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Shri Tejinder Singh, Advocate R/o Vill. Bholapur, PO Ramgarh, Chandigarh Road, Ludhiana.

.....Appellant

Versus

Public Information Officer

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

First Appellate Authority

O/o Dy.State Transport Commissioner, Punjab, Sector-17, Chandigarh.

....Respondents

AC No.649 of 2020

Present: (i) Appellant- absent

(ii) Sh.Piara Singh, Assistant Transport Officer O/o State Transport Commissioner,

Punjab Chandigarh/PIO, In person before the Bench.

ORDER:

1. This order may be read with reference to the order dated 23.06.2020 passed by the Bench on

the previous hearing.

2. The case was scheduled to be heard today through V.C. at DC Office, Ludhiana. However, on contacting the official in the D.C. Office, Ludhiana, it has been reported that the public dealing has been

prohibited in the D.C. Office for the time being due to pandemic of COVID-19, hence, the Video Conferencing

scheduled for today has been cancelled.

3. Shri Piara Singh, Assistant Transport Officer O/o S.T.C. Punjab, Chandigarh comes present

in person before the Bench. And states that the appellant has been provided the entire information after

inspection of record by him on 29.06.2020. The PIO also produces an affidavit dated 10.08.2020 in

compliance with the directions of the Bench given on the previous date of hearing, enclosing therewith the

acknowledgements given by the appellant on the letters itself for having received the complete information.

The same is taken on record.

4. In view of the above, no further action is called for in the matter. **The appeal case is**

disposed off and closed. Copies of the order be sent to the concerend parties.

Sd/-

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

Chandigarh 11.08.2020

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Sh.Saurab Sharma S/o Shri Subhash Sharma B-23, H.No.6163, Street No.4,, Hargobind Nagar, Near Hanuman Mandir, Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Municipal Corporation Zone-B, Ludhiana.

First Appellate Authority

O/o The Commissioner, Municipal Corporation, Ludhiana.

....Respondents

AC No.1008 of 2020

Present: (i) Shri Saurab Sharma, Appellant

> Mr. Abdul Sattar, Supdt. O/o M.C. Luidhiana/PIO. (ii)

ORDER:

Contacted through mobile phone

- This order may be read with reference to the order dated 23.06.2020 passed by this Bench on 1. the previous date of hearing.
- 2. The case was scheduled to be heard today through V.C. at DC Office, Ludhiana. However, on contacting the official in the D.C. Office, Ludhiana, it has been reported that the public dealing has been prohibited in the D.C. Office for the time being, due to pandemic of COVID-19, hence, the Video Conferencing cannot be held...
- The appellant Shri Saurab Sharma is contacted on mobile phone. He states that vague 3. information has been provided to him. He further states that previously, he had appeared before the First Appellate Authority who was represented by some junior functionary who stated that apart from the information supplied, nothing else can be shared with him and advised him to file further appeal. Till date, he has not received any information.
- 4. The PIO, Shri Abdul Sattar, Supdt.., Municipal Corporation Zone-B, Ludhiana is contacted on phone. He states that the information sought by the appellant has been supplied to him vide letter dated 21.01.2020 and that an intimation has been given to the Commission also vide letter dated 06.08.2020. It has also been stated in the letter dated 06.08.2020 addressed to the Commission that the case of the appellant





-2-

AC No.1008/2020

had already been disposed off by the First Appellate Authority on 23.01.2020. It has further been mentioned in the letter that the information asked for by the appellant is not in the public interest as the appellant is a tenant in the property about which he has asked for the information and a court case is going on between them with regard to this property. It has also been mentioned therein that the owner of the property has given in writing on 19.03.2020 that Shri Saurab Sharma, being third party, no information should be given to him under the RTI Act as his court case is pending with him. It has also been stated in the letter dated 06.08.2020 that another appeal No.3670 of 2016 filed by the appellant seeking similar information had been disposed off by the State Information Commission vide order dated 09.03.2017.

- 5. Post deliberations, the PIO is directed to file an affidavit within seven days, duly signed by the PIO and attested by the Notary Public, incorporating the facts as stated in para-4 above, duly mentioning the appeal case number 1008 of 2020. The statement made is correct and authentic. The original copy of affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.
- 6. With the above directions, **the appeal case is disposed off and closed.** Copies of the order be given to the concerned parties.

Chandigarh 11.08.2020



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Shri Harjit Singh Dhillon, S/o Late Shri Gurbax Singh R/o 4072/3, Gobind Colony, Jamalpur, Ludhiana.

.....Complainant

Versus

Public Information Officer

O/o The Commissioner, Municipal Corporation, Ludhiana.

....Respondents

CC No.211 of 2020

Present: (i) Shri Harjit Singh Dhillon, complainant

(ii) Shri Parshotam Lal, SDO, M.C. Ludhiana /PIO, Zone-B.

ORDER:

Contacted through Mobile Phone.

- 1. This order may be read with reference to the order dated 23.06.2020 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. However, on contacting the official in the D.C. Office, Ludhiana, it has been reported that the public dealing has been prohibited in the D.C. Office for the time being, due to pandemic of COVID-19, hence, the Video Conferencing scheduled for today has been cancelled.
- 3. The complainant Shri Harjit Singh Dhillon is contacted on mobile phone. He states that he has not been provided information to his satisfaction.
- 4. The PIO, Sh. Parshotam Lal, SDO, Municipal Corporation, Ludhiana, Zone-B, Ludhiana is contacted on phone. He states that the information sought by the complainant has been supplied to him vide letter dated 21.07.2020 and that an intimation has also been given to the Commission vide e.mail to this effect.
- 5.. The Bench, after perusing the reply sent to the complainant, observes that the complainant has been supplied information adequately and directs the PIO Zone-B of Municipal Corporation, to file an affidavit, duly signed by the PIO and attested by the Notary Public, to the effect that complete information in CC No.211 of 2020 as available in the official records, has been provided to the complainant. Nothing has been concealed therein. The statement made is correct and authentic. The original copy of the affidavit be sent to the complainant and photocopy be sent to the Commission for record.



-2- <u>CC No.211/2020</u>

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

Chandigarh 11.08.2020



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Sh.Balwinder Singh Ladi, H.No.418, Street No,5 Nanaksar Mohalla, Tehdi Road, Shimlapuri, Ludhiana-141003.

.....Appellant

Versus

Public Information Officer

O/o The Commissioner, Municipal Corporation Ludhiana.

First Appellate Authority

O/o The Commissioner, Municipal Corporation, Ludhiana.

....Respondents

AC No.1014 of 2020

Present: None.

ORDER:

- 1. This order may be read with reference to the order dated 23.06.2020 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. However, on contacting the official in the D.C. Office, Ludhiana, it has been reported that the public dealing has been prohibited in the D.C. Office for the time being, due to pandemic of COVID-19, hence, the Video Conferencing cannot be held..
- 3. The appellant has informed on telephone that he has not received any information from the PIO in spite of the directions of Hon'ble Bench.
- 4. The Bench observes that the PIO had not come present on the previous date of hearing and he was issued show cause notice. Neither the PIO has supplied any information to the appellant nor has submitted reply to the show cause notice. This attitude of the PIO is viewed adversely.
- 5. The PIO, Municipal Corporation, Ludhiana is again directed to supply the complete information to the appellant and also to file reply to the show cause notice before the next hearing, failing which the penal consequences shall follow. PIO is also directed to come in person on the next date to attend the hearing through V.C.



-2- <u>AC No.1014/2020</u>

6. With the above directions, the matter is adjourned. To come up for hearing on 06.10.2020 at 11.30 AM through V.C. in the office of D.C. Ludhiana. Copies of the order be given to the concerned parties.

Chandigarh 11.08.2020



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

Shri Gurbaksh Singh, Guru Nanak Nagar, Village Bolapur Jhabewal, PO Ramgarh, Distt. Ludhiana Pin-141123.

.....Appellant

Public Information Officer

O/o The Principal Secretary, Transport Department, Punjab. Chandigarh.

First Appellate Authority

O/o The Principal Secretary, Transport Department, Punjab Chandigarh.

....Respondents

AC No.1061 of 2020 along with AC No.1062 of 2020

Versus

Present: (i) Appellant – absent.

(ii) Shri Piara Singh, Assistant Transport Officer O/o State Transport Commissioner, Punjab Chandigarh/PIO, in person before the Bench.

ORDER:

- 1.. This order may be read with reference to the order dated 23.06.2020 passed by this Bench in the above appeal cases on the previous date of hearing.
- 2. Since the information sought vide RTI application in AC No.1061/2020 and AC No.1062/2020 is the same, as such, both these appeal cases have been clubbed together.
- 3. The cases were scheduled to be heard today through V.C. at DC Office, Ludhiana. However, on contacting the official in the D.C. Office, Ludhiana, it has been reported that the public dealing has been prohibited in the D.C. Office for the time being, due to pandemic of COVID-19, hence, the Video Conferencing scheduled for today has been cancelled.
- 4. The appellant could not be contacted on telephone as he has not mentioned his mobile number in both the appeal cases.
- 5. Shri Piara Singh, Assistant Transport Officer O/o The State Transport Commissioner, Punjab, Chandigarh/PIO, comes present in person before the Bench. He states that the same information has been sought by the appellant in both the cases. He further states that the appellant has been given reply vide letter dated 29.06.2020 to the effect that the Secretary, R.T.A. Ludhiana has been ordered to conduct enquiry into the complaint referred to by him. However, the enquiry report is yet to be finalized and received.

- 6. Post deliberations, the Bench directs the PIO, Shri Piara Singh, Assistant Transport Officer O/o The State Transport Commissioner, Punjab, Chandigarh, to file an affidavit, duly signed by the PIO and attested by the Notary Public, to the effect that the complete information in AC No.1061 of 2020 and AC No.1062 of 2020, as available in the official records, has been provided to the appellant. Nothing has been concealed therein. The statement made is correct and authentic. The original copy of the affidavit be sent to the appellant and photocopy be sent to the Commission for record.
- 7. With the aforesaid directions, the matter is adjourned. To come up for hearing on 06.10.2020 at 11.30 AM through V.C. in the office of DC Ludhiana. Copies of the order be sent to the concerned parties.

Chandigarh 11.08.2020



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

Shri Gurbaksh Singh, Guru Nanak Nagar, Village Bolapur Jhabewal, PO Ramgarh, Distt. Ludhiana Pin-141123.

.....Appellant

Public Information Officer

O/o The Principal Secretary, Transport Department, Punjab. Chandigarh.

First Appellate Authority

O/o The Principal Secretary, Transport Department, Punjab Chandigarh.

....Respondents

AC No.1062 of 2020

Versus



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

Shri Inderpal Singh S/o Shri Surjit Singh R/o 240, Block B, Ahluwalia Colony, Jamalpur, District Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Regional Transport Authority, Ludhiana.

First Appellate Authority

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

....Respondents

AC No.1108 of 2020

Present: (i) Shri Inderpal Singh, appellant

(ii) Sh.Arvinder Singh, Clerk, O/o Secretary, Regional Transport Authority, Ludhiana on behalf of the PIO.

ORDER:

Contacted through Mobile Phone

- 1. This order may be read with reference to the order dated 23.06.2020 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. However, on contacting the official in the D.C. Office, Ludhiana, it has been reported that the public dealing has been prohibited in the D.C. Office for the time being, due to pandemic of COVID-19, hence, the Video Conferencing scheduled for today has been cancelled.
- 3. The appellant was contacted on mobile phone. He states that he has not received any information from the PIO in spite of the directions of Hon'ble Bench.
- 4. Shri Arvinder Singh, Clerk O/o Secretary, R.T.A. Ludhiana was contacted on mobile phone. He is apprised of the direction of Commission on the previous hearing to supply information to the appellant. He states that the information has been sent to the appellant vide their letter dated 22.06.2020. The PIO was directed to send the information again to the appellant by registered post.
- 5. On receipt of information, the appellant will examine the reply and point out shortcomings, if any, to the PIO. Same must be addressed by the PIO before the next hearing.



-2- <u>AC No.1108/2020</u>

6. With the aforesaid directions, the matter is adjourned. To come up for hearing on 06.10.2020 at 11.30 AM through V.C. in the office of DC Ludhiana. Copies of the order be sent to the concerned parties.

Chandigarh 11.08.2020

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

Shri Jagshir Singh S/o Shri Gian Singh, H.No.9/20, Mandi Mullanpur, District Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o The Executive Officer, Municipal Council, Mullanpur Dakha, Distt. Ludhiana.

First Appellate Authority

O/o The Deputy Director, Local Govt., Ludhiana.

....Respondents

AC No.1101 of 2020

Present: Shri Jagshir Singh, Appellant.

(Contacted through mobile phone)

ORDER:

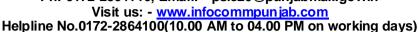
- 1. This order may be read with reference to the order dated 23.06.2020 passed by this Bench on the previous date of hearing.
- 2. The case was scheduled to be heard today through V.C. at DC Office, Ludhiana. However, on contacting the official in the D.C. Office, Ludhiana, it has been reported that the public dealing has been prohibited in the D.C. Office for the time being, due to pandemic of COVID-19, hence, the Video Conferencing scheduled for today has been cancelled.
- 3. A letter dated 10.08.2020 has been received from the PIO informing the Commission that the information has been supplied to the appellant. The Bench examines the letter dated 19.06.2020 vide which the appellant has been provided information and finds that it also contains acknowledgement of the appellant to this effect.
- 4. To ascertain the position regarding receipt of information by the appellant to his satisfaction, he is contacted on mobile phone. He confirms the receipt of information to his satisfaction and also gives his consent to the closure of the appeal case.
- 5. In view of the above, no further cause of action is left in the matter. **The appeal is disposed off and closed.** Copies of the order be sent to the concerend parties.

Sd/-

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

Chandigarh 11.08.2020

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



Shri Love Kumar Dua S/o Shri Megh Raj Dua H.No.125, Model Town, Samrala Road, Khanna, District Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer, Municipal Council, Khanna,, District Ludhiana.

First Appellate Authority

O/o The Deputy Director, Local Bodies, Ludhiana.

....Respondents-

AC No.488 of 2020

Present: (i) Shri Love Kumar Dua, Appellant.

(ii) Shri Kulwinder Singh, Municipal Engineer, Municipal Council, Khanna, on behalf of the PIO.

ORDER:

Contacted through Mobile Phone.

- 1. This order may be read with reference to the order dated 23.06.2020 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. However, on contacting the official in the D.C. Office, Ludhiana, it has been reported that the public dealing has been prohibited in the D.C. Office for the time being, due to pandemic of COVID-19, hence, the Video Conferencing scheduled for today has been cancelled.
- 3. The appellant is contacted on mobile phone. He states that he has not been provided any information.
- 4. Shri Kulwinder Singh, Municipal Engineer, M.C. Khanna is contacted on mobile phone. He is apprised of his statement given on 03.03.2020 during the hearing to the effect that information sought by the appellant is not available in official records, as also the requirement of filing an affidavit by the PIO during today's hearing to this effect. He states that the PIO had been transferred, as such, the affidavit could not be filed. This statement of Shri Kulwinder Singh is not tenable as more than five months have elapsed since the hearing of 03.03.2020.



-2- <u>AC No.488/2020</u>

- 5. PIO is again directed to file an affidavit, within Seven days, duly signed by the PIO and attested by the Notary Public to the effect that the information sought by the appellant in AC No.488 of 2020 is not available in their official records. The statement made is correct and authentic. The original copy of affidavit be sent to the appellant and photocopy of the same be sent 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 11.08.2020

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Shri Himanshu Raj, Advocate R/o # 102, Sector-10A, Chandigarh.

.....Appellant

Public Information Officer

O/o Municipal Corporation, Ludhiana.

First Appellate Authority

O/o The Commissioner, Municipal Corporation, Ludhiana.

....Respondents

AC No.570 of 2020

Versus

Present: (i) Shri Himanshu Raj, Appellant.

(ii) Shri Harjit Singh, Draftsman, M.C. Zone-D, Ludhiana

on behalf of PIO.

ORDER:

Contacted through Mobile Phone.

- 1. This order may be read with reference to the order dated 23.06.2020 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. However, on contacting the official in the D.C. Office, Ludhiana, it has been reported that the public dealing has been prohibited in the D.C. Office for the time being, due to pandemic of COVID-19, hence, the Video Conferencing scheduled for today has been cancelled.
- The appellant is contacted on mobile phone. He states that he has not been provided any information till date.
- 4. Shri Harjit Singh, Draftsman, Municipal Corporation, Ludhiana is contacted on mobile phone. He states that the appellant has not given any specific detail of the building about which information is required to enable them to trace out the same. Shri Harjit Singh further clarifies that letter dated 09.03.2020 has been sent to the appellant asking him to visit office of PIO and provide specific details of the information required. However, there has been no response.
- 5. The Bench observes that neither the PIO has supplied any information to the appellant nor filed affidavit as directed by the Bench during the hearing of 16.03.2020.
- 6. The PIO O/o Municipal Corporation, Zone-D, Ludhiana is issued show cause notice to explain as to why action should not be taken against him and also as to why penalty should not be imposed in the



-2- <u>AC No.570/2020</u>

instant case for not supplying the information to the appellant. The PIO is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

- 7. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceeding against him ex-parte.
- 8. The PIO is directed to supply complete information to the appellant before the next date of hearing and to come in person on the next date of hearing.
- 9. After supply of information to the appellant, the PIO is directed to file an affidavit, before the next hearing, duly signed by the PIO and attested by the Notary Public to the effect that the information sought by the appellant in AC No.570 of 2020, as available in their official records, has been supplied to the appellant. Nothing has been concealed therein. The statement made is correct and authentic. The original copy of affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.
- 10. With the aforesaid directions, the matter is adjourned. To come up for hearing on 06.10.2020 at 11.30 AM through V.C. in the office of D.C. Ludhiana. Copies of the order be sent to the concerned parties.

Chandigarh 11.08.2020

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PSIC

Shri Harsh Kumar, H. No.CEN 360, Kapila Street, Shibu Maal Chowk, Khanna, District Ludhiana.

...Appellant

Public Information Officer

O/o Executive Officer, Municipal Council, Khanna District Ludhiana

First Appellate Authority

O/o Regional Deputy Director, Urban Local Govt., Ludhiana.

....Respondents

AC No.1578 of 2020

Versus

ORDER:

- 1. The RTI application is dated 04.12.2019 vide which the Appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 31.01.2020 and the second appeal was filed in the Commission on 17.06.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
- 2. The case was scheduled to be heard today through V.C. at DC Office, Ludhiana. However, on contacting the official in the D.C. Office, Ludhiana, it has been reported that the public dealing has been prohibited in the D.C. Office for the time being, due to pandemic of COVID-19, hence, the hearing through Video Conferencing which was scheduled for today has been cancelled.
- 3. A letter has been received from the appellant by e-mail dated 11.08.2020 that he has not been provided any information.
- 4. Since the hearing cannot be held through V.C., the matter is adjourned. **To come up for** hearing on 06.10.2020 at 11.30 AM through V.C in the office of DC Ludhiana. Copies of order be given to the concerned parties.

Chandigarh 11.08.2020

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Shri Amrik Singh, Block J/26/10, BRS Nagar, Ludhiana.

...Complainant

Versus

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

....Respondents

CC No.328 of 2020

ORDER:

- 1. The RTI application is dated 27.04.2020 vide which the Complainant has sought information as enumerated in his RTI application and the Complaint was filed in the Commission on 16.06.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).
- 2. The case was scheduled to be heard today through V.C. at DC Office, Ludhiana. However, on contacting the official in the D.C. Office, Ludhiana, it has been reported that the public dealing has been prohibited in the D.C. Office for the time being, due to pandemic of COVID-19, hence, the hearing through Video Conferencing which was scheduled for today has been cancelled.
- 3. In view of the above, the matter is adjourned. To come up for hearing on 06.10.2020 at 11.30 AM through V.C in the office of DC Ludhiana. Copies of order be given to the concerned parties.

Chandigarh 11.08.2020

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Shri Sarabjeet Singh Gill, H.No.60-35-P-376-1,St. No.8, Maha Singh Nagar, Post Office Dhandari Kalan,

...Appellant

Versus

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

Ludhiana-141014.

First Appellate Authority-cum-The Commissioner, Municipal Corporation, Ludhiana.

....Respondents

AC No.1600 of 2020

ORDER:

- 1. The RTI application is dated 16.10.2019 vide which the Appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 17.01.2020 and the second appeal was filed in the Commission on 17.06.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
- 2. The case was scheduled to be heard today through V.C. at DC Office, Ludhiana. However, on contacting the official in the D.C. Office, Ludhiana, it has been reported that the public dealing has been prohibited in the D.C. Office for the time being, due to pandemic of COVID-19, hence, the hearing through Video Conferencing which was scheduled for today has been cancelled.
- 3. In view of the above, the matter is adjourned. **To come up for hearing on 06.10.2020 at**11.30 AM through V.C in the office of DC Ludhiana. Copies of order be given to the concerned parties.

Chandigarh 11.08.2020