

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



Tejinder Singh,
Civil Court, Tehsil Complex,
Backside Sanjh Kender,
Phillaur, Jalandhar.

Versus

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

Appeal Case No. 1454 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Rashpal Singh, Junior Engineer (for the Respondent) 78883-39061

ORDER:

*(To be read in continuity with earlier orders on **22.10.2021, 2.12.2021, 10.3.2022, 1.6.2022, and 14.9.2022**)*

1. The RTI application is dated **23.11.2020** vide which the appellant has sought information **regarding an inquiry report submitted by Neeraj Jain to the Commissioner with respect to a road in Ward No. 30 (Giaspura Road) on 20.11.2020; Show Cause Notice issued to SDO Rakesh Singla and his reply to said notice.** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **3.2.2021** and Second Appeal was filed in the Commission on **18.3.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **14.9.2022**.

2. The appellant is absent. The respondent PIO has meanwhile, submitted a reply to the Commission vide Letter No. 36/EE/C Dated 11.11.2022, wherein he states that the appellant was invited to the office and he conducted inspection of the concerned record. Thereafter, he has signed the statement saying that he is satisfied with the inspection. A copy of the appellant's statement has also been appended.

3. The respondent PIO represented by Sh. Rashpal Singh, JE, B&R Zone C, is however, not able to satisfy the Commission as to what information was inspected and what actually provided to the appellant.

4. In view of the above, the respondent PIO-cum-XEN, B&R Zone C, Sh. Rakesh Singla, is hereby directed to submit a duly attested copies of the entire record pertaining to this RTI application as inspected by the appellant on 11.11.2022, to the Commission. This must be done within 10 days of receipt of this Order.

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Appeal Case No. 1454 of 2021 (Video Conference Proceedings)

5. Next hearing on 15.12.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.

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

Chandigarh
16.11.2022

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

Versus

Public Information Officer
o/o Superintendent Engineer,
O&M Cell, Zone D,
Municipal Corporation, Ludhiana.

Public Information Officer,
o/o Municipal Corporation,
Ludhiana.

First Appellate Authority,
Commissioner,
Municipal Corporation,
Ludhiana.

Appeal Case No. 4003 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 24.2.2022, 1.6.2022, and 14.9.2022)

1. The RTI application is dated **24.5.2021** vide which the appellant has sought information **regarding members of the Purchasing Committee for the year 2018-19 & 2019-20,** 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 **3.9.21** under Section 19 of the Right to Information Act, 2005. The case was last heard on **14.9.2022**.

2. Both parties are absent. The respondent PIO has also failed to comply with this Commission's Order of 14.9.2022, whereby he was directed to re-examine the RTI application of 24.5.2021 and file a fresh pointwise reply along with information as available in the record. This is despite a Show Cause Notice issued to the respondent PIO-cum-Superintending Engineer, O&M Cell, Zone D, vide this Commission's Order of 1.6.2022.

3. The respondent PIO-cum-Superintendent Engineer, O&M Cell, Zone D, is hereby directed to provide the information to the appellant within 15 days of receipt of this Order.

4. **Next hearing on 15.12.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

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

Chandigarh
16.11.2022

PUNJAB STATE INFORMATION COMMISSION

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Madhya Marg, Sector 16, Chandigarh.

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Suresh Sood,
329, Street Soodan,
Mohalla Sodhian, Moga.

Versus

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

Appeal Case No. 335 of 2022 (Video Conference Proceedings)

PRESENT:

Suresh Sood (Appellant) 94171-27482
Bantu Singh, PIO-cum-Chief Sanitary Inspector (Respondent)

ORDER:

(To be read in continuity with earlier orders on **12.4.2022** and **9.9.2022**)

1. The RTI application is dated **21.9.2021** vide which the appellant has sought information **regarding the complete movement of the file pertaining to the Department of Local Government Letter No. 53-3SS-MSS-2019/1319 dated 25.2.2020 to the Commissioner Municipal Corporation Moga etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **22.10.2021** and Second Appeal was filed in the Commission on **7.1.2022** under Section 19 of the Right to Information Act 2005. The case was last heard on **9.9.2022**.

2. Both parties are present. As per a reply sent to the appellant vide Letter No. 516 Dated 15.11.2022, the respondent PIO-cum-Chief Sanitary Inspector, MC, Moga, has informed him that the matter cited in the RTI application is still under enquiry and so the requested information is being denied as per Section 8(1)(h) of the RTI Act, 2005.

3. The Commission however, notes that the aforesaid enquiry is based on a complaint filed by the appellant Sh. Suresh Sood and has been pending for more than two-and-a-half years. As per the appellant, the matter pertains to the misappropriation of government funds in the MC, Moga. In view of the above, the respondent PIO-cum-Chief Sanitary Inspector, is directed to attend the next hearing in person along with original file pertaining to the matter cited in the RTI application. The PIO must also carry attested copies of said file. The Commission will take an informed decision on whether the aforesaid information should be disclosed to the appellant in the larger public interest.

4. Next hearing on 16.12.2022 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
16.11.2022