

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



Shri Amrik Singh,
Block J/26/100, BRS Nagar,
Ludhiana-141012.

...Complainant

Versus

Public Information Officer
O/o Assistant Town Planner,
Zone-B, Municipal Corporation,
Ludhiana.

....Respondent

CC No.514 of 2020

Present: (i) **Shri Amrik Singh, Complainant.**
(ii) **None on behalf of PIO.**

ORDER:
(Heard through Video Conferencing)

1. The RTI application is dated 18.06.2020 vide which the complainant has sought information as enumerated in his RTI application. The Complaint was filed in the Commission on 04.08.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act)
2. Notice of hearing was issued to the parties for 12.10.2020 by the Commission through V.C. in D.C. Office, Ludhiana.
3. The complainant Shri Amrik Singh comes present to attend the hearing through V.C. He states that he has not received any information as yet.
4. Neither the PIO has come present to attend the hearing nor any of his representative has been deputed by the PIO to attend the hearing on his behalf.
5. On perusal of the RTI application, the Bench observes that the RTI application is dated 18.06.2020 and the Complainant has filed second appeal in this Commission on 04.08.2020. It is ascertained that the complainant has not availed the provision of the Section 19(1) of the RTI Act by filing an appeal with the First Appellate Authority (FAA). As such the FAA has not been able to address the grievances of the complainant.
6. It must be noted that there is an alternate and efficacious remedy of First Appeal available under Section 19(1) of the RTI Act. It appears that the complainant has failed to avail the same in the instant case.
7. In view of the aforesaid, the instant matter is remanded back to the First Appellate Authority, i.e. Shri Kulpreet Singh, Joint Commissioner, Municipal Corporation, Ludhiana. The Commission hereby directs the FAA to treat the copy of the Complaint (enclosed herewith) as the First Appeal and decide the



matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. In case, the complainant is not satisfied with the decision of the First Appellate Authority (FAA), he is at liberty to file second appeal with Punjab State Information Commission in accordance with the provisions of the RTI Act, 2005.

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

Chandigarh
12.10.2020

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

Remanded back to

First Appellate Authority, O/o Shri Kulpreet Singh, Joint Commissioner, Municipal Corporation, Ludhiana.

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Shri Amrik Singh,
Block J/26/100, BRS Nagar,
Ludhiana-141012.

...Complainant

Versus

Public Information Officer

O/o The Commissioner,
Municipal Corporation,
Ludhiana.

....Respondent

CC No.513 of 2020

Present: (i) **Shri Amrik Singh, Complainant.**
(ii) **Shri Baljinder Singh, Junior Engineer, Zone-D Municipal Corporation, Ludhiana
on behalf of PIO.**

ORDER:

(Heard through Video Conferencing)

1. The RTI application is dated 09.06.2020 vide which the complainant has sought information as enumerated in his RTI application. The Complaint was filed in the Commission on 04.08.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act)
2. Notice of hearing was issued to the parties for 12.10.2020 by the Commission through V.C. in D.C. Office, Ludhiana.
3. The complainant Shri Amrik Singh comes present to attend the hearing through V.C. He states that he has not received any information as yet.
4. Shri Baljinder Singh, Junior Engineer, Zone-D, Municipal Corporation, Ludhiana comes present to attend the hearing through V.C. on behalf of the PIO. He states that the complainant has sought information for the period 1st January to 10th June but it does not specify the year for which information is required, due to which the information could not be supplied.
5. On the asking of the Bench, the Complainant clarifies that the information asked for relates to the year 2020 i.e. from 1st January, 2020 to 10th June, 2020. However, on perusal of the RTI application, the Bench observes that the RTI application is dated 09.06.2020 and the Complainant has filed second appeal in this Commission on 04.08.2020. It is ascertained that the complainant has not availed the provision of the Section 19(1) of the RTI Act by filing an appeal with the First Appellate Authority (FAA). As such the FAA has not been able to address the grievances of the complainant.

Cont...P-2

6. It must be noted that there is an alternate and efficacious remedy of First Appeal available under Section 19(1) of the RTI Act. It appears that the complainant has failed to avail the same in the instant case. As such, the Bench observes that at first, the First Appellant Authority should make an attempt to address the grievances of the complainant.

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

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

Chandigarh
12.10.2020

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

Remanded back to

First Appellate Authority, O/o Shri Kulpreet Singh, Joint Commissioner, Municipal Corporation, Ludhiana.

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Ludhiana-141012.

...Complainant

Versus

Public Information Officer

O/o The Commissioner,
Municipal Corporation,
Ludhiana.

....Respondent

CC No.512 of 2020

Present: (i) **Shri Amrik Singh, Complainant.**
(ii) **Shri Gurpreet Singh, Head Draftsman, Zone-A and Shri Om Parkash, Establishment Clerk, Municipal Corporation, Ludhiana on behalf of PIO.**

ORDER:

(Heard through Video Conferencing)

1. The RTI application is dated 10.06.2020 vide which the complainant has sought information as enumerated in his RTI application. The Complaint was filed in the Commission on 04.08.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act)
2. Notice of hearing was issued to the parties for 12.10.2020 by the Commission through V.C. in D.C. Office, Ludhiana.
3. The complainant Shri Amrik Singh comes present to attend the hearing through V.C. He states that he has received only partial information.
4. Shri Gurpreet Singh, Head Draftsman, Zone-A, Municipal Corporation, Ludhiana comes present to attend the hearing through V.C. on behalf of the PIO. He states that the complainant has sought information in respect of Shri Satish Kumar, Head Draftsman working in Municipal Corporation, Ludhiana and that the information, as available in the official records, has been supplied to the complainant vide letter dated 05.10.2020.
5. On perusal of RTI application, the Bench observes that the information sought is personal and third party which can be denied under the RTI Act. However, on the asking of the Bench, the Complainant levels some allegations of corruption insofar as the appointment of Shri Satish Kumar, Head Draftsman is concerned. Further, on perusal of the RTI application, the Bench observes that the RTI application is dated 10.06.2020 and the Complainant has filed the second appeal in this Commission on 04.08.2020. It is

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ascertained that the complainant has not availed the provision of the Section 19(1) of the RTI Act by filing an appeal with the First Appellate Authority (FAA). As such the FAA has not been able to address the grievances of the complainant.

6. It must be noted that there is an alternate and efficacious remedy of First Appeal available under Section 19(1) of the RTI Act. It appears that the complainant has failed to avail the same in the instant case. In view of the nature of allegations leveled by the complainant, the Bench observes that the said remedy must be availed of by the complainant.

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

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

**Chandigarh
12.10.2020**

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

Remanded back to

**First Appellate Authority, O/o Shri Kulpreet Singh, Joint Commissioner, Municipal Corporation,
Ludhiana.**

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Block J/26/100, BRS Nagar,
Ludhiana-141012.

...Complainant

Versus

Public Information Officer

O/o The Commissioner,
Municipal Corporation,
Ludhiana.

....Respondent

CC No.511 of 2020

Present: (i) **Shri Amrik Singh, Complainant.**
(ii) **Shri Baljinder Singh, Junior Engineer, Zone-D Municipal Corporation, Ludhiana on behalf of PIO.**

ORDER:

(Heard through Video Conferencing)

1. The RTI application is dated 16.06.2020 vide which the complainant has sought information as enumerated in his RTI application. The Complaint was filed in the Commission on 04.08.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act)
2. Notice of hearing was issued to the parties for 12.10.2020 by the Commission through V.C. in D.C. Office, Ludhiana.
3. The complainant Shri Amrik Singh comes present to attend the hearing through V.C. He states that he has not received any information as yet.
4. Shri Baljinder Singh, Junior Engineer, Zone-D, Municipal Corporation, Ludhiana comes present to attend the hearing through V.C. on behalf of the PIO. He states that the complainant has sought information for the period 1st January, 2020 till date of application- 16th June and the same is being given to the complainant by hand during the hearing.
5. On the asking of the Bench, the Complainant gets the information from the representative of the PIO. However, on perusal of the same, he expresses his dis-satisfaction over the information supplied. On perusal of RTI application, the Bench observes that the RTI application is dated 16.06.2020 and the Complainant has filed second appeal in this Commission on 04.08.2020. It is ascertained that the complainant has not availed the provision of the Section 19(1) of the RTI Act by filing an appeal with the First Appellate Authority (FAA). As such the FAA has not been able to address the grievances of the complainant.

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6. It must be noted that there is an alternate and efficacious remedy of First Appeal available under Section 19(1) of the RTI Act. It appears that the complainant has failed to avail the same in the instant case. As such, the Bench observes that at first, the First Appellant Authority should make an attempt to address the grievances of the complainant.

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

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

Chandigarh
12.10.2020

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

Remanded back to

First Appellate Authority, O/o Shri Kulpreet Singh, Joint Commissioner, Municipal Corporation, Ludhiana.

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Block J/26/100, BRS Nagar,
Ludhiana-141012.

...Complainant

Versus

Public Information Officer

O/o The Commissioner,
Municipal Corporation,
Ludhiana.

....Respondent

CC No.510 of 2020

Present: (i) **Shri Amrik Singh, Complainant.**
(ii) **Shri Baljinder Singh, Junior Engineer, Zone-D Municipal Corporation, Ludhiana
on behalf of PIO.**

ORDER:

(Heard through Video Conferencing)

1. The RTI application is dated 09.06.2020 vide which the complainant has sought information as enumerated in his RTI application. The Complaint was filed in the Commission on 04.08.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act)
2. Notice of hearing was issued to the parties for 12.10.2020 by the Commission through V.C. in D.C. Office, Ludhiana.
3. The complainant Shri Amrik Singh comes present to attend the hearing through V.C. He states that he has not received any information as yet.
4. Shri Baljinder Singh, Junior Engineer, Zone-D, Municipal Corporation, Ludhiana comes present to attend the hearing through V.C. on behalf of the PIO. He states that the complainant has sought information for the period 1st March to 10th June but it does not specify the year for which information is required, due to which the information could not be supplied.
5. On the asking of the Bench, the Complainant clarifies that the information relates to the year 2020 i.e. from 1st January, 2020 to 10th June, 2020. However, on perusal of the RTI application, the Bench observes that the RTI application is dated 09.06.2020 and the Complainant has filed second appeal in this Commission on 04.08.2020. It is ascertained that the complainant has not availed the provision of the Section 19(1) of the RTI Act by filing an appeal with the First Appellate Authority (FAA). As such the FAA has not been able to address the grievances of the complainant.

6. It must be noted that there is an alternate and efficacious remedy of First Appeal available under Section 19(1) of the RTI Act. It appears that the complainant has failed to avail the same in the instant case. As such, the Bench observes that at first, the First Appellant Authority should make an attempt to address the grievances of the complainant.

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

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

Chandigarh
12.10.2020

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

Remanded back to

First Appellate Authority, O/o Shri Kulpreet Singh, Joint Commissioner, Municipal Corporation, Ludhiana.

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Block J/26/100, BRS Nagar,
Ludhiana-141012.

...Complainant

Versus

Public Information Officer

O/o The Commissioner,
Municipal Corporation,
Ludhiana.

....Respondent

CC No.508 of 2020

Present: (i) **Shri Amrik Singh, Complainant.**
(ii) **None on behalf of PIO.**

ORDER:

(Heard through Video Conferencing)

1. The RTI application is dated 09.06.2020 vide which the complainant has sought information as enumerated in his RTI application. The Complaint was filed in the Commission on 04.08.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act)
2. Notice of hearing was issued to the parties for 12.10.2020 by the Commission through V.C. in D.C. Office, Ludhiana.
3. The complainant Shri Amrik Singh comes present to attend the hearing through V.C. He states that he has not received any information as yet.
4. Neither the PIO has come present to attend the hearing nor has any of his representative been deputed by the PIO to attend the hearing on his behalf.
5. On perusal of the RTI application, the Bench observes that the RTI application is dated 09.06.2020 and the Complainant has filed second appeal in this Commission on 04.08.2020. It is ascertained that the complainant has not availed the provision of the Section 19(1) of the RTI Act by filing an appeal with the First Appellate Authority (FAA). As such the FAA has not been able to address the grievances of the complainant.
6. It must be noted that there is an alternate and efficacious remedy of First Appeal available under Section 19(1) of the RTI Act. It appears that the complainant has failed to avail the same in the instant case. As such, the Bench observes that at first, the First Appellant Authority should make an attempt to address the grievances of the complainant.



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CC No.508/2020

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

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

**Chandigarh
12.10.2020**

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

Remanded back to

**First Appellate Authority, O/o Shri Kulpreet Singh, Joint Commissioner, Municipal Corporation,
Ludhiana.**

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Shri Amrik Singh,
Block J/26/100, BRS Nagar,
Ludhiana-141012.

...Complainant

Versus

Public Information Officer

O/o The Commissioner,
Municipal Corporation,
Ludhiana.

....Respondent

CC No.509 of 2020

Present: (i) **Shri Amrik Singh, Complainant.**
(ii) **Shri Baljinder Singh, Junior Engineer, Zone-D Municipal Corporation, Ludhiana
on behalf of PIO.**

ORDER:

(Heard through Video Conferencing)

1. The RTI application is dated 16.06.2020 vide which the complainant has sought information as enumerated in his RTI application. The Complaint was filed in the Commission on 04.08.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act)
2. Notice of hearing was issued to the parties for 12.10.2020 by the Commission through V.C. in D.C. Office, Ludhiana.
3. The complainant Shri Amrik Singh comes present to attend the hearing through V.C. He states that he has not received any information as yet.
4. Shri Baljinder Singh, Junior Engineer, Zone-D, Municipal Corporation, Ludhiana comes present to attend the hearing through V.C. on behalf of the PIO. He states that the complainant has sought information for the period 1st January, 2020 till date of application- 16th June and the same has been sent to the complainant by speed post and copy is being given to the complainant by hand during the hearing.
5. On the asking of the Bench, the Complainant gets the information from the representative of the PIO. However, on perusal of the same, he expresses his dis-satisfaction over the information supplied. On perusal of RTI application, the Bench observes that the RTI application is dated 16.06.2020 and the Complainant has filed second appeal in this Commission on 04.08.2020. It is ascertained that the complainant has not availed the provision of the Section 19(1) of the RTI Act by filing an appeal with the First Appellate Authority (FAA). As such the FAA has not been able to address the grievances of the complainant.

Cont...P-2

6. It must be noted that there is an alternate and efficacious remedy of First Appeal available under Section 19(1) of the RTI Act. It appears that the complainant has failed to avail the same in the instant case. As such, the Bench observes that at first, the First Appellant Authority should make an attempt to address the grievances of the complainant.

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

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

Chandigarh
12.10.2020

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

Remanded back to

First Appellate Authority, O/o Shri Kulpreet Singh, Joint Commissioner, Municipal Corporation, Ludhiana.

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Shri Jasbir Singh,
R/o Village Bolapur Jhabewal,
PO Ramgarh,
District Ludhiana.

...Appellant

Versus

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

First Appellate Authority-cum-
State Transport Commissioner,
Punjab, Sector-17, Chandigarh.

....Respondents

AC No.2006 of 2020

Present: (i) **Appellant- absent.**
(ii) **Shri Piara Singh, Assistant Transport Officer/PIO, O/o State Transport Commissioner, Punjab in person before the Bench.**

ORDER:

Heard Through Video Conferencing/On Mobile Phone.

1. The RTI application is dated 22.04.2020 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 27.06.2020 and the second appeal was filed in the Commission on 30.07.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 12.10.2020 by the Commission through V.C. in the office of D.C. Ludhiana. Accordingly, the case has been heard today through V.C. in D.C. Office, Ludhiana. Shri Jasbir Singh, Appellant has not come present to attend the hearing through V.C. However, he has informed telephonically that due to some personal problem, he will not be able to attend the hearing through V.C. in DC Office, Ludhiana.
3. Shri Piara Singh, Assistant Transport Officer/PIO, O/o S.T.C. Punjab, Chandigarh comes present to attend the hearing in person before the Bench. He states that the information has been supplied to the appellant vide letter dated 08.10.2020. He further states that similar information had been supplied to the appellant in another Appeal Case No.1999 of 2019 which was disposed off by Ld. State Information Commissioner, Shri Sanjeev Garg. He also produces a copy of the order dated 16.12.2019 before the Bench.
4. Since the appellant is absent, he is contacted on mobile phone. He is apprised of the version of the PIO regarding the supply of information to him. The appellant denies having received any information.



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AC No.2006/2020

5. The PIO is apprised of the version of appellant. He is directed to contact the appellant on mobile phone to apprise the appellant regarding the supply of information and to ascertain the receipt of information by the appellant.

6. The PIO, on the directions of Bench, contacts the appellant to check with him the information having been sent by e.mail by the PIO and then, informs the Bench that the appellant has acknowledged the receipt of information. The appellant also confirms to the Bench the receipt of information and gives his consent to close the case.

7. In view of the above, no further intervention of the Bench is called for. **The appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
12.10.2020**

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