordingly, for making delay in supplying the requisite information to the information seeker under Section 20 (1) of the RTI Act, a penalty of Rs. 5,000/- (Rupees Five Thousand Only) was imposed upon the concerned Public Information Officer office of Executive Officer, Nagar Council, Jagraon.
- iv) Final opportunity was also given to the respondent PIO concerned to supply complete information to the appellant with a copy to the Commission.
- v) An opportunity was also given to the appellant to confirm whether he received the information from the respondent PIO or not.

Sh. Sanjay Kumar Bansal, Executive Officer, who appeared in person in today's hearing, states that in response to the RTI request, a reply has been sent to the appellant. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 83 dated 12.01.2021, which has been received in the Commission vide Diary No. 4021 dated 12.01.2021. It, alongwith annexure, is taken on record.

The appellant, Sh. Rakesh Kumar Gupta, who appeared in person in today's hearing, states that incomplete information has been supplied to him by the respondent PIO.

Nevertheless, the appellant is advised to visit the office of the respondent PIO to inspect the relevant official record today itself i. e. 10.03.2021 at 02:00 P. M. to point-out deficiencies, if any, in the supplied information and collect the required information.

The respondent PIO concerned is directed to the appellant to inspect the relevant official record and supply the required information to the appellant during his visit to office.

An opportunity is also given to the appellant to confirm whether he has received the information or not.

After examining the documents placed on record, it emerges that the respondent PIO concerned has not complied with the orders dated 16.12.2020 passed by the Commission, through which a penalty of Rs. 5000/- was imposed upon PIO of office of Executive Officer, Nagar Council, Jagraon.

Sh. Sanjay Kumar Bansal, Executive Officer, states that Sh. Sukhdev Singh Randhawa was PIO when the RTI application was moved by the applicant and now is under transfer.

A copy of this order alongwith order dated 16.12.2020 be sent to Director, Local Government, Punjab through registered post with the directions to ensure compliance of the order dated 16.12.2020 by deducting the penalty of Rs. 5,000/- (which was imposed upon the concerned PIO) from the salary of Sh. Sukhdev Singh Randhawa (as stated Sh. Sanjay Kumar Bansal, Executive Officer) under intimation to the Commission by the next date of hearing positively.

The case is adjourned to 7th June, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 10th March, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

(Regd. Post)

Encl: Order dated 16.12.2020

The Director,
Local Government, Punjab,
Municipal Bhawan, Sector 35,
Chandigarh

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Rakesh Kumar Gupta
R/o # 8/237, Jagraon Road,
Mandi Mullanpur,
Distt.Ludhiana-141101(Punjab)

...Appellant

(Regd. Post) V/s
Public Information Officer,
O/o The Executive Officer,
Nagar Council, Jagraon,
District - Ludhiana (Punjab)

First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Bodies, Pb.,
Ludhiana (Punjab)

...Respondents

Appeal Case No. 3450 of 2018

Present : Sh. Rakesh Kumar Gupta, the appellant in person.
Sh. Sanjay Kumar Bansal, Executive Officer, in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 04.07.2019. First appeal is dated 11.07.2019.

Second appeal has been received in the Commission on 23.07.2019.

On the last date of hearing, held on 16.12.2020,

- i) The appellant stated that complete information was not supplied to him by the respondent PIO till date.
- ii) Neither the respondent PIO of office of Executive Officer, Nagar Council, Jagraon nor any of his representative was present despite the fact that directions were given by the Commission vide orders dated 03.11.2020.
- iii) Accordingly, for making delay in supplying the requisite information to the information seeker under Section 20 (1) of the RTI Act, a penalty of Rs. 5,000/- (Rupees Five Thousand Only) was imposed upon the concerned Public Information Officer office of Executive Officer, Nagar Council, Jagraon.
- iv) Final opportunity was also given to the respondent PIO concerned to supply complete information to the appellant with a copy to the Commission.
- v) An opportunity was also given to the appellant to confirm whether he received the information from the respondent PIO or not.

Sh. Sanjay Kumar Bansal, Executive Officer, who appeared in person in today's hearing, states that in response to the RTI request, a reply has been sent to the appellant. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 83 dated 12.01.2021, which has been received in the Commission vide Diary No. 4021 dated 12.01.2021. It, alongwith annexure, is taken on record.

The appellant, Sh. Rakesh Kumar Gupta, who appeared in person in today's hearing, states that incomplete information has been supplied to him by the respondent PIO.

Nevertheless, the appellant is advised to visit the office of the respondent PIO to inspect the relevant official record today itself i. e. 10.03.2021 at 02:00 P. M. to point-out deficiencies, if any, in the supplied information and collect the required information.

The respondent PIO concerned is directed to the appellant to inspect the relevant official record and supply the required information to the appellant during his visit to office.

An opportunity is also given to the appellant to confirm whether he has received the information or not.

After examining the documents placed on record, it emerges that the respondent PIO concerned has not complied with the orders dated 16.12.2020 passed by the Commission, through which a penalty of Rs. 5000/- was imposed upon PIO of office of Executive Officer, Nagar Council, Jagraon.

Sh. Sanjay Kumar Bansal, Executive Officer, states that Sh. Sukhdev Singh Randhawa was PIO when the RTI application was moved by the applicant and now is under transfer.

A copy of this order alongwith order dated 16.12.2020 be sent to Director, Local Government, Punjab through registered post with the directions to ensure compliance of the order dated 16.12.2020 by deducting the penalty of Rs. 5,000/- (which was imposed upon the concerned PIO) from the salary of Sh. Sukhdev Singh Randhawa (as stated Sh. Sanjay Kumar Bansal, Executive Officer) under intimation to the Commission.

The case is adjourned to 7th June, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 10th March, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

(Regd. Post)

Encl: Order dated 16.12.2020

The Director,
Local Government, Punjab,
Municipal Bhawan, Sector 35,
Chandigarh

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Rakesh Kumar Gupta
R/o # 8/237, Jagraon Road,
Mandi Mullanpur,
Distt.Ludhiana-141101(Punjab)

...Appellant

(Regd. Post) V/s
Public Information Officer,
O/o The Executive Officer,
Nagar Council, Jagraon,
District - Ludhiana (Punjab)

First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Bodies, Pb.,
Ludhiana (Punjab)

...Respondents

Appeal Case No. 3451 of 2018

Present : Sh. Rakesh Kumar Gupta, the appellant in person.
Sh. Sanjay Kumar Bansal, Executive Officer, in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 04.07.2019. First appeal is dated 11.07.2019. Second appeal has been received in the Commission on 23.07.2019.

On the last date of hearing, held on 16.12.2020,

- i) The appellant stated that complete information was not supplied to him by the respondent PIO till date.
- ii) Neither the respondent PIO of office of Executive Officer, Nagar Council, Jagraon nor any of his representative was present despite the fact that directions were given by the Commission vide orders dated 03.11.2020.
- iii) Accordingly, for making delay in supplying the requisite information to the information seeker under Section 20 (1) of the RTI Act, a penalty of Rs. 5,000/- (Rupees Five Thousand Only) was imposed upon the concerned Public Information Officer office of Executive Officer, Nagar Council, Jagraon.
- iv) Final opportunity was also given to the respondent PIO concerned to supply complete information to the appellant with a copy to the Commission.
- v) An opportunity was also given to the appellant to confirm whether he received the information from the respondent PIO or not.

Sh. Sanjay Kumar Bansal, Executive Officer, who appeared in person in today's hearing, states that in response to the RTI request, a reply has been sent to the appellant. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 83 dated 12.01.2021, which has been received in the Commission vide Diary No. 4021 dated 12.01.2021. It, alongwith annexure, is taken on record.

The appellant, Sh. Rakesh Kumar Gupta, who appeared in person in today's hearing, states that incomplete information has been supplied to him by the respondent PIO.

Nevertheless, the appellant is advised to visit the office of the respondent PIO to inspect the relevant official record today itself i. e. 10.03.2021 at 02:00 P. M. to point-out deficiencies, if any, in the supplied information and collect the required information.

The respondent PIO concerned is directed to the appellant to inspect the relevant official record and supply the required information to the appellant during his visit to office.

An opportunity is also given to the appellant to confirm whether he has received the information or not.

After examining the documents placed on record, it emerges that the respondent PIO concerned has not complied with the orders dated 16.12.2020 passed by the Commission, through which a penalty of Rs. 5000/- was imposed upon PIO of office of Executive Officer, Nagar Council, Jagraon.

Sh. Sanjay Kumar Bansal, Executive Officer, states that Sh. Sukhdev Singh Randhawa was PIO when the RTI application was moved by the applicant and now is under transfer.

A copy of this order alongwith order dated 16.12.2020 be sent to Director, Local Government, Punjab through registered post with the directions to ensure compliance of the order dated 16.12.2020 by deducting the penalty of Rs. 5,000/- (which was imposed upon the concerned PIO) from the salary of Sh. Sukhdev Singh Randhawa (as stated Sh. Sanjay Kumar Bansal, Executive Officer) under intimation to the Commission.

The case is adjourned to 7th June, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 10th March, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

(Regd. Post)

The Director,
Local Government, Punjab,
Municipal Bhawan, Sector 35,
Chandigarh

Encl: Order dated 16.12.2020

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Amandeep Pathak,
H. No. 553, Ward No. 03,
Shaheed Udham Singh Nagar,
Malout - 152107(Punjab)

.... Complainant

V/s

Public Information Officer,
O/o The Executive Engineer,
Central Works Division,
P. W. D. (B & R),
Abohar(Punjab)

...Respondents

Complaint Case No. 735 of 2020

Present : None on behalf of the complainant.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 04.09.2019. The complaint has been received in the Commission on 06.10.2020.

On the last date of hearing, held on 23.12.2020, Sh. Rahul Sokhal, S. D. O., stated that available information was given to the appellant and for remaining information a reply was sent to the appellant. The complainant stated that no such information was received him by him from the respondent PIO. Last opportunity was given to the respondent PIO either to supply the certified copies of the required information as per queries raised by the appellant through RTI request or send a proper reply, in writing, to the queries raised by the appellant through his RTI request, to the appellant with a copy to the Commission.

Neither the complainant nor the respondent is present in today's hearing. No request has also been received for an adjournment from either party.

Nevertheless, another opportunity is given to the parties to represent this case in person or through their representative, on the next date fixed for hearing through facility of Software/application 'CISCO Webex Meetings' or the case would be decided on merits.

The case is adjourned to 7th June, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 10th March, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'



Harmit Singh Sidhu S/o Sh. Sher Singh,
C/o Baba Kala Finance Company,
Near Truck Union, Phul Road,
Rampura Phul, Bathinda(Punjab)

V/s

....Appellant

Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Bathinda(Punjab)

First Appellate Authority,
O/o The State Transport Commissioner,
Sector 17, Chandigarh

...Respondents

Appeal Case 4593 of 2019

Present : None on behalf of the appellant.
Sh. Harivansh, Data Entry Operator, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 03.07.2019. First appeal is dated 01.10.2019. Second appeal has been received in the Commission on 10.12.2019.

On the last date of hearing, held on 23.12.2020,

- i) Sh. Baljit Singh, Section Officer, stated that the required information was supplied to the appellant with a reply in an affidavit dated 22.12.2020.
- ii) The appellant, Sh. Harmit Singh Sidhu, stated that the respondent PIO had given only Form 24 of vehicle nos. PB 03 R 0001 dated 07.04.2016, PB 03 S 0001 dated 02.06.2020 and PB 03 T 0001 dated 11.10.2017 (with owner's name and detail) but not given the details of the participants during the auction of vehicles, as demanded by him through RTI request.
- iii) Last opportunity was given to the respondent PIO either to supply the certified copies of the required information as per queries raised by the appellant through RTI request or send a reply in an affidavit to the queries raised by the appellant through his RTI request, to the appellant with a copy to the Commission.
- iv) The appellant is advised to confirm whether he has received the information/reply or not.

Sh. Harivansh, Data Entry Operator, who appeared on behalf of the respondent PIO in today's hearing, seeks an adjournment in this case.

The appellant, Sh. Harmit Singh Sidhu, is not present in today's hearing.

Nevertheless, another opportunity is given to the appellant to represent his case in person or through his representative on the next date fixed through facility of Software/application 'CISCO Webex Meetings' or it would be assumed that the appellant is satisfied with the information supplied to him by the respondent PIO and the case would be decided on merits.

The respondent PIO is also directed to remain present in person or represent this case through his representative on the next date fixed through facility of Software/application 'CISCO Webex Meetings'.

The case is adjourned to 7th June, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 10th March, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'



Harmit Singh Sidhu S/o Sh. Sher Singh,
C/o Baba Kala Finance Company,
Near Truck Union, Phul Road,
Rampura Phul, Bathinda(Punjab)

V/s

....Appellant

Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Bathinda(Punjab)

First Appellate Authority,
O/o The State Transport Commissioner,
Sector 17, Chandigarh

...Respondents

Appeal Case 4595 of 2019

Present : None on behalf of the appellant.
Sh. Harivansh, Data Entry Operator, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 03.07.2019. First appeal is dated 30.08.2019. Second appeal has been received in the Commission on 10.12.2019.

On the last date of hearing, held on 23.12.2020,

- i) Sh. Baljit Singh, Section Officer, stated that the required information was supplied to the appellant with a reply in an affidavit dated 22.12.2020.
- ii) The appellant, Sh. Harmit Singh Sidhu, stated that the respondent PIO had given only Form 24 of vehicle nos. PB 03 R 0001 dated 07.04.2016, PB 03 S 0001 dated 02.06.2020 and PB 03 T 0001 dated 11.10.2017 (with owner's name and detail) but not given the details of the participants during the auction of vehicles, as demanded by him through RTI request.
- iii) Last opportunity was given to the respondent PIO either to supply the certified copies of the required information as per queries raised by the appellant through RTI request or send a reply in an affidavit to the queries raised by the appellant through his RTI request, to the appellant with a copy to the Commission.
- iv) The appellant is advised to confirm whether he has received the information/reply or not.

Sh. Harivansh, Data Entry Operator, who appeared on behalf of the respondent PIO in today's hearing, seeks an adjournment in this case.

The appellant, Sh. Harmit Singh Sidhu, is not present in today's hearing.

Nevertheless, another opportunity is given to the appellant to represent his case in person or through his representative on the next date fixed through facility of Software/application 'CISCO Webex Meetings' or it would be assumed that the appellant is satisfied with the information supplied to him by the respondent PIO and the case would be decided on merits.

The respondent PIO is also directed to remain present in person or represent this case through his representative on the next date fixed through facility of Software/application 'CISCO Webex Meetings'.

The case is adjourned to 7th June, 2021 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

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(Sanjiv Garg)
State Information Commissioner
Punjab

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