

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864111, Visit us @ www.infocommpunjab.com,
Email: psic21@punjabmail.gov.in



FINAL ORDER

Paramjit Singh,
S/o Late Sh. Ganga Singh,
Opp. Rani Tank Garden,
Nr. Harcharan Singh Yadgari
Govt. Sr. Secondary School,
Mullanpur Dakha, Ludhiana.

Versus

Public Information officer,
o/o Nagar Council, Jagraon,
Ludhiana.
First Appellate Authority,
Nagar Council, Jagraon,
Ludhiana.

Appeal Case No. 5030 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Sharanjit Singh, Sanitary Inspector (for the Respondent) 80541-25003

ORDER:

1. The RTI application is dated **19.6.2021** vide which the appellant has sought information **regarding Jagraon Welfare Society**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **27.7.2021** and Second Appeal was filed in the Commission on **2.11.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **15.6.2022**.
2. The appellant is absent but has made a written submission vide letter, received in the Commission vide Diary No. 3390 Dated 17.2.2022, wherein he has challenged the respondent's contention that the Jagraon Welfare Society cited in the RTI application has nothing to do with the Municipal Council, Jagraon. During deliberations at this hearing, the respondent PIO, represented by Sharanjit Singh, Sanitary Inspector, stated that the said society is a private entity and has no official relationship with the Nagar Council.
3. The PIO's decision is upheld. There is no further cause for action and this Appeal is accordingly **Disposed of**.

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

Chandigarh
15.6.2022

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FINAL ORDER

Harsh Kumar,
S/o Sh. Prem Chand,
H.No. CEN 360, Kapila Street,
Near Shibumal Chowk, Khanna,
Ludhiana.

Versus

Public Information officer,
o/o EO Municipal Council,
Khanna, Ludhiana.
First Appellate Authority,
EO Municipal Council,
Khanna, Ludhiana.

Appeal Case No. 5747 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Ashwani Kumar, Junior Assistant (for the Respondent) 97801-00676

ORDER:

1. The RTI application is dated **18.8.2021** vide which the appellant has sought information **regarding audit report/log books pertaining to installation of interlocking tiles**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **9.11.2021** and Second Appeal was filed in the Commission on **15.12.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **15.6.2022**.

2. The appellant is absent without intimation. The respondent PIO has submitted copy of reply sent to the appellant vide Letter No. 81 Dated 13.6.2022, wherein the appellant has been informed that the requested information is not available in the records of MC, Khanna. The respondent PIO, represented by Ashwani Kumar, JA, has repeated the contention at this hearing, also clarifying that the information requested by the appellant is not specific and seeks general audit report/log book details pertaining to installation of interlocking tiles since 2016.

3. The Commission concurs with the respondent PIO's contention and this Appeal Case is accordingly **Disposed Of**.

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

Chandigarh
15.6.2022

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FINAL ORDER

Davinder Sharma Bitta,
S/o Sh. Sham Lal,
H.No.874, St. No.6, Janakpuri,
Ludhiana.141003.

Versus

Public Information officer,
o/o Municipal Corporation, Zone-B,
Ludhiana.
First Appellate Authority,
Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No. 5051 of 2021 (Video Conference Proceedings)

PRESENT:

Davinder Sharma Bitta (Appellant) 94171-36539
(Respondent) Absent

ORDER:

1. The RTI application is dated **31.8.2021** vide which the appellant has sought information **regarding property tax etc. in four points**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **24.9.2021** and Second Appeal was filed in the Commission on **8.11.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **15.6.2022**.
2. The respondent PIO is absent. The appellant has, however, states that he has received the information requested in this RTI application. A copy of the same has also been received in the Commission vide Letter No. 272 Dated 7.6.2022.
3. This Appeal Case is herewith **Disposed of**.

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

Chandigarh
15.6.2022

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FINAL ORDER

Reena,
W/o Shaminder Singh,
B-34/449, St. No. 2, Chander Nagar,
Ludhiana.

Versus

Public Information officer,
o/o Municipal Corporation,
Zone D, Building Branch,
Ludhiana.

Public Information officer,
o/o Commissioner, Municipal Corporation,
Ludhiana.

First Appellate Authority,
Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No. 5248 of 2021 (Video Conference Proceedings)

PRESENT:

Shaminder Singh (for the Appellant) 93060-38417
Rvinder Singh Walia, Draftsman from Zone D (for the Respondent)

ORDER:

1. The RTI application is dated **30.8.2021** vide which the appellant has sought information **regarding Application No. 1264 Dated 2.8.2021**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **2.10.2021** and Second Appeal was filed in the Commission on **22.11.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **15.6.2022**.

2. Both parties are present. The appellant, represented by her husband Shaminder Singh, is present in person. The PIO, in a reply vide Letter No. 58 Dated 15.6.2022, states that an earlier reply (No. 311 Dated 30.11.2021), had informed the appellant that the application cited in the RTI application is still under process. The respondent further informed the appellant that the action pending on said application has now been completed and the copy of the same is being sent to him. Copy of said action has not been appended to the respondent's reply.

3. The respondent PIO is directed to send a duly attested copies of the action taken, to the appellant as well as this Commission by registered post forthwith.

4. This Appeal Case is accordingly **Disposed of**.

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

Chandigarh
15.6.2022

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FINAL ORDER

Tejinder Singh, Advocate,
Civil Court, Tehsil Complex,
Backside Sanjh Kender,
Phillaur – 144 410.

Versus

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

Appeal Case No. 5361 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Hitesh Kumar, Junior Engineer from Zone A (for the Respondent) 99889-47224

ORDER:

1. The RTI application is dated **9.6.2021** vide which the appellant has sought information **regarding report of samples the cement road in Gandhi Nagar as reported in the Punjab Kesri of 25.9.2020**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **1.9.2021** and Second Appeal was filed in the Commission on **29.11.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **15.6.2022**.
2. The appellant is absent. The respondent PIO, in a reply to the appellant vide Letter No. 269 Dated 8.6.2022, has provided a pointwise reply along with the requested information.
3. This Appeal Case is accordingly **Disposed of**.

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

Chandigarh
15.6.2022

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FINAL ORDER

Tejinder Singh, Advocate,
Civil Court, Tehsil Complex,
Backside Sanjh Kender,
Phillaur-144410.

Versus

Public Information officer,
o/o Municipal Corporation,
Ludhiana.
First Appellate Authority,
Commissioner,
Municipal Corporation,
Ludhiana.

Appeal Case No. 5563 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

1. The RTI application is dated **25.5.2021** vide which the appellant has sought information **regarding fish market in Sherpur Kalan and Tajpur road**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **13.10.2021** and Second Appeal was filed in the Commission on **10.12.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **15.6.2022**.

2. Both parties are absent. As per the respondent (Letter No. 316 dated 2.6.2022, one of the two mandis cited in the RTI application is under the jurisdiction of the Punjab Mandi Board. Regarding the second market in Sherpur Kalan, action has been taken on the complaint cited in the RTI application, vide Letter No. 246 dated 9.12.2021.

3. There is no further cause for action and accordingly the Appeal Case is **Disposed of**.

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

Chandigarh
15.6.2022

PUNJAB STATE INFORMATION COMMISSION

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FINAL ORDER

Tejinder Singh, Advocate,
Civil Court, Tehsil Complex,
Backside Sanjh Kender,
Phillaur – 144 410.

Versus

Public Information officer,
o/o Divisional Fire Officer,
Municipal Corporation, Ludhiana.
First Appellate Authority,
Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No. 5294 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent
(Respondent) Absent

ORDER:

1. The RTI application is dated **5.7.2021** vide which the appellant has sought information **regarding action taken on the application Dated 3.5.2021**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **10.9.2021** and Second Appeal was filed in the Commission on **24.11.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **15.6.2022**.
2. Both parties are absent. As per a reply to the appellant vide Letter No. 354 Dated 4.8.2021, the PIO has detailed the action taken on the complaint cited in the RTI application as was sought in said application. In his Second Appeal to the Commission, the appellant has contended that he has submitted some deficiencies in the information supplied by the appellant but he has not cited any specific deficiency in the Second Appeal or by way of a copy of his letter to the PIO.
3. It is also notable that the appellant is absent at today's hearing. In view of the above, this Appeal Case is accordingly **Disposed of**.

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

Chandigarh
15.6.2022

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FINAL ORDER

Jagjit Singh,
S/o Sh. Harbans Singh,
R/o Aman Nagar, Street No. 3,
Backside Green Land School,
Near Jalandhar Bypass,
Ludhiana.

Versus

Public Information officer,
o/o Municipal Corporation, Zone A,
Ludhiana.
First Appellate Authority,
o/o Commissioner,
Municipal Corporation,
Ludhiana.

Appeal Case No. 3694 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Vishal Rampal, Building Inspector from Zone A (for the Respondent) 77430-25685

ORDER:

(To be read in continuity with earlier orders on 9.3.2022)

1. The RTI application is dated **20.5.2021** vide which the appellant has sought information **regarding the status of a complaint filed to the ATP Zone A dated 18.5.2021**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **25.6.2021** and Second Appeal was filed in the Commission on **16.8.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **9.3.2022**
2. The appellant is absent. The respondent PIO, in a reply vide Letter Dated 8.3.2022 has submitted a reply to the RTI application. The Commission has examined the RTI application as well as the PIO's reply and is of the view that this RTI application has been adequately addressed.
3. This Appeal Case is accordingly **Disposed of.**

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

Chandigarh
15.6.2022

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FINAL ORDER

Jagjit Singh,
S/o Sh. Harbans Singh,
R/o Aman Nagar, Street No. 3,
Backside Green Land School,
Near Jalandhar Bypass,
Ludhiana.

Versus

Public Information officer,
o/o Municipal Corporation, Zone A,
Ludhiana.
First Appellate Authority,
o/o Commissioner,
Municipal Corporation,
Ludhiana.

Appeal Case No. 3739 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Gurjit Singh, Junior Draftsman from Zone A (for the Respondent) 94176-70434

ORDER:

(To be read in continuity with earlier orders on 9.3.2022)

1. The RTI application is dated **20.5.2021** vide which the appellant has sought information **regarding a complaint to the Commissioner dated 17.3.2021**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **29.6.2021** and Second Appeal was filed in the Commission on **19.8.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **9.3.2022**.
2. The appellant is absent. As directed at the last hearing on 9.3.2022, the respondent PIO, represented by Gurjit Singh, Junior Draftsman from Zone A, Building Branch has submitted a pointwise reply along with the requested information. A copy of the same has also been received in the Commission vide Letter No. 35 Dated 10.6.2022 via email.
3. The respondent is hereby directed to submit a hard copy of his reply and the appended information to the Commission forthwith. This Appeal Case is accordingly **Disposed of**.

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

Chandigarh
15.6.2022

PUNJAB STATE INFORMATION COMMISSION

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Madhya Marg, Sector 16, Chandigarh.

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FINAL ORDER

Jagjit Singh,
S/o Sh. Harbans Singh,
R/o Aman Nagar, Street No. 3,
Backside Green Land School,
Near Jalandhar Bypass,
Ludhiana.

Versus

Public Information officer,
o/o Municipal Corporation, Zone A,
Ludhiana.
First Appellate Authority,
o/o Commissioner,
Municipal Corporation,
Ludhiana.

Appeal Case No. 3740 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Vishal Rampal, Building Inspector from Zone A (for the Respondent) 77430-25685

ORDER:

(To be read in continuity with earlier orders on 9.3.2022)

1. The RTI application is dated **24.5.2021** vide which the appellant sought information **by way of certified copies of complaints and notices from 1.1.2019 to 21.5.2021. He also attached copies of two such notices as examples,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **30.6.2021** and Second Appeal was filed in the Commission on **19.8.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **9.3.2022**
2. The appellant is absent. As directed at the last hearing on 9.3.2022, the respondent PIO has submitted a fresh, pointwise reply to the RTI application. The Commission has examined said reply and is of the view that this adequately addresses the RTI application.
3. This Appeal Case is accordingly **Disposed of.**

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

Chandigarh
15.6.2022

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FINAL ORDER

Jagjit Singh,
S/o Sh. Harbans Singh,
R/o Aman Nagar, Street No. 3,
Backside Green Land School,
Near Jalandhar Bypass,
Ludhiana.

Versus

Public Information officer,
o/o Municipal Corporation,
Ludhiana.
First Appellate Authority,
o/o Commissioner,
Municipal Corporation,
Ludhiana.

Appeal Case No. 3738 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Vishal Rampal, Building Inspector from Zone A (for the Respondent) 77430-25685

ORDER:

(To be read in continuity with earlier orders on 9.3.2022)

1. The RTI application is dated **16.3.2021** vide which the appellant has sought information **regarding the status of a complaint to the Commissioner dated 23.10.2019 in 13 points,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **19.4.2021** and Second Appeal was filed in the Commission on **19.8.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **9.3.2022**
2. The appellant is absent. As per a reply from the PIO vide Letter No. 44 Dated 13.6.2022, the appellant was informed that the complaint cited in the RTI application has not been received in the office. He was further informed that the building cited in the complaint appended to the RTI application submitted with the Second Appeal, could not be traced. The PIO has therefore requested the appellant to provide further details regarding the said building. The appellant is advised to follow up with the respondent to provide specific details as above.
3. The respondent PIO is directed to provide the requested information as available in his records. This Appeal Case is accordingly **Disposed of.**

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

Chandigarh
15.6.2022

PUNJAB STATE INFORMATION COMMISSION

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FINAL ORDER REGISTERED

Dr. Manjit Singh Komal,
Ex-Principal GGN Khalsa College,
174-A, Shastri Nagar,
Ludhiana.

Versus

Public Information Officer,
o/o Commissioner of Police, Ludhiana.
Public Information Officer,
o/o SHO, Police Station,
Salem Tabri, Ludhiana.
First Appellate Authority
o/o Commissioner of Police, Ludhiana.

Appeal Case No. 1127 of 2018

ORDER:

(To be read in continuity with earlier orders on 13.11.19, 15.1.2020, 14.2.2020, 17.9.2020, 7.4.2021, and 17.9.2021)

Facts of the Case:

1. The RTI application is dated **12.1.2018** vide which the appellant has sought information pertaining to his complaint / letter which was emailed to the then Deputy Chief Minister in 13.2.2016. The appellant requested

- 1] A copy of his complaint / letter to the Deputy Chief Minister;**
- 2] Statements recorded in the matter (by police);**
- 3] A copy of the report prepared in the matter by ASI Sukhwinder Singh (then posted at Police Station Salem Tabri, Ludhiana),**

as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **12.2.18**, and second appeal was filed in the Commission on **27.3.18** under Section 19 of the Right to Information Act, 2005. The case was last heard on **17.9.2021**.

2. The decision in this case was reserved after the Hearing on 17.8.2021, whereon the respondent PIO-cum-SHO Police Station Salem Tabri, Ludhiana failed to submit a written reply or be heard in person on the Show Cause Notice issued to him vide this Commission's Order of 7.4.2021.

3. This case was first heard by the then Chief Information Commissioner (CIC) Sh. S.S. Channy on 12.6.2018. The matter was disposed of on the Sixth Hearing on 19.3.2019 with the following direction:

Contd. ...2

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Appeal Case No. 1127 of 2018

“The representative of the respondents has brought a report in the matter. Accordingly, the respondent is directed to provide a copy of the report alongwith a copy of letter sent by the appellant through email, be provided to him, as per his requirement.”

4. The case was reopened for compliance of the former CIC's Order and allocated to this Bench with the approval of the incumbent CIC Sh. Suresh Arora on 14.10.2019. Notice of Hearing on 13.11.2019 was issued to all parties vide No. PSIC/Legal/2019/18148-151 dated 15.10.2019.
5. The respondent **PIO-cum-Sub-inspector Usha Rani** accompanied by **ASI Jawala Prasad**, once again failed to comply with the former CIC's Order of 12.6.2019. The respondents were directed to furnish the requested information by way of a statement from ASI Sukhwinder Singh. Additionally, SI Usha Rani was directed to submit an affidavit regarding the factual status regarding the investigation report and statements recorded by ASI Sukhwinder Singh pertaining to the appellant's emailed complaint to the Deputy CM dated 13.2.2016.
6. At the next Hearing on 15.1.2020, **ASI Kulwinder Singh** and **Head Constable Avtar Singh**, appearing for the respondent PIO, submitted that ASI Sukhwinder Singh, who had proceeded on ex-India leave in December 2019, was AWOL even after the expiry of his leave period. Further, the PIO from the office of the Commissioner Police Ludhiana also failed to comply with the Commission's Order to submit an affidavit (as per paragraph 5 above). The PIO-cum-SHO Police Station Salem Tabri Ludhiana was directed to appear in person along with the entire original record pertaining to the appellant's RTI application. In the event that said record was not available, the PIO-cum-SHO was directed to furnish an affidavit clearly spelling out reasons for the same.
7. At the next Hearing on 14.2.2020, **SI Pawandev Singh** and **ASI Kulwinder Singh**, appearing for the respondent PIO, submitted two affidavits by the SHO Police Station Salem Tabri, Sh. **Kawaljeet Singh** and **ASI Sukhwinder Singh**. It was stated by both that no statement by the appellant Sh. Manjit Singh Komal was recorded at PS Salem Tabri in 2015 or 2016. To determine whether the appellant's emailed complaint to the Deputy CM dated 13.2.2016 was in fact marked down from the office of the Commissioner Police Ludhiana to the SHO PS Salem Tabri or not, the SHO was directed to submit a reply regarding the same by way of another affidavit.
8. The respondent PIO-cum-SHO Police Station Salem Tabri has however, failed to comply with the Commission's direction vide paragraph 7 above. In view of his continuing non-compliance of the Commission's Order and his failure to supply the information sought by the appellant, the PIO-cum-SHO Police Station Salem Tabri was issued a Show Cause Notice vide this Commission's Order of 7.4.2021.
9. The respondent PIO not only absented himself from the next Hearing of this Appeal Case on 17.9.2021, but he also failed to submit any written reply to the Show Cause Notice issued to him on 7.4.2021. The final decision in this case was reserved on 17.9.2021.

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Appeal Case No. 1127 of 2018

Decision:

10. Despite having been afforded multiple opportunities, the PIO-cum-SHO Police Station Salem Tabri has failed to supply the information requested by the appellant vide his RTI application of 12.1.2018. It is further noteworthy that the respondent PIO and his representatives in this appeal case have employed every opportunity to avoid successive orders of the Commission

11. It is noteworthy that at the Hearing 19.3.2019, the respondent PIO, represented by ASI Jawala Prashad is stated to have appeared along with a report on the subject matter of the information sought in the RTI application. Paragraph 3 of the Order from said Hearing reads as under:

“The representative of the respondents has brought a report in the matter. Accordingly, the respondent is directed to provide a copy of the report alongwith a copy of letter sent by the appellant through email, be provided to him, as per his requirement.”

However, the appellant subsequently informed the Commission that no information was provided to him pursuant to the aforesaid Order. He requested that the appeal case be reopened for compliance, since the requested information is very important to him in a Court case.

12. The respondent PIO-cum-SHO Police Station Salem Tabri, who was once again issued Notice of Hearing on 13.11.2019, continued to flout this Commission's directions. It was only on 14.2.2020 that the respondents submit affidavits stating that no statement by Sh. Manjit Singh Komal was recorded at PS Salem Tabri.

13. It is further noteworthy that the respondent PIO-cum-SHO, who was impleaded by the Commission on 18.7.2018, took more than one year to even supply a certified copy of the appellant's original complaint (as cited in the RTI application). The appellant has submitted two copies of the aforesaid complaint on the request by this Bench – the first is attested on 18.11.2019 and another, supplied subsequently, is attested on 8.9.2021.

14. The overlong delay has caused easily avoidable harassment and angst to the appellant, Dr. Manjit Singh Komal, who, despite being a senior citizen was forced to undertake multiple trips from his home in Ludhiana to attend hearings at the Punjab State Information Commission in Chandigarh.

15. In view of the harassment and detriment caused to the appellant, **Dr. Manjit Singh Komal**, this Commission deems it appropriate to award him a **compensation of Rupees Ten Thousand (Rs. 10,000.00)**. This is to be paid vide a crossed cheque / demand draft, by the Public Authority, in this instance, the office of the **SHO Police Station Salem Tabri, Ludhiana**, within 15 days of receiving this order. Proof of payment is to be submitted to this Commission. Copy of this Order be conveyed to the Registry Branch for follow-up of compliance. This Appeal Case is accordingly **Disposed of**.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

15.6.2022

Cc: 1. Commissioner of Police, Ludhiana.
2. Deputy Registrar, for follow-up of compliance.