

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

Visit us: - www.infocommpunjab.com



APPEAL CASE NO. 1620 OF 2021

Sh. Fulwinder Singh S/o Sh. Harcharan Singh, (9914031831)

R/o H. No. J-2, B-Block, Bhalla Colony,

Chhehratta, Amritsar.

...Appellant

Versus

Public Information Officer,

O/o Municipal Commissioner,

Amritsar.

First Appellate Authority

O/o The Commissioner,

Municipal Commissioner, Amritsar.

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: Sh. Fulwinder Singh, Appellant.

None on behalf of the Respondents.

ORDER:

This order may be read with reference to the previous order dated 15-07-2021.

2. The appellant reiterates that no information has been provided to him by the Respondents.
3. The respondent PIO is absent today and was also absent on the previous date of hearing dated 15.07.2021 in spite of the fact that notice/orders have been sent to him by the Commission.
4. The perusal of the case reveals that the required information has not been supplied to the appellant after the lapse of more than 12 months. The Commission takes a serious view of this lapse on the part of respondents for taking orders of the Commission in a casual manner and thus, denying the appellant his legitimate right to get the sought for information. Therefore, viewing the delaying attitude of the respondent-PIO, a Show Cause Notice under Section 20(1) of the RTI Act 2005, is issued to Smt. Krishna Kumari, ATP-cum-PIO to explain the reasons through a duly attested affidavit as to why a penalty at the rate of Rs.250/- per day subject to maximum of Rs.25000/- be not imposed upon him for the delay in the supply of information. She is also afforded an opportunity of personal hearing on the next date of hearing before taking any action
5. The respondent-PIO is directed to file a affidavit in response to the show cause notice and appear personally on the next date of hearing failing which it will be presumed that he has nothing to say and the Commission will initiate ex-parte proceeding.

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-02-

APPEAL CASE NO. 1620 OF 2021

6. The case is adjourned and to come up on **14.10.2021** at **11.00** for further hearing through cisco webex meeting ID No.**159 864 6555**. Copies of order may be sent to the parties.

Chandigarh
15-09-2021

Sd/-
(Hem Inder Singh)
State Information Commissioner

Copy for necessary compliance is forwarded by REGISTERED POST to :-

Smt. Krishna Kumari,
Assistant Town Planner cum PIO,
Municipal Corporation,
Amritsar.

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APPEAL CASE NO. 1644 OF 2021

Sh. Yogesh Mahajan, (9814354649)
S/o Late Sh. Kuldip Raj Mahajan,
R/o Opposite Water Tank, Municipal Market,
Mission Road, Pathankot.

...Appellant

Versus

Public Information Officer,
O/o Town Improvement Trust,
Amritsar.

First Appellate Authority
O/o Executive Officer,
Town Improvement Trust, Amritsar.

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: None for the Appellant.
None on behalf of the Respondents.

ORDER:

This order may be read with reference to the previous order dated 15-07-2021.

2. The Appellant is absent. However, he has emailed in the Commission stating that no information has been provided to him by the Respondents. The email is taken on record.
3. The PIO is absent today and he was not present on the previous date of hearing on 15.07.2021. Last and final opportunity is given to the PIO to supply, correct, readable and certified information **within 10 days** to the appellant by registered post under intimation to the Commission failing which Show Cause Notice will be issued to him. He is further directed to be present on the next date of hearing through CISCO WEBEX.
4. The case is adjourned and to come up on **14-10-2021** at **11.00 AM** for further hearing through cisco webex meeting ID No.**159 864 6555**. Copies of order may be sent to the parties.

Chandigarh
15-09-2021

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 2182 OF 2020

Sh. Paramjit Singh, (9781719255; 9417246907)

H. No. 3, Gali No. 4,

Banta Singh Colony, P.O. Dasuya,

District Hoshiarpur.

...Appellant

Versus

Public Information Officer,

O/o The Principal,

Govt. Sr. Sec. School,

Sagran, District Hoshiarpur.

First Appellate Authority,

O/o The Principal,

Govt. Sr. Sec. School,

Sagran, District Hoshiarpur.

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT Sh. Paramjit Singh, Appellant.

None for the Respondents.

ORDER

This order may be read with reference to the previous order dated 27.05.2021.

2. The Appellant says that information of point No.1 of his RTI has been supplied by the Respondents and information in respect of point 2 has not been supplied to him till date..

3. The respondent PIO is absent. He is directed to submit pointwise reply before the next date of hearing. He is further directed to be present personally for hearing through cisco webex on the next date of hearing to present the case accordingly.

4. The case is adjourned to **22.09.2021 at 01.00 PM through CISCO WEBEX MEETING ID No. 159 864 6555**. Both the parties are directed to present their case accordingly. Copies of the order be sent to the parties.

Chandigarh
15-09-2021

Sd/-
(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

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SECTOR 16, CHANDIGARH.

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APPEAL CASE NO. 2653 OF 2020

Shri Jatinder Kumar (9872324111)
Sachkhand Mishthan Bhandar,
Nehru Gate, NAWANSHAHR

...Appellant

Versus

Public Information Officer,
O/o The Executive Officer,
Nagar Council, Mukerian.

Publication Information Officer,
O/o The Regional Dy. Director,
Local Govt. Punjab, Jalandhar
"Deemed-PIO"

First Appellate Authority
O/o The Regional Dy. Director,
Local Govt. Punjab, Jalandhar.

...Respondents

HEARD THROUGH CISCO WEBEX/TELEPHONE

Present : Shri Jatinder Kumar, the appellant
Sh. Balwinder Singh, Superintendent, APIO on behalf of the respondents.

ORDER :

This order may be read with reference to the previous order dated 27-05-2021.

2. The respondent orally says that available information has already been supplied to the appellant.

3. The Appellant orally states that information supplied is incomplete as he has not been provided the receipt No. & date.

4. The Respondent-PIO is directed to send proof i.e. copy of postal receipt to the Commission vide which the information has been supplied to the appellant by registered post, before the next date of hearing failing which **show cause notice** will be issued under section 20(1) of the RTI ACT 2005. He is further directed to be present on the next date of hearing through cisco webex.

5. Adjourned and to come up on **05.10.2021 at 11.00AM** for further hearing through **CISCO WEBEX meeting ID No.1598646555**. Copies of order be sent to the parties.

Chandigarh
15-09-2021

Sd/-
(Hem Inder Singh)
State Information Commissioner

Copy for necessary immediate compliance to **(REGD POST):-**

The Public Information Officer,
O/o The Regional Dy. Director,
Local Govt. Punjab, Jalandhar.

PUNJAB STATE INFORMATION COMMISSION

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APPEAL CASE NO. 2768 OF 2020

Sh. Kulwant Singh, (9814825175)
S/o Sh. Mahinder Singh,
Sukh Niwas, Kothi No. 175,
PUDA Colony, Urban Estate,
Batala Road, Gurdaspur-143521

...Appellant

Versus

Public Information Officer,
O/o The Secretary,
Education (Schools), Punjab,
Vidhya Bhawan, PSEB Complex,
Phase-VIII, S.A.S. Nagar (Mohali).

First Appellate Authority
O/o The Secretary,
Education (Schools), Punjab,
Vidhya Bhawan, PSEB Complex,
Phase-VIII, S.A.S. Nagar (Mohali).

...Respondents

HEARD THROUGH CISCO WEBEX/VC/TELEPHONE

PRESENT Sh. Kulwant Singh, the appellant.
Ms. Dimla Mann, on behalf of the respondents

ORDER

This order may be read with reference to the previous order dated 27-07-2021.

2. The appellant orally reiterates his earlier version that information supplied is incomplete and incorrect.
3. The respondent orally requests the Commission to grant some more time and adjourn the case to another date.
4. Respondent-PIO is directed to supply the requisite information by registered post to the appellant before the next date of hearing under intimation to Commission. She is further directed to submit the reply of **show cause notice** issued to her in the shape of proper affidavit before the next date of hearing afforded an opportunity of personal hearing on the next date of hearing before taking any action.

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-02-

APPEAL CASE NO. 2768 OF 2020

5. The case is adjourned and to come up on **05-10-2021** at **11.00 AM** for further hearing through cisco webex meeting ID No.**159 864 6555**. Copies of order may be sent to the parties.

**Chandigarh
15-09-2021**

**Sd/-
(Hem Inder Singh)
State Information Commissioner**

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

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APPEAL CASE NO. 3333 OF 2020

Sh. Suresh Kumar Sharma (9855890233)

R/o New Sharma Furniture House,

Partap Bazar, CHHEHARTA,

Amritsar -143 105

...Appellant

Versus

Public Information Officer,

O/o Municipal Corporation,

Amritsar.

First Appellate Authority

O/o The Commissioner,

Municipal Corporation,

Amritsar.

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

Present

Sh. Suresh Kumar Sharma, the appellant

None on behalf of the respondents

ORDER

This order may be read with reference to the previous order dated 15-07-2021.

2. The appellant reiterates his earlier version that demanded has not been provided by the respondents.

3. Today, on 15.09.2021, the PIO is again absent. It is strange that despite issue of **show cause notice** to the PIO besides earlier communications, the respondent-PIO is defying the orders of the Commission. Despite a candid advice on a couple of occasions to provide the information and explain her conduct, ATP-cum-PIO has not attended the hearing today. It transpires that the sought information has also not been supplied to the appellant. It is clear that the PIO does not have any respect for the statutory institution. The Commission cannot take it lying down. The matter has to be taken to a logical end. While exercising its authority under Section 18(3)(a) of the RTI Act 2005, a Bailable Warrant is issued against Smt. Krishna Kumari, ATP-cum-PIO, MC, Amritsar, with the direction to the **Commissioner of Police, Amritsar, to**

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-02-

APPEAL CASE NO. 3333 OF 2020

serve it on her to appear along with entire relevant record before the Commission on **12.10.2021** at **11.00** AM for further hearing **through CISCO WEBEX** so that the requisite information can be arranged to be furnished to the information seeker and appropriate action is taken on the show cause notice issued to her.

To come up on 12.10.2021 at 11.00 AM for further hearing through **CISCO WEBEX** meeting ID No.**159 864 6555**. Copies of the order be sent to the parties.

Chandigarh
15-09-2021

Sd/-
(Hem Inder Singh)
State Information Commissioner

Copy is sent by **RGD post** to :-

1. The Commissioner of Police,
AMRITSAR
2. Smt. Krishna Kumari,
ATP-cum-PIO,
Municipal Corporation,
AMRITSAR.

PUNJAB STATE INFORMATION COMMISSION

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REGISTERED

BAILABLE WARRANT OF PRODUCTION

BEFORE SHRI HEM INDER SINGH, STATE INFORMATION
COMMISSIONER, PUNJAB AT CHANDIGARH

In case of Sh. Suresh Kumar Shrma, resident of R/o New Sharma Furnisutre
House, Partap Bazar, Chheharta, Amritsar Versus PIO, O/O Municipa Corporation,
Amritsar, Appeal case No. 3333 of 2020

UNDER SECTION 18(3)(a) OF THE RIGHT TO INFORMATION ACT,
2005.

APPEAL CASE NO. 3333 OF 2020

NEXT DATE OF HEARING: 12.10.2021 at 11.00AM

To

**The Commissioner of Police,
AMRITSAR.**

Whereas Smt. Krishna Kumari, Assistant Town Planner-cum-Public Information Officer O/o Municipal Corporation, Amritsar, has failed to appear before the State Information Commissioner despite the issuance of notice / summon in the above mentioned appeal case. Therefore, you are hereby directed to serve this Bailable Warrant on Smt. Krishna Kumari, Assistant Town Planner-cum-Public Information Officer O/o Municipal Corporation, Amritsar, to appear before the State Information Commissioner, Punjab, at Red Cross Building, Sector-16, Madhya Marg, Chandigarh, on **12.10.2021 at 11.00 AM.**

Dated, this 15th day of September, 2021.

Sd/-
(Hem Inder Singh)
State Information Commissioner,
Punjab.

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864118, Email: - psic28@punjabmail.gov.in

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APPEAL CASE NO. 3596 OF 2020

Shri Suresh Sharma, Social Worker (9855890233)
R/o New Sharma Furniture House,
Partap Bazar, CHHERATTA,
AMRITSAR.

...Appellant

Versus

Public Information Officer,
O/o Municipal Corporation,
AMRITSAR.

First Appellate Authority
O/o Municipal Corporation,
AMRITSAR.

...Respondents

HEARD THROUGH CISCO WEBEX/VC/TELEPHONE

PRESENT Sh. Suresh Sharma, the appellant
Sh. Angad Singh, Building Inspector, on behalf of the Respondents

ORDER

This order may be read with reference to the previous order dated 15-07-2021.

2. The respondent reiterates that requisite information has already been supplied to the appellant by speed post.

3. The Appellant orally states that the sought for information has not been supplied by the Respondents till date.

4. The Respondent-PIO is directed file point-wise affidavit duly attested by the public notary before the next date of hearing. He is further directed to send the original affidavit by registered post to the appellant and copy of the same be sent to the Commission failing which **Show Cause Notice** will be issued to him under U/s 20(1) of the RTI Act 2005. He is further directed to be present personally on the next date of hearing to present the case personally through Cisco Webex.

5. Adjourned and to come up on **12.10.2021** at **01.00PM** for hearing through CISCO WEBEX meeting ID No. **159 864 6555**. Copies of the order be sent to the parties.

Sd/-

Chandigarh
15-09-2021

(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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APPEAL CASE NO. 3598 OF 2020

Shri Suresh Sharma, Social Worker (9855890233)
R/o New Sharma Furniture House,
Partap Bazar, CHHERATTA,
AMRITSAR.

...Appellant

Versus

Public Information Officer,
O/o Municipal Corporation,
AMRITSAR.

First Appellate Authority
O/o Municipal Corporation,
AMRITSAR.

...Respondents

HEARD THROUGH CISCO WEBEX/VC/TELEPHONE

PRESENT Sh. Suresh Sharma, the appellant
None on behalf of the Respondents

ORDER

This order may be read with reference to the previous order dated 15-07-2021.

2. The Appellant orally states that the sought for information has not been supplied by the Respondents till date.

3. The Respondent-PIO is directed to supply point-wise information duly attested to the appellant **within 10 days** under intimation to the Commission failing which **Show Cause Notice** will be issued to him under U/s 20(1) of the RTI Act 2005. He is further directed to be present personally on the next date of hearing to present the case personally through Cisco Webex.

4. Adjourned and to come up on **12.10.2021** at **01.00PM** for hearing through CISCO WEBEX meeting ID No.**159 864 6555**. Copies of the order be sent to the parties.

Sd/-

Chandigarh
15-09-2021

(Hem Inder Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

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APPEAL CASE NO. 3621 OF 2020

Ms. Ekta Nayar D/o Sh. Vinod K Khosla (9878667966)
229, Tilak Nagar,
Amritsar-143001.

...Appellant

Versus

Public Information Officer,
O/o Municipal Corporation,
Amritsar.

First Appellate Authority
O/o The Commissioner,
Municipal Corporation,
Amritsar.

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: Sh. Vinod Khosla father of the Appellant.
Ms. Kulwinder Kaur, Building Inspector, for the Respondents.

ORDER:

This order may be read with reference to the previous order dated 20-07-2021.

2. The respondent orally states that the requisite information along with affidavit has already been provided to the Appellant.
3. Shri Vinod Khosla f/o the Appellant states that the affidavit provided by the respondents is filed by the APIO whereas the same should be filed by the respondent-PIO.
4. The Respondent-PIO is directed file point-wise affidavit duly attested by the public notary before the next date of hearing. He is further directed to send the original affidavit by registered post to the appellant and copy of the same be sent to the Commission failing which **Show Cause Notice** will be issued to him under U/s 20(1) of the RTI Act 2005. He is further directed to be present personally on the next date of hearing to present the case personally through Cisco Webex.
5. Adjourned and to come up on **12.10.2021** at **01.00PM** for hearing through CISCO WEBEX meeting ID No.**159 864 6555**. Copies of the order be sent to the parties.

Chandigarh
15-09-2021

Sd/-
(Hem Inder Singh)
State Information Commissioner

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APPEAL CASE NO. 3569 OF 2020

Shri Gurlal Singh (9888296107)

R/o Kothe Sant Singh Wale,

PO : Seda Singh Wala,

Bajakhanna, Distt. Faridkot.

...Appellant

Versus

Public Information Officer,

O/o The Secretary,

SSS Board Punjab,

Van Bhawan, Sector 68,

SAS Nagar(Mohali)

First Appellate Authority

O/o The Secretary,

SSS Board Punjab,

Van Bhawan, Sector 68,

SAS Nagar(Mohali).

...Respondents

HEARD Through CISCO WEBEX – VC/TELEPHONE

PRESENT: Sh. Gurlal Singh, the Appellant
None on behalf of the Respondents

ORDER:

This order may be read with reference to the previous order dated 16-02-2021.

2. The Appellant reiterates that the demanded information has not been supplied by the Respondents till date.

3. The Respondent-PIO is again absent today. However, he has telephoned in the Commission that he has been trying to join the meeting through cisco webex but due to some technical fault he fails to join the link. He has further requested the court to kindly grant some time and adjourn the case to some short date.

4. Last and final opportunity is afforded to the respondent-PIO to furnish complete certified information by registered post to the appellant within **10 days** failing which penalty will be imposed upon him under section 20(1) and the case will be recommended to higher authorities for taking disciplinary action against him under section 20(2) of the RTI Act 2005. He is further directed to submit the reply of Show Cause Notice in the shape of affidavit before the next date of hearing. He is further directed to be present personally on the next date of hearing to present the case accordingly.

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-02-

APPEAL CASE NO. 3569 OF 2020

5. The case is adjourned to **05.10.2021 at 11.00 AM** through **CISCO WEBEX** meeting **ID No. 159 864 6555**. Both the parties are directed to present their case accordingly.

Copies of the order be sent to the parties.

Sd/-

Chandigarh
15-09-2021

(Hem Inder Singh)
State Information Commissioner