

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in

Visit us: - www.infocommpunjab.com Cisco Webex Meeting Code:15857-23975

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



Shri Jatinder Kumar,
C/o Sachkhand Mishthan Bhandar,
Nehru Gate, Nawanshahar.

...Appellant

Versus

Public Information Officer
O/o Superintending Engineer,
PSPCL, Hoshiarpur.

First Appellate Authority-cum-
Chief Engineer, Distribution(North),
PSPCL, Jalandhar.

....Respondents

AC No.3052 of 2021

Present: (i) Shri Jatinder Kumar, Appellant.
(ii) Shri Kuldeep Singh, Addl.S.E., O/o S.E.,Distribution(North),
PCPCL, Hoshiarpur on behalf of the PIO/respondent.

ORDER:

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 05.10.2021 passed by this Bench on the previous date of hearing.
2. The case has been heard today through cisco webex. Shri Jatinder Kumar, appellant attends the hearing through cisco webex.
3. Shri Kuldeep Singh, Addl.S.E. O/o Dy.Chief Engineer, Operation Circle, PSPCL, Hoshiarpur comes present to attend the hearing through cisco webex and states that the information was supplied to the appellant vide letter dated 08.06.2021 by registered post and again the information has been supplied to the appellant, after removal of deficiencies as pointed out by the appellant, vide letter dated 15.11.2021.
4. On the asking of the Bench, the appellant states that the information supplied to him is incomplete and states that the reason for not supplying complete information has been assigned to the fire incident which occurred in the office due to which record was destroyed. He further states that he has not been intimated as to which of the record got destroyed in fire incident and as such, he is not satisfied with the reply.

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AC No.3052/2021

5. Post deliberations, the PIO is directed to file an affidavit within fourteen days on non – judicial stamp paper duly signed by the PIO and attested by the Notary Public to the effect that the information as available in the official records in AC No.3052/2021 has been supplied to the appellant and further that certain details have not been shared as the record relating to the related period was destroyed in fire incident (giving date of fire incident), and hence, cannot be provided to the appellant. It be further stated that nothing has been concealed therein and the statement made is true and correct. Original affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

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

**Chandigarh
11.01.2022**

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

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Shri Sanjit Kumar
S/o Shri Hari Narain Pd.
#U1030, Type-2, Nuhon Power Colony,
Post Office Ghanauli,
Tehsil & Distt. Rupnagar.

.....Appellant

Versus

Public Information Officer
O/o Sr. Superintendent of Police,
Roopnagar.

First Appellate Authority
O/o Sr. Superintendent of Police,
Roopnagar.

....Respondents

AC No.3059 of 2021

Present: (i) Appellant- absent.
(ii) Shri Sardool Singh, ASI, RTI Cell, O/o SSP Roopnagar
On behalf of the respondent, in person.

ORDER:

1. This order may be read with reference to the order dated 06.10.2021 passed by this Bench on the previous date of hearing.
2. The case has been heard today through cisco webex. Shri Sanjit Kumar, appellant has not come present to attend the hearing in person or through cisco webex.
3. ASI Sardool Singh, RTI Cell O/o SSP Roopnagar attends the hearing in person on behalf of the PIO. He states that requisite information has been supplied to the appellant and that the appellant has also given in writing vide letter dated 10.01.2022 for having received the information.
4. On perusal of the letter of appellant dated 10.01.2022, the Bench observes that the appellant has acknowledged receipt of information and has given his consent to close the case.
5. In view of the above, no further cause of action is left in the matter. **The instant appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
11.01.2022**

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

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Shri Pankaj Kumar,
S/o Shri Nabh Singh,
MCB Zone-6, H.No.3225,
Gali No.1-B, Surkhpeer Road,
Bathinda-151001.

...Appellant

Versus

Public Information Officer
O/o Bathinda Development Authority,
Bathinda.

First Appellate Authority-cum-
O/o Bathinda Development Authority,
Bathinda.

....Respondents

AC No.2852 of 2021

Present: (i) **Shri Sanjeev Goyal on behalf of Shri Pankaj Kumar, Appellant.**
(ii) **Shri Harsimran Singh, Senior Assistant O/o B.D.A. Bathinda
on behalf of the PIO/respondent.**

ORDER:

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 05.10.2021 passed by this Bench on the previous date of hearing.
2. The case has been heard today cisco webex. Shri Sanjeev Goyal, comes present to attend the hearing through Cisco Webex on behalf of Shri Pankaj Kumar, appellant.
3. Shri Harsimran Singh, Senior Assistant O/o B.D.A. Bathinda comes present to attend the hearing through cisco webex. He states that the appellant was called for inspection of records on 16.11.2021. The information comprising 63 pages, duly attested, as identified by the appellant has been supplied vide letter dated 16.11.2021 and collected personally by the appellant. Thereafter, after addressing the deficiencies pointed out by the appellant, additional information comprising 14 pages has been supplied to the appellant vide letter dated 29.12.2021. He further states that an affidavit has been sent to the appellant vide letter dated 04.01.2022 by registered post.

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AC No.2852/2021

4. On the asking of the Bench, the representative of the appellant states that the information as well as the affidavit supplied by the appellant have been received. He, however, states that the word 'complainant' has been mentioned in place of 'appellant' and that the affidavit is not on the non-judicial stamp paper.

5. Post deliberations, the Bench directs the PIO to file a fresh affidavit on non-judicial stamp paper, within seven days, after removing the objection raised by the representative of appellant, incorporating the contents as in the present affidavit. Original affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

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

**Chandigarh
11.01.2022**

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

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Shri Jasbir Singh,
#52-A, Gali No.5,
Gokal Ka Bagh,
Near 100 Ft. Road,
Amritsar.-143001

...Appellant

Versus

Public Information Officer

O/o Dy.Chief Engineer,
Operational, Border Zone,
PSPCL, Amritsar.

First Appellate Authority

O/o Dy. Chief Engineer,
Border Zone, HQ
PSPCL, Amritsar

....Respondents

AC No.2875 of 2021

Present:

- (i) Appellant- absent.
- (ii) Shri Sudhir Kumar, SDO, O/o Dy.Chief Engineer, Operation, Urban Circle, PCPCL, Amritsar on behalf of the PIO/respondent.

ORDER:

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 05.10.2021 passed by this Bench on the previous date of hearing.
2. The case has been heard today through cisco webex. Shri Jasbir Singh, appellant has not come present to attend the hearing through cisco webex.
3. Shri Sudhir Kumar, SDO O/o Dy.Chief Engineer, Operation, Urban Circle, PSPCL, comes present to attend the hearing on behalf of the PIO through cisco webex. He states that the appellant has been supplied point wise information as available in the official records vide letter dated 15.03.2021. He further states that as per directions of the Hon'ble Bench, an affidavit has been prepared which was to be produced before the Bench for handing over to the appellant. He further states that meter pillar box referred to by the appellant was installed eight years back in the year 2015.

Cont..P-2



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AC No.2875/2021

4. The appellant is contacted on mobile phone. He is apprised of the version of the representative of PIO. The appellant states that he has received information but he has not been supplied any copy of rules as sought at Sr.No.4 of his RTI application, under which the said meter pillar box has been installed in front of his house.

5. Post deliberations, the Bench directs the PIO to address the grievance of the appellant and supply him a copy of the relevant rules as asked for by the appellant at point No.4 of his RTI application. He is also directed to deliver the original affidavit to the appellant by a special messenger and to send photocopy of the same to the Commission for record.

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

**Chandigarh
11.01.2022**

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

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Shri Tarsem Lal,
H.No.362, Phase-4,
Mohali.

...Appellant

Versus

Public Information Officer
O/o GMADA,
Mohali.

First Appellate Authority
O/o Chief Administrator,
GMADA, Mohali.

....Respondents

AC No.2974 of 2021

Present: (i) Appellant- absent.
(ii) Shri Umesh Sehgal, Senior Assistant GMADA, Mohali,
on behalf of the PIO/respondent.

ORDER:

(Heard through Cisco Webex/on mobile phone)

1. This order may be read with reference to the order dated 06.10.2021 passed by this Bench on the previous date of hearing.
2. The case has been heard today through cisco webex. Shri Tarsem Lal, appellant has not come present to attend the hearing in person or through cisco webex.
3. Shri Umesh Sehgal, Senior Assistant, GMADA, Mohali comes present to attend the hearing through cisco webex. He states that the information has been supplied to the appellant vide letter dated 14.12.2021 and thereafter, no communication has been received from the appellant..
4. The Appellant Shri Tarsem Lal is contacted mobile phone. On the asking of the Bench, he confirms the receipt of information and also 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
11.01.2022

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

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Shri Yogesh Pathak (General Secretary),
Flat No. Palm 101, Ansal's Woodbury
Apartments Highland Marg,
Zirakpur, District Mohali.

...Appellant

Versus

Public Information Officer

O/o Real Estate Regulatory Authority,
(RERA), Sector-18,
Chandigarh.

First Appellate Authority

O/o Real Estate Regulatory Authority,
(RERA), Sector-18,
Chandigarh.

....Respondents

AC No.3001 of 2021

Present:

- (i) Shri Yogesh Pathak, Appellant.
- (ii) Shri Manish Sharma, Manager (IT), O/o RERA, Punjab, Chandigarh, PIO/respondent.

ORDER:

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 05.10.2021 passed by this Bench on the previous date of hearing.
2. The case has been heard today through cisco webex. Shri Yogesh Pathak, appellant attends the hearing through cisco webex.
3. Shri Manish Sharma, Manager, (IT), RERA, Punjab comes present to attend the hearing through cisco webex. He states that the information has been supplied to the appellant. He further states that as regards point No.1, reply has been received from the Promoter stating that completion certificate is yet to be provided by the Municipal Council, Zirakpur and accordingly, Municipal Council, Zirakpur was asked to intimate the status of application of the Promoter vide letter dated 13.01.2021, reply to which is still awaited. The PIO further states that as regards point NO.2, show cause notice was issued to the

Cont..P-2



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AC No.3001/2021

Promoter for uploading the documents, but the Promoter has not responded. He also states that necessary steps have been taken to carry out audit of compliance by the Promoters through C-DAC, a Govt. agency and that further action can be taken against the defaulting companies, once the missing data/details are identified. He also states that reply/written submissions have also been sent by e.mail to the Commission in this regard. On perusal of the same, the Bench observes that the PIO also referred to certain judgments of Hon'ble Court to the effect that the information as already in existence and accessible to the public authority under law, only can be supplied. The PIO then submits that all these details have been shared with the appellant.

4. The appellant states that he wants to know the action taken on the directions of Chairperson to the Secretary, RERA against the defaulting Promoter company.

5. Post deliberations, the PIO is now directed to call the appellant to his office to allow access to the official records and supply him additional information as may be identified by the appellant. He is also directed to file an affidavit within fourteen days, duly signed by the PIO and attested by the Notary Public to the effect that the information as available in the official records in AC No.3001/2021 has been supplied to the appellant. It be further stated that nothing has been concealed therein and the statement made is true and correct. Original affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

6. In view of the reply/written submissions submitted by the PIO, the show cause notice issued to the PIO is dropped.

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

**Chandigarh
11.01.2022**

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

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Shri Yogesh Pathak (General Secretary),
Flat No. Palm 101, Ansal's Woodbury
Apartments Highland Marg,
Zirakpur, District Mohali.

...Appellant

Versus

Public Information Officer

O/o Real Estate Regulatory Authority,
(RERA), Sector-18,
Chandigarh.

First Appellate Authority

O/o Real Estate Regulatory Authority,
(RERA), Sector-18,
Chandigarh.

....Respondents

AC No.3000 of 2021

Present:

- (i) Shri Yogesh Pathak, Appellant.
- (ii) Shri Manish Sharma, Manager (IT), O/o RERA, Punjab, Chandigarh, PIO/respondent.

ORDER:

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 05.10.2021 passed by this Bench on the previous date of hearing.
2. The case has been heard today through cisco webex. Shri Yogesh Pathak, appellant attends the hearing through cisco webex.
3. Shri Manish Sharma, Manager, (IT), RERA, Punjab comes present to attend the hearing through cisco webex. He states that the information has been supplied to the appellant. He further states that as regards point No.1, reply has been received from the Promoter stating that completion certificate is yet to be provided by the Municipal Council, Zirakpur and accordingly, Municipal Council, Zirakpur was asked to intimate the status of application of the Promoter vide letter dated 13.01.2021, reply to which is still awaited. The PIO further states that as regards point NO.2, show cause notice was issued to the

Cont..P-2



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AC No.3000/2021

Promoter for uploading the documents, but the Promoter has not responded. He also states that necessary steps have been taken to carry out audit of compliance by the Promoters through C-DAC, a Govt. agency and that further action can be taken against the defaulting companies, once the missing data/details are identified. He also states that reply/written submissions have also been sent by e.mail to the Commission in this regard. On perusal of the same, the Bench observes that the PIO also referred to certain judgments of Hon'ble Court to the effect that the information as already in existence and accessible to the public authority under law, only can be supplied. The PIO then submits that all these details have been shared with the appellant.

4. The appellant states that he wants to know the action taken on the directions of Chairperson to the Secretary, RERA against the defaulting Promoter company.

5. Post deliberations, the PIO is now directed to call the appellant to his office to allow access to the official records and supply him additional information as may be identified by the appellant. He is also directed to file an affidavit within fourteen days, duly signed by the PIO and attested by the Notary Public to the effect that the information as available in the official records in AC No.3000/2021 has been supplied to the appellant. It be further stated that nothing has been concealed therein and the statement made is true and correct. Original affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

6. In view of the reply/written submissions submitted by the PIO, the show cause notice issued to the PIO is dropped.

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

**Chandigarh
11.01.2022**

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