

**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 No.15857-23975

Helpline No.0172-2864100(10:00 AM to 04:00PM) Working Days



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

...Appellant

Versus

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

Public Information Officer,
O/o Superintendent, RTI (HQs.),
Municipal Corporation, Ludhiana.

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

...Respondents

Appeal Case No.2919 of 2020

PRESENT : (i) **Appellant- absent**
(ii) **Shri Sanjeev Uppal, Superintendent/PIO, Tehbazari Branch, Zone-C, Municipal Corporation, Ludhiana-cisco webex.**

ORDER:

1. This order may be read with reference to the order dated 27.07.2022 passed by this Bench on the previous date of hearing.
2. The case has been heard today in Commission's office at Chandigarh. The Appellant has not come present to attend the hearing.
3. The PIO/Shri Sanjeev Uppal, Superintendent, Tehbazari Branch, Zone-C, Municipal Corporation, Ludhiana attends the hearing through cisco webex. However, due to connectivity issues, he is contacted on mobile phone. He makes vague submissions about the information and status of files being found or not. On the asking of the Bench as to whether penalty has been deposited or not, he still replies in negative and he states that he is ascertaining the manner for the deposit of amount of penalty.
4. The Bench observes from the version of the PIO, Shri Sanjeev Uppal that since the previous hearing, there has been no progress in the compliance of directions of the Bench and the position still remains the same. It implies that the PIO has not bothered to make efforts to comply with the directions of the Bench. The statement of the PIO also seems to be very unreasonable which cannot be expected from PIO of the stature of Superintendent. In view of this, the Bench is left with no other alternative but to enhance the amount of penalty from Rs.10,000/-, as imposed vide order dated 31.05.2021, to Rs.15,000/-(Rupees Fifteen thousand only).



5. The Bench directs the PIO, Tehbazari Branch, Zone-C, M.C. Ludhiana (Shri Sanjeev Uppal) to comply with the direction of the Bench in its entirety as given vide order dated 27.07.2022 as also to file reply to the show cause notice and to produce evidence for having deposited the amount of penalty in Government treasury, on the next hearing. He is also directed to come present in person before the Bench.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 29.09.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
10.08.2022**

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

Copy to (By Regd.Post)

**PIO(Shri Sanjeev Uppal), Superintendent, Tehbazari Branch,
Zone-C, Municipal Corporation, Ludhiana.**

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Shri Darshan Singh
S/o Shri Gurcharan Singh
R/o Near Airtel Tower,
VPO Toosa, Tehsil Raikot,
District Ludhiana-141105.

.....Appellant

Versus

Public Information Officer
O/o Sub Divisional Officer,
Punjab State Power Corporation Ltd.,
(PSPCL), Sudhar, Tehsil Raikot,
District Ludhiana.

First Appellate Authority
O/o Executive Engineer
Punjab State Power Corporation Ltd.,
(PSPCL), Dakha, Distt. Ludhiana.

....Respondents

AC No.3452 of 2021

Present: (i) Appellant- absent.
(ii) Shri Jasjit Singh, Assistant Engineer and Shri Harmanpreet Singh, Revenue Accountant, PSPCL Sub Division, Sudhar, Division Adda Dhaka, District Ludhiana, on behalf of the PIO/Respondent, in person.

ORDER

(Heard in person/on mobile phone)

1. This order may be read with reference to the order dated 27.07.2022 passed by this Bench on the previous hearing.
2. The case has been heard today. Shri Darshan Singh, appellant has not come present to attend the hearing.
3. Shri Jasjit Singh, Assistant Engineer and Shri Harmanpreet Singh, Revenue Accountant, PSPCL Sub Division, Sudhar, Division Adda Dhaka, District Ludhiana, come present to attend the hearing in person before the Bench. Shri Jasjit Singh states that an official was deputed to hand over information at the residence of appellant but he was not found available at home. Now, the information giving point wise reply has been delivered yesterday. He also produces before the Bench a copy of letter dated 08.08.2022 as also an undertaking before the Bench stating that requisite stamp paper is not available with any stamp vendor as checked by them and it has also been apprised that as per Central Govt. instructions, it has been stopped and as such, an undertaking is being given in lieu of the affidavit. He also shows signatures of appellant for having received the information.

Cont..P-2

4. An attempt is made to contact the appellant on his given mobile phone, but the same is picked up by his daughter who states that the appellant is not available at home. Then, Shri Rakesh Kumar Gupta, Advocate who had appeared on the previous hearing, is contacted on mobile phone. He states that the information is incomplete and that the undertaking given is from APIO, not from the PIO and the same has been given only on a simple paper, not attested by the Notary Public. The Bench on perusal of the said undertaking agrees with the contention of the representative of appellant and thus, the same is not accepted.

5. Post deliberations and perusal of the case file, the Bench observes that information has been supplied to the appellant on 03.03.2022 and again on 09.08.2022. But still the appellant is not satisfied as has been mentioned by him while giving acknowledgement for receipt of information as also by the representative of appellant. In view of this, the Bench now directs the PIO to call the appellant or his representative Shri Rakesh Kumar Gupta to office and allow him access to the relevant official records. The appellant/ his representative will identify any additional documents required as per his RTI application. The same be provided by the PIO to the appellant, before the next hearing.

6. Thereafter, the PIO is directed to file an affidavit on non judicial stamp paper, as per directions given on the previous hearing which should be signed by the designated PIO and not by the APIO and attested by the Notary Public. The original affidavit be brought along and produced before the Bench on the next hearing. The appellant is also directed to come present in person before the Bench to attend the next hearing.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 29.09.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
10.08.2022**

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

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Shri Darshan Singh
S/o Shri Gurcharan Singh
R/o Near Airtel Tower,
VPO Toosa, Tehsil Raikot,
District Ludhiana-141105.

.....Appellant

Versus

Public Information Officer

O/o Executive Engineer,
Punjab State Power Corporation Ltd.,
(PSPCL), Division Dakha, Mullanpur Dakha ,
District Ludhiana.

First Appellate Authority

O/o Chief Engineer, Central Zone,
Punjab State Power Corporation Ltd.,

(PSPCL), Ludhiana.

....Respondents

AC No.3451 of 2021

Present: (i) Appellant- absent.
(ii) Shri Jasjit Singh, Assistant Engineer and Shri Harmanpreet Singh, Revenue Accountant, PSPCL Sub Division, Sudhar, Division Adda Dhaka, District Ludhiana, on behalf of the PIO/Respondent, in person.

ORDER

(Heard in person/on mobile phone)

1. This order may be read with reference to the order dated 27.07.2022 passed by this Bench on the previous hearing.
2. The case has been heard today. Shri Darshan Singh, appellant has not come present to attend the hearing.
3. Shri Jasjit Singh, Assistant Engineer and Shri Harmanpreet Singh, Revenue Accountant, PSPCL Sub Division, Sudhar, Division Adda Dhaka, District Ludhiana, come present to attend the hearing in person before the Bench. Shri Jasjit Singh states that an official was deputed to hand over information at the residence of appellant but he was not found available at home. Now, the information giving point wise reply has been delivered yesterday. He also produces before the Bench a copy of letter dated 08.08.2022 as also an undertaking before the Bench stating that requisite stamp paper is not available with any stamp vendor as checked by them and it has also been apprised that as per Central Govt. instructions, it has been stopped and as such, an undertaking is being given in lieu of the affidavit. He also shows signatures of appellant for having received the information.

Cont..P-2

4. An attempt is made to contact the appellant on his given mobile phone, but the same is picked up by his daughter who states that the appellant is not available at home. Then, Shri Rakesh Kumar Gupta, Advocate who had appeared on the previous hearing, is contacted on mobile phone. He states that the information is incomplete and that the undertaking given is from APIO, not from the PIO and the same has been given only on a simple paper, not attested by the Notary Public. The Bench on perusal of the said undertaking agrees with the contention of the representative of appellant and thus, the same is not accepted.

5. Post deliberations and perusal of the case file, the Bench observes that information has been supplied to the appellant on 03.03.2022 and again on 09.08.2022. But still the appellant is not satisfied as has been mentioned by him while giving acknowledgement for receipt of information as also by the representative of appellant. In view of this, the Bench now directs the PIO to call the appellant or his representative Shri Rakesh Kumar Gupta to office and allow him access to the relevant official records. The appellant/ his representative will identify any additional documents required as per his RTI application. The same be provided by the PIO to the appellant, before the next hearing.

6. Thereafter, the PIO is directed to file an affidavit on non judicial stamp paper, as per directions given on the previous hearing which should be signed by the designated PIO and not by the APIO and attested by the Notary Public. The original affidavit be brought along and produced before the Bench on the next hearing. The appellant is also directed to come present in person before the Bench to attend the next hearing.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 29.09.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
10.08.2022**

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

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Shri Rohit Sabharwal,
RTI Activist,
126, Model Gram,
Ludhiana.

.....Appellant

Versus

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

First Appellate Authority
O/o Greater Ludhiana Area Development
Authority(GLADA), Ludhiana.

....Respondents

AC No.1766 of 2021

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

ORDER

(Heard on mobile phone)

1. This order may be read with reference to the order dated 27.07.2022 passed by this Bench on the previous hearing.
2. The case has been heard today in Commission's office at Chandigarh. Neither the appellant nor his representative Smt. Sukhjinder Kaur has come present to attend the hearing in person or through Cisco Webex.
3. Neither the PIO O/o GLADA, Ludhiana has come present to the hearing in person before the Bench nor through cisco webex. An e.mail dated 09.08.2022 has been received from the APIO-cum-Assistant Estate Officer, GLADA, Ludhiana stating that the information sought is not clear and has requested to seek information about any particular colony. Shri Narinder Singh, Clerk, GLADA, Ludhiana who had come present to attend the previous hearing is contacted on mobile phone. He, however, reiterates the version of APIO as made in the e.mail. On hearing his version, the Bench peruses the complaint made by the appellant and directs the representative of PIO to provide information regarding the action taken by GLADA on complaint No.RS/24/01 dated 08.08.2020 of the appellant.
4. The representative of appellant Mrs. Sukhjinder Kaur is contacted on mobile phone and she states that requisite information has still not been provided and she reiterates her submission made earlier.

Cont...P-2



-2-

AC No.1766/2021

5. The Bench again directs the PIO to call the appellant or his representative to the office and allow them access to the relevant official records. The information as may be identified by the appellant/his representative, be provided before the next hearing. He is also directed to file reply to the show cause notice clarifying why the delay in supply of information has taken place. The PIO O/o GLADA, Ludhiana is also directed to come present in person before the Bench on the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 29.09.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
10.08.2022**

**Sd/-
(Lt Gen Ajae Kumar Sharma (Retd))
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Shri Rohit Sabharwal,
RTI Activist,
126, Model Gram,
Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Greater Ludhiana Area Development
Authority (GLADA), Ludhiana.

First Appellate Authority

O/o Greater Ludhiana Area Development
Authority(GLADA), Ludhiana.

....Respondents

AC No.1767 of 2021

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

ORDER

(Heard on mobile phone)

1. This order may be read with reference to the order dated 27.07.2022 passed by this Bench on the previous hearing.
2. The case has been heard today in Commission's office at Chandigarh. Neither the appellant nor his representative Smt. Sukhjinder Kaur has come present to attend the hearing in person or through Cisco Webex.
3. Neither the PIO O/o GLADA, Ludhiana has come present to the hearing in person before the Bench nor through cisco webex. Shri Tarun Kumar, Clerk, GLADA, Ludhiana who had come present to attend the previous hearing is contacted on mobile phone. He states that the information asked for by the appellant is not specific and has been sought about a number of illegal colonies. On hearing his version, the Bench peruses the complaint made by the appellant and finds that it has been sought about 20-25 new illegal colonies on Baba Bachan Singh Marg (road leading to Hambran Road to Laddowal via Diary Complex), Ludhiana and the action taken in this regard. The Bench directs the representative of PIO to provide information regarding action taken by GLADA in dealing with the complaint of appellant.
4. The representative of appellant Mrs. Sukhjinder Kaur is contacted on mobile phone and she states that requisite information has still not been provided and she reiterates her submission made earlier.

Cont...P-2



-2-

AC No.1766/2021

5. The Bench again directs the PIO to call the appellant or his representative to the office and allow access to the relevant official records. The information as may be identified by the appellant/his representative, be provided before the next hearing. He is also directed to file reply to the show cause notice clarifying why the delay in supply of information has taken place. The PIO O/o GLADA, Ludhiana is also directed to come present in person before the Bench on the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 29.09.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
10.08.2022**

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

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Shri Tejinder Singh, Advocate,
Civil Court Tehsil Complex,
Backside, Sanjh Kender, '
Phillaaur, 144410
M: 9041004313

.....Appellant

Versus

Public Information Officer
O/o Additional Chief Administrator,
GLADA, Ludhiana

First Appellate Authority,
O/o The Chief Administrator,
GLADA, Ludhiana.

...Respondents

AC No.2264/2022

Present: (i) **Shri Tejinder Singh, the Appellant.**
(ii) **None on behalf of the PIO/respondent is present, in person.**

ORDER

1. This order may be read with reference to the order dated 28.07.2022 passed by this Bench on the previous hearing.
2. The case has been heard today. Shri Tejinder Singh, appellant comes present to attend the hearing through Cisco Webex and states that today, he is unwell and has come to a doctor for getting himself checked up and requests for adjournment.
3. None is present from the office of Additional Chief Administrator, GLADA, Ludhiana to attend the hearing either in person or through Cisco Webex. However, an e.mail dated 26.07.2022 is available in the case file whereby the APIO-cum-Assistant Estate Officer(R), GLADA has sent reply to the appellant with regard to the information sought by him.
4. The Bench observes that the PIO has absented himself for the second consecutive hearing. As such, he is directed to come present in person before the Bench on the next hearing bringing along copy of the information supplied as also the original record, failing which the Bench will be constrained to issue bailable warrant to ensure his presence. The appellant is also advised to come present in person before the Bench.
5. Acceding to the request of appellant, the matter is adjourned. **To come up for hearing on 29.09.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
10.08.2022**

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

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(Helpline No.0172-2864100(From 10.00 AM to 04.00PM on working days))



Shri Pardeep Preenja,
S/o Shri Om Parkash,
H. No. 60, Street No.01,
Nehru Colony, Majitha Road,
Amritsar.

.....Appellant

Versus

Public Information Officer

O/o Commissioner,
Municipal Corporation, Amritsar.

First Appellate Authority,

O/o Commissioner,
Municipal Corporation, Amritsar.

...Respondents

AC No.2368/2022

Present:

(i)	Shri Pardeep Preenja, appellant, in person
(ii)	Shri Nirmaljit Verma, Building Inspector, M.C. Amritsar, in person.
(iii)	Shri Sunil Kumar, Junior Engineer, M.C. Amritsar, in person.
(iv)	Shri Surinder Singh, J.E. Street Lights, M.C. Amritsar, in person.

ORDER

1. This order may be read with reference to the order dated 28.07.2022 passed by this Bench on the previous hearing.
2. The case has been heard today in the Commission's office at Chandigarh. The Appellant, Shri Pardeep Preenja is present in person to attend the hearing before the Bench. He states that he has received information which is incomplete and has not been supplied to his satisfaction.
3. Shri Nirmaljit Verma, Building Inspector comes present in person before the Bench and states that he represents the Municipal Town Planner, M.C. Amritsar and information on Point No.1 relates to M.T.P. He states that he has recently joined and requests for some time to furnish information on point No.1. Shri Sunil Kumar, J.E. comes present in person and states that information on point No.2 & 4 has been supplied vide letter dated 29.04.2022 by registered post. Shri Surinder Singh, J.E. comes present in person before the Bench and states that the part of information relating to provision of street light relates to him, which has been supplied to the appellant and information on point No.3 is in question form and hence, not given.
4. On the asking of the Bench, the appellants admits receipt of information on point No.2 & 4, however, denies receipt of information on point No.1 and regarding the street lights.

Cont...P-2



AC No.2368/2022

-2-

5. The Bench on perusal of the RTI application, observes that though the information sought on point No.1 to 3 is in question form. However, the same is in public interest. As such, the PIO is now directed to call the appellant to his office and allow him access to the relevant official records. The appellant will identify information on inspection of records and the same will be supplied by the PIO point wise to the appellant again in a consolidated form, not in piecemeal, before the next hearing. The PIO is also directed to file reply to the show cause notice.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 29.09.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
10.08.2022**

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