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Davinder Singh,

S/o Mohan Singh, # 353, Phase-2, Mohali.

Versus

Public Information Officer, o/o Greater Mohali Area Development Authority, PUDA Bhawan, Sector-62,Mohali. First Appellate Authority, o/o Greater Mohali Area Development Authority, PUDA Bhawan, Sector-62, Mohali.

Appeal Case No. 1080 of 2020 (Video Conference Proceedings)

PRESENT: Davinder Singh (Absent) 93572-46316 Gurvinder Singh, PIO-cum-AEO (respondent) 98786-02071

ORDER:

(To be read in continuity with earlier orders on 23.7.2020, 24.9.2020, and 13.11.2020)

1. The RTI application is dated **5.11.2019** vide which the appellant has sought <u>information</u> <u>regarding Plot No. 353 Phase-2, SAS Nagar (Mohali)</u>, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **16.12.2019**, and second appeal was filed in the Commission on **11.3.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **13.11.2020**.

2. Both parties are present through Video Conference facility at the Deputy Commissioner's office in Mohali. The respondent PIO-cum-AEO, Gurvinder Singh has submitted an Affidavit that is neither dated nor notarised. The respondent PIO, has also failed to comply with this Commission's directions, wherein he was asked to inform in writing, whether any police case/FIR was registered for the loss of record requested in this RTI application. He was also directed to state whether any responsibility was fixed and/or departmental enquiry initiated against any employee for the loss of aforesaid record.

3. The Commission takes a very serious view of lackadaisical stance assumed by the respondent PIO and directs that the Chief Administrator GMADA initiate an enquiry to determine the fate of the record pertaining to Plot No.353, Phase-2, SAS Nagar, Mohali. The aforesaid enquiry must be time bound and completed within 30 days. A report be submitted to this Commission before the next hearing of this appeal case.

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Appeal Case No. 1080 of 2020 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005 Signature of the PIO Name of the PIO Name of the Public Authority Date

5. <u>Next hearing on 28.4.2021 at 11.00 am through Video Conference Facility in the office</u> of Deputy Commissioner, Mohali.

Sd/-(ASIT JOLLY) State Information Commissioner

Chandigarh 13.1.2021

Cc: Chief Administrator, Greater Mohali Area Development Authority (GMADA), PUDA Bhawan, Sector 62, SAS Nagar (Mohali), for necessary action.

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Aruna Devi,

w/o Bharat Bhushan Mattu, # 322, Maskeen Nagar, PO Netaji Nagar, Salem Tabri, Ludhiana.

Versus **Public Information Officer,** o/o Estate Officer, GMADA, Greater Mohali Area Development Authority, District Mohali. **First Appellate Authority,** o/o Chief Administrator, GMADA, Greater Mohali Area Development Authority, District Mohali.

Appeal Case No. 2842 of 2019 (Video Conference Proceedings)

PRESENT: (Appellant) Absent Gurvinder Singh, PIO-cum-AEO (respondent) 98786-02071

ORDER:

(To be read in continuity with earlier order on **11.10.19**, **28.11.19**, **30.1.2020**, **24.7.2020**, **25.9.2020**, **and 13.11.2020**)

1. The RTI application is dated **6.5.19** vide which the appellant has sought <u>information</u> <u>pertaining to her complaint dated 6.3.17 in six points</u>, as enumerated in her RTI application. First appeal was filed with the First Appellate Authority (FAA) on **11.6.19**, and second appeal was filed in the Commission on **6.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **13.11.2020**.

2. The appellant is absent but has intimated this Commission that she is not satisfied with the information pertaining to point No.3 of the RTI application. She has also pointed out that the copies supplied by way of information are not attested, which is, contrary to the directions of this Commission. The respondent PIO-cum-AEO, Gurvinder Singh, is directed to personally check the information supplied to the appellant on 31.12.2020 and have every copy/page duly attested as per the format directed below. One set of copies be supplied to the appellant, and second by submitted to this Commission at the earliest.

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Appeal Case No. 2842 of 2019 (Video Conference Proceedings)

3. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005 Signature of the PIO Name of the PIO Name of the Public Authority Date

4. <u>Next hearing on 28.4.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.</u>

Sd/-(ASIT JOLLY) State Information Commissioner

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REGISTERED SHOW CAUSE NOTICE

Jagjit Singh Bajaj,

S/o Sh. Harbans Singh, #1716, Sector 61, Phase-7, District Mohali-160062

Versus

Public Information Officer,
o/o Greater Mohali Area Development Authority,
Mohali.
Public Information Officer,
o/o Punjab Urban Development Authority,
PUDA Bhawan, Sector-62, Mohali.
First Appellate Authority,
o/o Estate Officer,
Greater Mohali Area Development Authority,
PUDA Bhawan, Sector-62, Mohali.

Appeal Case No. 2350 of 2020 and 2351 of 2020 (Video Conference Proceedings)

PRESENT: Jagjit Singh Bajaj (Appellant) 99290-41716 Gurvinder Singh, PIO-AEO from the office of GMADA (for the respondent) 98786-02071

ORDER:

1. The RTI application is dated **22.5.2020** vide which the appellant has sought <u>information</u> regarding residential plot of 256.66 sqr yard 33'x70' in 750 plots scheme IT City Mohali and IT City Industry (200 plots) scheme SAS Nagar, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **1.7.2020**, and second appeal was filed in the Commission on **28.8.20** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **13.1.2021**.

2. The respondent PIO from the office of PUDA, Mohali, is absent without any intimation. These RTI applications were submitted more than 6 months ago, yet the respondent has failed to send a reply or supply the information. Under the circumstances, this Commission deems it fit to herewith, serve the respondent PIO with a Show Cause Notice.

3. The respondent PIO is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing wilful delay/denial of the information requested by the appellant as far back as on **22.5.2020**.

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Appeal Case No. 2350 of 2020 and 2351 of 2020 (Video Conference Proceedings)

"In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provisio there to, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him *ex parte.*"

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005 Signature of the PIO Name of the PIO Name of the Public Authority Date

5. <u>Next hearing on 28.4.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.</u>

Sd/-(ASIT JOLLY) State Information Commissioner

Chandigarh 13.1.2021

Cc: Chief Administrator, Punjab Urban Development Authority (PUDA), Mohali

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Ashish Kapur,

S/o Late Arun Kapur, # 695, First Floor Annexe, Phase-2, Mohali – 160 055

Versus

Public Information Officer, o/o Additional Chief Administrator Greater Mohali Area Development Authority, PUDA Bhawan, Mohali. First Appellate Authority, o/o Additional Chief Administrator, Greater Mohali Area Development Authority, PUDA Bhawan, Mohali. Appeal Case No. 2332 of 2020 (Video Conference Proceedings)

PRESENT: (Appellant) Absent (Respondent) Absent

ORDER:

1. The RTI applications are dated **19.2.2020** and **22.2.2020** vide which the appellant has sought information regarding Letter No. 7/2/2019-2G-PRB-1639 dated 13.3.2019 from the office of Hon'ble Governor Punjab, which was forwarded to Chief Administrator PUDA, by the Department of Housing & Urban Development, as enumerated in these two RTI applications. First appeal was filed with the First Appellate Authority (FAA) on **2.6.2020**, and second appeal was filed in the Commission on **27.8.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **13.1.2021**.

2. Both parties are absent. The appellant Ashish Kapur has requested hearing through Video call/WhatsApp call. The appellant can attend the next hearing on 28.4.2021, via CISCO WEBEX.

3. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005 Signature of the PIO Name of the PIO Name of the Public Authority Date

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Appeal Case No. 2332 of 2020 (Video Conference Proceedings)

4. <u>Next hearing on 28.4.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali and the appellant will attend via CISCO WEBEX, Join Meeting No. 918076792</u>

Sd/-(ASIT JOLLY) State Information Commissioner

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Ashish Kapur,

S/o Late Arun Kapur, # 695, First Floor Annexe, Phase-2, Mohali-160055

Versus

Public Information Officer, o/o Chief Administrator Punjab Urban Development Authority, District Mohali. First Appellate Authority, o/o Chief Administrator, Punjab Urban Development Authority, PUDA Bhawan, District Mohali. Appeal Case No. 2331 of 2020 (Video Conference Proceedings)

PRESENT: (Appellant) Absent (Respondent) Absent

ORDER:

1. The RTI applications are dated **19.2.2020** and **22.2.2020** vide which the appellant has sought information regarding Letter No. 7/2/2019-2G-PRB-1639 dated 13.3.2019 from the office of Hon'ble Governor Punjab, which was forwarded to Chief Administrator PUDA, by the Department of Housing & Urban Development, as enumerated in these two RTI applications. First appeal was filed with the First Appellate Authority (FAA) on **2.6.2020**, and second appeal was filed in the Commission on **27.8.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **13.1.2021**.

2. Both parties are absent. The appellant Ashish Kapur has requested hearing through Video call/WhatsApp call. The appellant can attend the next hearing on 28.4.2021, via CISCO WEBEX.

3. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

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Appeal Case No. 2331 of 2020 (Video Conference Proceedings)

Information supplied under the RTI Act, 2005 Signature of the PIO Name of the PIO Name of the Public Authority Date

4. <u>Next hearing on 28.4.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali and the appellant will attend via CISCO WEBEX.... Join Meeting No. 918076792</u>

Sd/-(ASIT JOLLY) State Information Commissioner

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Kanwal Nain Singh,

S/o. Raghbir Singh, # 62, Model Town, Ambala City – 134 003.

Versus

Public Information Officer, o/o Greater Mohali Area Development Authority (GMADA), PUDA Bhawan, Sector-62, Mohali. First Appellate Authority, o/o Estate Officer, Greater Mohali Area Development Authority (GMADA), PUDA Bhawan, Sector-62, Mohali.

Appeal Case No. 2293 of 2020 (Video Conference Proceedings)

PRESENT: (Appellant) Absent Gurvinder Singh, PIO-cum-AEO (respondent) 98786-02071

ORDER:

1. The RTI application is dated **12.5.2020** vide which the appellant has sought <u>information</u> <u>regarding the allotment of sites to religious bodies / institutions in 7 points,</u> as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **29.6.2020**, and second appeal was filed in the Commission on **25.8.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **13.1.2021**.

2. The appellant is absent but has informed the Commission of his inability to attend this hearing. The respondent PIO-cum-AEO, Gurwinder Singh, present through Video Conference Facility at the Deputy Commissioner's Office at Mohali, stated that partial information has been supplied to the appellant and the remainder has been requested from the concerned branch (LAC). This Commission advises the respondent PIO to invite the appellant to inspect the record on a mutually agreeable date and time. This is in view of the apparently large volume of information which he has requested.

3. The respondent PIO is to arrange mutually acceptable date and time with the appellant and arrange the inspection under intimation to this Commission before the next hearing.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

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Appeal Case No. 2293 of 2020 (Video Conference Proceedings)

Information supplied under the RTI Act, 2005 Signature of the PIO Name of the PIO Name of the Public Authority Date

5. <u>Next hearing on 28.4.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.</u>

Sd/-(ASIT JOLLY) State Information Commissioner

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Karnail Singh,

s/o Late Sarwan Singh, # 106, Street No. 4, Sidhu Colony Bhadson Road, District Patiala.

Versus

Public Information Officer,

o/o Director General of Police, Punjab Police Headquarters, Sector- 9 C, Chandigarh. **First Appellate Authority,** o/o Director General of Police, Punjab Police Headquarters, Sector- 9 C, Chandigarh.

Appeal Case No. 3922 of 2019 (Video Conference Proceedings)

PRESENT: Karnail Singh (Respondent) ASI Parshotam Kumar (for the respondent) 94171-31510

ORDER:

(To be read in continuity with earlier orders on 26.12.19 and 14.2.2020, 24.7.2020, 25.9.2020, and 13.11.2020)

1. The RTI application is dated **14.5.19** vide which the appellant has sought <u>information by</u> way of copies of original promotion letters of DSPs mentioned in Letter No. 1/34/2016-<u>311/dsp dated 21.4.16</u>, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) and second appeal was filed in the Commission on **18.10.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **13.11.2020**.

2. Both the parties are present through Video Conference in the office DC, Mohali. The respondent PIO, represented by ASI Parshotam Kumar, submitted that the information requested has already been provided by way of copies of the promotion orders. At the last hearing on 13.11.2020, the appellant had contended that the documents supplied by the PIO were copies of the relevant office orders and not copies of the original promotion letters as requested in his RTI application.

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Appeal Case No. 3922 of 2019 (Video Conference Proceedings)

3. The respondent PIO has meanwhile contended that no separate/individual promotion letters are issued in case of promotion of Inspectors to DSPs and that the promotions are effected by a common government order, which has already been supplied to the appellant. However, in view of the appellant's continuing objections, the respondent PIO, office of DGP Punjab is directed to submit a duly Notarised Affidavit clearly stating his contention that no separate / individual promotion letters are issued in the case of promotions of Inspectors as DSPs.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005 Signature of the PIO Name of the PIO Name of the Public Authority Date

5. <u>Next hearing on 28.4.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.</u>

Sd/-(ASIT JOLLY) State Information Commissioner

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REGISTERED

Sukhchain Singh,

s/o Ajit Singh, Sonam Mohalla, Ward No. 11, Fatehgarh Churian, Tehsil Batala, District Gurdaspur.

Versus

Public Information Officer, o/o Personal Department, (PCS Branch), Civil Secretariat, Punjab, Chandigarh. First Appellate Authority, o/o Chief Secretary, Government of Punjab, Personal Department, Civil Secretariat, Punjab, Chandigarh.

Appeal Case No. 3631 of 2019 (Video Conference Proceedings)

Present:

Sukhchain Singh (Appellant) 94635-18565 Manoj Garg, Senior Assistant, PCS Branch (for the Respondent) 94643-51751

ORDER:

(To be read in continuity with earlier orders on **9.1.2020**, **20.2.2020**, **24.7.2020**, **25.9.2020**, **and 13.11.2020**)

1. The RTI application is dated **20.5.17** vide which the appellant has sought information **regarding an enquiry report by the State Vigilance Department**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **19.7.17** and second appeal was filed in the Commission on **26.9.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **13.11.2020**.

2. Both the parties are present through Video Conference in the Deputy Commissioner's office in Mohali. The respondent PIO, represented by Manoj Garg, Senior Assistant in the PCS Branch, has brought the original record pertaining to this RTI request. He is directed to make two legible copies of entire record (Vigilance Report). One copy is to be handed over to the appellant after each and every page is attested as per the format directed below. The second copy is to be submitted to this Bench.

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Appeal Case No. 3631 of 2019 (Video Conference Proceedings)

3. This RTI application, which pertains to allegations of corruption by government officials, has been pending since 20.5.2017. It has also been pending as a Second Appeal since 26.9.2019. This Commission is of the considered view that owing to the negligence and / or lackadaisical attitude of the respondent PIO and other officials of Punjab Home Department, the appellant has had to bear considerable time and expense in travelling to hearings at Chandigarh, all the way from his home in Fatehgarh Churian, District Gurdaspur.

4. In view of the harassment and detriment caused to the appellant, **Sukchain Singh**, this Commission deems it appropriate to award a **compensation of Rupees Fifteen Thousand (Rs. 15,000.00)**. This is to be paid vide a crossed cheque / demand draft, by the Public Authority, in this instance, the Personal Department, (PCS Branch), Civil Secretariat, Punjab, Chandigarh, within 15 days of receiving this order.

5. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005 Signature of the PIO Name of the PIO Name of the Public Authority Date

6. <u>Next hearing on 28.4.2021 at 11.00 am through Video Conference Facility in the office</u> of Deputy Commissioner, Mohali. For COMPLAINCE

Sd/-(ASIT JOLLY) State Information Commissioner

Chandigarh 13.1.2021

Cc: Chief Secretary, Government of Punjab, Punjab Civil Secretariat, Chandigarh

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Parminder Singh,

S/o Nirmal Singh, Village Malwal, Kadim, Tehsil & District Ferozepur.

Versus

Public Information Officer, o/o Senior Superintendent of Police, Mini secretariat, Patiala.

Complaint Case No. 142 of 2020 (Video Conference Proceedings)

PRESENT: (Complainant) Absent (Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 24.7.2020, 25.9.2020, and 13.11.2020)

1. The complainant, **Parminder Singh**, filed this RTI application dated **25.9.2019** and sought information <u>regarding Head Constable Karnail Singh, Belt No. 1794</u>, from the PIO o/o Senior **Superintendent of Police, Patiala.** When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **30.1.2020**. The case was last heard on **13.11.2020**.

2. Both the parties are absent without intimation. This case will now be heard at its next hearing.

3. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005 Signature of the PIO Name of the PIO Name of the Public Authority Date

4. <u>Next hearing on 19.3.2021 at 11.00 am through Video Conference Facility</u>. (The complainant will attend the hearing at Deputy Commissioner's Office at Ferozepur and the respondent PIO will attend the hearing at Deputy Commissioner's Office at Patiala).

Sd/-(ASIT JOLLY) State Information Commissioner Chandigarh 13.1.2021

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Maninder Kaur,

w/o Manpreet Singh, c/o Bhavish Rauni (Advocate), Chamber No. 509, Yadvindra Court Complex, Patiala.

Versus

Public Information Officer,

o/o Director, Technical Education & Industrial Training, Branch-1, Room No. 201, 2nd Floor, Mini Secretariat, Sector-9, Punjab, Chandigarh

Complaint Case No. 677 of 2019 (Video Conference Proceedings)

PRESENT:

J M Singh (for the Complainant) 82890-24144 Rupinder Singh, PIO-cum-Deputy Director (Respondent) 99728-26538

ORDER:

(To be read in continuity with earlier order on 4.10.19, 21.11.19, 24.1.2020, 31.7.2020, 25.9.2020, and 13.11.2020)

1. The complainant, Maninder Kaur, filed this RTI application dated **20.5.19**, and sought **information by way of official letters, copies of receipt registers, noting pages of files** <u>etc.</u>. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **6.8.19**. This complaint case was last heard on **13.11.2020**.

2. Both the parties are present through Video Conference in the Deputy Commissioner's office at Mohali. At the last hearing on 13.11.2020, the respondent PIO was given one final opportunity to furnish copies of the dispatch register; dak register, etc requested by the complainant. He has again failed to comply contending that the requested information is far too voluminous (5200 pages as intimated by the various concerned branches). It has however been the complainant's contention that the requested information cannot be voluminous since it is pertains to period for which the government had withdrawn all work from the officer cited in the RTI application.

3. This Commission directs the respondent PIO-cum-Deputy Director to furnish copies of the 5,200 pages (as claimed by him) on a pen-drive to the complainant before the next hearing.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

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Complaint Case No. 677 of 2019 (Video Conference Proceedings)

Information supplied under the RTI Act, 2005 Signature of the PIO Name of the PIO Name of the Public Authority Date

5. <u>Next hearing on 17.3.2021 at 11.00 am through Video Conference Facility</u>. (The complainant will attend the hearing at Deputy Commissioner's Office Patiala and the respondent PIO will attend the hearing at Deputy Commissioner's Office Mohali).

Sd/-(ASIT JOLLY) State Information Commissioner

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Maninder Kaur,

w/o Manpreet Singh, c/o Bhavish Rauni (Advocate), Chamber No. 509, Yadvindra Court Complex, District Patiala.

Versus

Public Information Officer,

o/o Director, Technical Education & Industrial Training, Branch-1, Room No. 201, 2nd Floor, Mini Secretariat, Sector-9, Punjab, Chandigarh

Complaint Case No. 678 of 2019 (Video Conference Proceedings)

PRESENT:

J M Singh (for the Complainant) 82890-24144 Rupinder Singh, PIO-cum-Deputy Director (Respondent) 99728-26538

ORDER:

(To be read in continuity with earlier order on 4.10.19, 21.11.19, 24.1.2020, 31.7.2020, 25.9.2020, and 13.11.2020)

1. The complainant, Maninder Kaur, filed this RTI application dated **20.5.19**, and sought **information by way of official letters, copies of receipt registers, noting pages of files etc.**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **6.8.19**. This complaint case was last heard on **13.11.2020.**

2. Both the parties are present through Video Conference in the office DC, Mohali. The respondent PIO is given one more opportunity to submit a reply along with the information requested as per the deficiencies listed by the complainant. This must be done within the next 10 days.

3. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005 Signature of the PIO Name of the PIO Name of the Public Authority Date

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Complaint Case No. 678 of 2019 (Video Conference Proceedings)

4. <u>Next hearing on 17.3.2021 at 11.00 am through Video Conference Facility</u>. (The complainant will attend the hearing at Deputy Commissioner's Office Patiala and the respondent PIO will attend the hearing at Deputy Commissioner's Office Mohali).

Sd/-(ASIT JOLLY) State Information Commissioner