

# PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,  
Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864111, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com),  
Email: [psic21@punjabmail.gov.in](mailto:psic21@punjabmail.gov.in)



**Daman Kapoor,**  
# 2226/10, Street No. 2,  
Chander Nagar, Civil City,  
Ludhiana.

Versus

**Public Information officer,**  
o/o XEN, B&R Department, Zone A,  
Municipal Corporation, Ludhiana.  
**First Appellate Authority,**  
Commissioner, Municipal Corporation,  
Ludhiana.

## **Appeal Case No. 2429 of 2021 (Video Conference Proceedings)**

PRESENT:

Daman Kapoor (Appellant) 95014-22929  
Sandeep Kumar, JE from Zone A (for the Respondent) 82848-00951

ORDER:

*(To be read in continuity with earlier orders on **24.11.2021, 10.3.2022, 29.6.2022, and 23.8.2022**)*

1. The RTI application is dated **7.12.2020** vide which the appellant has sought information **regarding work orders, agreements, and sample test reports of all roads constructed in Ward Number 94 since 2017,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **11.1.2021** and Second Appeal was filed in the Commission on **20.5.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **23.8.2022**.

2. Both parties are present. The appellant is present in person. At the last hearing on 23.8.2022, the respondent PIO-cum-XEN, B&R Zone A, Sh. **Harwinder Singh**, was issued a Show Cause Notice and directed to be present in person at the today's hearing. The respondent PIO has failed to comply. Notably, the appellant Sh. **Daman Kapoor** has travelled all the way from Ludhiana to attend this Hearing in person at the Commission in Chandigarh. As per para no. 4 of this Commission's Order of 23.8.2022, the respondent PIO was also directed to furnish complete information listed as pending, pertaining to Sunil Nagar and Kehar Singh Nagar within 15 days of receipt of that Order. As per the appellant, the respondent PIO has provided incomplete information in regard to Sunil Nagar and completely incorrect information/no information with regard to Kehar Singh Nagar. This was pointed out to the PIO's representative Sh. Sandeep Kumar, JE from Zone A B&R.

3. The Commission takes a very serious view of the respondent PIO's conduct. He appears to be adopting tactics to withhold / delay the requested information. The appellant is requested to make a written submission of his contentions at today's Hearing regarding the deficiencies in the information provided to him with respect to Sunil Nagar and Kehar Singh Nagar vis-a-vis this RTI application. A copy is to be submitted to the respondent PIO's office in Ludhiana and a second copy is to be submitted to the Commission.

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## **Appeal Case No. 2429 of 2021 (Video Conference Proceedings)**

4. The respondent PIO is meanwhile directed to supply all the pending information after due attestation within 15 days of this Hearing. In case, the appellant get delayed in submitting the deficiency, it shall be the responsibility of the respondent PIO to contact the appellant and seek the specific deficiencies from him.

5. **Next hearing on 31.10.2022 at 11.30 am at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

**Sd/-**  
**(ASIT JOLLY)**  
State Information Commissioner, Punjab.

Chandigarh  
14.10.2022

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## REGISTERED SHOW CAUSE NOTICE

**Gagandeep Singh Threke,**  
208, Aryan Enclave Main Sua Road,  
Near Geeta Mandir Chowk,  
VPO Threke, Ludhiana.

Versus

**Public Information Officer,**  
o/o Improvement Trust,  
Ludhiana.  
**First Appellate Authority,**  
Additional Deputy Commissioner( UD),  
Ludhiana.

### Appeal Case No. 3295 of 2022 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Ravinder Kumar, Clerk (for the Respondent) 70095-68538

ORDER:

1. The RTI application is dated **14.4.2022** vide which the appellant has sought information **regarding plot No. 19/100J**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **24.5.2022** and Second Appeal was filed in the Commission on **15.7.2022** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **14.10.2022**.

2. The appellant is absent. The respondent PIO represented by Sh. Ravinder Kumar, Clerk, states that a reply has been sent to the appellant whereby all the requested information has been denied as third party information. It is however, notable that the respondent PIO has not deemed it fit to reply this Commission's Notice of Hearing of 29.8.2022 and nor has he submitted a copy of the reply purportedly sent to the appellant or any letter received from the stated third party, to this Commission. The Commission takes a serious view of respondent PIO's conduct and deems it fit to serve him with this Show Cause Notice.

3. The respondent **PIO-cum-EO, Improvement Trust, Ludhiana, Sh. Rajesh Kumar**, 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 willful delay/denial of the information requested by the appellant as far back as on **14.4.2022**.

"In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision 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*." Copies of this order be sent to the parties through registered post.

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## **Appeal Case No. 3295 of 2022 (Video Conference Proceedings)**

4. The respondent PIO-cum-EO, Improvement Trust, Ludhiana, Sh. **Rajesh Kumar**, is hereby further directed to be present in person at the next hearing of this Appeal Case. Failure to comply, will compel the Commission to ensure his presence by way of a Warrant.

5. **Next hearing on 28.10.2022 at 11.30 am at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

**Sd/-**  
**(ASIT JOLLY)**  
State Information Commissioner, Punjab.

Chandigarh  
14.10.2022

**Cc:** Additional Deputy Commissioner, UD, Ludhiana, for information and further necessary action.

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**Himanshu Raj**, Advocate,  
C/o # 102, Sector 10 A,  
Chandigarh.

**Versus**

**Public Information officer**,  
o/o ATP, Building Branch, Zone B,  
Municipal Corporation,  
Mata Rani Chowk, Ludhiana.  
**First Appellate Authority**,  
Commissioner, Municipal Corporation,  
Ludhiana.

## **Appeal Case No. 3448 of 2021 (Video Conference Proceedings)**

PRESENT:

(Appellant) Absent

Randhir Singh, Building Inspector from Zone B (for the Respondent)

ORDER:

*(To be read in continuity with earlier orders on 30.3.2022, 22.6.2022, and 23.8.2022)*

1. The RTI application is dated **21.10.2019** vide which the appellant has sought information **regarding Vardhman Park, Park Estate, Park Avenue, Vardhman Amrante, Park Lane etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **5.2.2020** and Second Appeal was filed in the Commission on **31.3.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **23.8.2022**.

2. The appellant is absent but has informed the Commission that the information which has been provided to him vide Letter No. 1615 Dated 18.8.2022, is deficient. The Commission has examined a copy of said information which is available on the file and finds that it is difficult to make any sense of the documents provided.

3. The respondent PIO-cum-ATP, Zone B, **Smt. Vaninder Kaur**, is hereby granted 20 days from the receipt of this Order to provide a fresh pointwise reply to the RTI application along with index of the information pertaining to each point with individual annexure numbers.

4. **Next hearing on 28.10.2022 at 11.30 am at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

**Sd/-**  
**(ASIT JOLLY)**  
State Information Commissioner, Punjab.

Chandigarh  
14.10.2022

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**Gagandeep Singh Threke,**  
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VPO Threke, Ludhiana.

Versus

**Public Information Officer,**  
o/o Improvement Trust,  
Ludhiana.  
**First Appellate Authority,**  
Additional Deputy Commissioner( UD),  
Ludhiana.

## **Appeal Case No. 3293 of 2022 (Video Conference Proceedings)**

PRESENT:

(Appellant) Absent

Ravinder Kumar, Clerk (for the Respondent) 70095-68538

ORDER:

1. The RTI application is dated **4.4.2022** vide which the appellant has sought information **regarding flat No. 10 FFMIC Rajguru Nagar**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **7.5.2022** and Second Appeal was filed in the Commission on **15.7.2022** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **14.10.2022**.

2. The appellant is absent without intimation. As per the Second Appeal filed by the appellant, PIO has supplied only partial information despite directions from the First Appellate Authority. As per the reply sent to the appellant vide Letter No. 2547 Dated 17.6.2022, only information pertaining to point no. 1 and 2 have been provided.

3. After deliberations at this hearing, the respondent PIO is hereby directed to furnish the information requested at points 3 and 5 of the RTI application by way of duly attested copies to the appellant with a copy to this Commission. This must be done within 10 days of receipt of this Order.

4. **Next hearing on 28.10.2022 at 11.30 am at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

**Sd/-**  
**(ASIT JOLLY)**  
State Information Commissioner, Punjab.

Chandigarh  
14.10.2022

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Versus

**Public Information Officer,**  
o/o Improvement Trust,  
Ludhiana.  
**First Appellate Authority,**  
Additional Deputy Commissioner( UD),  
Ludhiana.

## **Appeal Case No. 3294 of 2022 (Video Conference Proceedings)**

PRESENT:

(Appellant) Absent

Ravinder Kumar, Clerk (for the Respondent) 70095-68538

ORDER:

1. The RTI application is dated **25.3.2022** vide which the appellant has sought information as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **7.5.2022** and Second Appeal was filed in the Commission on **15.7.2022** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **14.10.2022**.

2. The appellant is absent without intimation. The respondent PIO, in a reply to the appellant vide Letter No. 2552 Dated 17.6.2022, has furnished a pointwise reply, wherein the appellant was invited to inspect the voluminous record with respect to points 1 and 2. Point No. 3 was denied as "personal information" and points 4 and 5 have been denied by the Technical Branch of the Trust, as "personal to the Trust".

3. The respondent PIO is directed:

i] To provide duly attested copies of the information for point 3 of the RTI application after redacting / blanking out all personal details like residential address, personal telephone numbers, etc.

ii] The information sought at points 4 and 5 be furnished in full as per the request made in the RTI application. This must be done within 10 days of receipt of this Order.

**4. Next hearing on 28.10.2022 at 11.30 am at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

**Sd/-**  
**(ASIT JOLLY)**  
State Information Commissioner, Punjab.

Chandigarh  
14.10.2022