

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**

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Helpline No.0172-2864100(From 10.00 AM to 04.00 PM on working days)



Shri Rakesh Kumar Gupta, Advocate,
8/237, Jagraon Road,
Mandi Maullanpur,
Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,
Mullanpur Dakha,
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.633/2020

Present: (i) **Shri Rakesh Kumar Gupta, appellant**
(ii) **Shri Abhay Joshi, Accountant, Municipal Council,
Mullanpur Dakha, District Ludhiana /APIO.**

ORDER

Heard through Video Conferencing

1. This order may be read with reference to the order dated 04.11.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in the office of D.C. Ludhiana. Shri Rakesh Kumar Gupta, appellant attends the hearing through V.C. He states that he had visited the office of Municipal Council, Mullanpur Dakha on 16.01.2021 (Saturday), but in spite of the presence of PIO, APIO, J.E. & Building Clerk in the office, his request for inspection of record and provision of information was denied to him. He alleges non-cooperation by the officials of Municipal Council.
3. Shri Abhay Joshi, Accountant/PIO, Municipal Council, Mullanpur Dakha comes present to attend the hearing through V.C. He states that the requisite information has been supplied to the appellant by e.mail on 16.01.2021 (Saturday) vide letter No.61 dated 16.01.2021.
4. Shri Rakesh Kumar Gupta, Appellant states that he received information via e.mail at 6.00 PM on Saturday i.e. 16.01.2021 and he pointed out deficiencies to the PIO on 17.01.2021. He further states that he visited the office of PIO today i.e. 18.01.2021 at 10.00 AM and met Shri Abhay Joshi, APIO and asked for the hard copies of the information sent via e.mail. However, the APIO informed him that PIO has refused them to supply hard copies of information sent through e.mail.

5. The Bench expresses its displeasure over such behaviour of the officials of Municipal Council, Mullanpur Dakha. The Bench observes that no reply to the show cause notice has been filed by the PIO and an affidavit was also to be filed after giving the information as per orders given during the previous hearing, which has not been done.

6. Post deliberations, the Bench decides that the appellant will visit the office of PIO today, dated 18.01.2021 at 06.30 PM and the PIO will allow him access to the official records today at 06.30 PM. The information identified by the appellant will be supplied to the appellant before next date of hearing.

7. The PIO is also directed to file an affidavit, before the next hearing, as per the directions given by the Bench on the previous dates of hearing. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

9. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

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Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,
Mullanpur Dakha,
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.634 of 2020

Present: (i) **Shri Rakesh Kumar Gupta, appellant**
(ii) **Shri Abhay Joshi, Accountant, Municipal Council,
Mullanpur Dakha, District Ludhiana /APIO.**

ORDER

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AC No.634/2020

5. The Bench expresses its displeasure over such behaviour of the officials of Municipal Council, Mullanpur Dakha. The Bench observes that no reply to the show cause notice has been filed by the PIO and an affidavit was also to be filed after giving the information as per orders given during the previous hearing, which has not been done.

6. Post deliberations, the Bench decides that the appellant will visit the office of PIO on 23.01.2021 (Saturday) and the PIO will allow him access to the official records. The information identified by the appellant will be supplied to the appellant before next date of hearing.

7. The PIO is also directed to file an affidavit, before the next hearing, as per the directions given by the Bench on the previous dates of hearing. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

9. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**



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Advocate,
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.....Appellant

Versus

Public Information Officer
O/o Executive Officer,
Municipal Council,
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District Ludhiana.

First Appellate Authority
O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.635 of 2020

Present: (i) **Shri Rakesh Kumar Gupta, appellant**
(ii) **Shri Abhay Joshi, Accountant, Municipal Council,**
Mullanpur Dakha, District Ludhiana /APIO.

ORDER

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AC No.635/2020

5. The Bench expresses its displeasure over such behaviour of the officials of Municipal Council, Mullanpur Dakha. The Bench observes that no reply to the show cause notice has been filed by the PIO and an affidavit was also to be filed after giving the information as per orders given during the previous hearing, which has not been done.

6. Post deliberations, the Bench decides that the appellant will visit the office of PIO on 23.01.2021 (Saturday) and the PIO will allow him access to the official records. The information identified by the appellant will be supplied to the appellant before next date of hearing.

7. The PIO is also directed to file an affidavit, before the next hearing, as per the directions given by the Bench on the previous dates of hearing. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

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.....Appellant

Versus

Public Information Officer

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Mullanpur Dakha,
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.636 of 2020

Present: (i) **Shri Rakesh Kumar Gupta, appellant**
(ii) **Shri Abhay Joshi, Accountant, Municipal Council,
Mullanpur Dakha, District Ludhiana /APIO.**

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5. The Bench expresses its displeasure over such behaviour of the officials of Municipal Council, Mullanpur Dakha. The Bench observes that no reply to the show cause notice has been filed by the PIO and an affidavit was also to be filed after giving the information as per orders given during the previous hearing, which has not been done.

6. Post deliberations, the Bench decides that the appellant will visit the office of PIO on 30.01.2021 (Saturday) and the PIO will allow him access to the official records. The information identified by the appellant will be supplied to the appellant before next date of hearing.

7. The PIO is also directed to file an affidavit, before the next hearing, as per the directions given by the Bench on the previous dates of hearing. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

9. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
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.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,
Mullanpur Dakha,
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.637 of 2020

Present: (i) **Shri Rakesh Kumar Gupta, appellant**
(ii) **Shri Abhay Joshi, Accountant, Municipal Council,
Mullanpur Dakha, District Ludhiana /APIO.**

ORDER

Heard through Video Conferencing

1. This order may be read with reference to the order dated 04.11.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in the office of D.C. Ludhiana. Shri Rakesh Kumar Gupta, appellant attends the hearing through V.C. He states that he had visited the office of Municipal Council, Mullanpur Dakha on 16.01.2021 (Saturday), but in spite of the presence of PIO, APIO, J.E. & Building Clerk in the office, his request for inspection of record and provision of information was denied to him. He alleges non-cooperation by the officials of Municipal Council.
3. Shri Abhay Joshi, Accountant/PIO, Municipal Council, Mullanpur Dakha comes present to attend the hearing through V.C. He states that the requisite information has been supplied to the appellant by e.mail on 16.01.2021 (Saturday) vide letter No.61 dated 16.01.2021.
4. Shri Rakesh Kumar Gupta, Appellant states that he received information via e.mail at 6.00 PM on Saturday i.e. 16.01.2021 and he pointed out deficiencies to the PIO on 17.01.2021. He further states that he visited the office of PIO today i.e. 18.01.2021 at 10.00 AM and met Shri Abhay Joshi, APIO and asked for the hard copies of the information sent via e.mail. However, the APIO informed him that PIO has refused them to supply hard copies of information sent through e.mail.

Cont.P-2



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AC No.637/2020

5. The Bench expresses its displeasure over such behaviour of the officials of Municipal Council, Mullanpur Dakha. The Bench observes that no reply to the show cause notice has been filed by the PIO and an affidavit was also to be filed after giving the information as per orders given during the previous hearing, which has not been done.

6. Post deliberations, the Bench decides that the appellant will visit the office of PIO on 30.01.2021 (Saturday) and the PIO will allow him access to the official records. The information identified by the appellant will be supplied to the appellant before next date of hearing.

7. The PIO is also directed to file an affidavit, before the next hearing, as per the directions given by the Bench on the previous dates of hearing. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

9. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

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Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council, Jagraon,
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.638/2020

Present: (i) **Shri Rakesh Kumar Gupta, appellant**
(ii) **Shri Jaspreet Singh, Clerk O/o Executive Officer, Municipal Council, Jagraon, District Ludhiana, on behalf of the PIO.**

ORDER

Heard through Video Conferencing

1. This order may be read with reference to the order dated 04.11.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in the office of D.C. Ludhiana. Shri Rakesh Kumar Gupta, appellant attends the hearing through V.C.
3. Shri Jaspreet Singh, Clerk O/o Municipal Council, Jagraon comes present to attend the hearing through V.C. on behalf of the PIO. He states that the reply was sent to the appellant vide letter dated 28.02.2020. He further states that the appellant was called for examination of records on 29.10.2020. Post inspection of records, he had expressed his satisfaction over the reply given to his RTI application. He also states that an affidavit was also sent to the appellant vide letter dated 30.10.2020.
4. The appellant Shri Rakesh Kumar Gupta states that he is not satisfied with the reply given vide letter dated 28.02.2020. He further states that he had visited the office of PIO for inspection of official records on 29.10.2020. He had inspected the official records and had identified the information as per his RTI application, but no information has been supplied to him post inspection so far. On the asking of the Bench, the appellant states that he has received the affidavit, but no date has been put on it. He alleges that after the



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AC No.638/2020

issuance of order dated 04.11.2020, vide which penalty was imposed on the PIO, the PIO had sent him the affidavit putting a back date on the forwarding letter.

5. The Bench, on listening to the version of the appellant and perusing the case file, observes from the statement of the representative of the PIO that the PIO is misleading the Bench, as reply to the show cause notice as well as the affidavit has purportedly been sent vide letter dated 30.10.2020, whereas on the previous date of hearing, i.e. 04.11.2020, no such letter was available in the case file and the Bench had directed to file reply to the show cause notice. The Bench further observes that the penalty imposed on the previous hearing has also not been deposited and, thus, order of the Bench has not been complied with.

6. In view of the fact that the PIO has mislead the Bench and has also not complied with the directions of the Bench in its entirety, the affidavit filed by the PIO is not accepted.

7. The PIO is directed to supply complete information to the appellant, as identified by him, before the next date of hearing as also to come in person to attend the hearing before the Bench at Chandigarh. He is also directed to produce evidence for having deposited the penalty on the next date as also to file an affidavit, as per directions given on the previous date of hearing.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
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Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,
Mullanpur Dakha,
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.641 of 2020

Present: (i) **Shri Rakesh Kumar Gupta, appellant**
(ii) **Shri Abhay Joshi, Accountant, Municipal Council,
Mullanpur Dakha, District Ludhiana /APIO.**

ORDER

Heard through Video Conferencing

1. This order may be read with reference to the order dated 04.11.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in the office of D.C. Ludhiana. Shri Rakesh Kumar Gupta, appellant attends the hearing through V.C. He states that he had visited the office of Municipal Council, Mullanpur Dakha on 16.01.2021 (Saturday), but in spite of the presence of PIO, APIO, J.E. & Building Clerk in the office, his request for inspection of record and provision of information was denied to him. He alleges non-cooperation by the officials of Municipal Council.
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5. The Bench expresses its displeasure over such behaviour of the officials of Municipal Council, Mullanpur Dakha. The Bench observes that no reply to the show cause notice has been filed by the PIO and an affidavit was also to be filed after giving the information as per orders given during the previous hearing, which has not been done.

6. Post deliberations, the Bench decides that the appellant will visit the office of PIO on 06.02.2021 (Saturday) and the PIO will allow him access to the official records. The information identified by the appellant will be supplied to the appellant before next date of hearing.

7. The PIO is also directed to file an affidavit, before the next hearing, as per the directions given by the Bench on the previous dates of hearing. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

9. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2021**

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.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,
Mullanpur Dakha,
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.642 of 2020

Present: (i) **Shri Rakesh Kumar Gupta, appellant**
(ii) **Shri Abhay Joshi, Accountant, Municipal Council,
Mullanpur Dakha, District Ludhiana /APIO.**

ORDER

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6. Post deliberations, the Bench decides that the appellant will visit the office of PIO on 06.02.2021 (Saturday) and the PIO will allow him access to the official records. The information identified by the appellant will be supplied to the appellant before next date of hearing.

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....Respondents

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(ii) **Shri Abhay Joshi, Accountant, Municipal Council,
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Heard through Video Conferencing

1. This order may be read with reference to the order dated 04.11.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in the office of D.C. Ludhiana. Shri Rakesh Kumar Gupta, appellant attends the hearing through V.C. He states that he had visited the office of Municipal Council, Mullanpur Dakha on 16.01.2021 (Saturday), but in spite of the presence of PIO, APIO, J.E. & Building Clerk in the office, his request for inspection of record and provision of information was denied to him. He alleges non-cooperation by the officials of Municipal Council.
3. Shri Abhay Joshi, Accountant/PIO, Municipal Council, Mullanpur Dakha comes present to attend the hearing through V.C. He states that the requisite information has been supplied to the appellant by e.mail on 16.01.2021 (Saturday) vide letter No.61 dated 16.01.2021.
4. Shri Rakesh Kumar Gupta, Appellant states that he received information via e.mail at 6.00 PM on Saturday i.e. 16.01.2021 and he pointed out deficiencies to the PIO on 17.01.2021. He further states that he visited the office of PIO today i.e. 18.01.2021 at 10.00 AM and met Shri Abhay Joshi, APIO and asked for the hard copies of the information sent via e.mail. However, the APIO informed him that PIO has refused them to supply hard copies of information sent through e.mail.

5. The Bench expresses its displeasure over such behaviour of the officials of Municipal Council, Mullanpur Dakha. The Bench observes that no reply to the show cause notice has been filed by the PIO and an affidavit was also to be filed after giving the information as per orders given during the previous hearing, which has not been done.

6. Post deliberations, the Bench decides that the appellant will visit the office of PIO on 13.02.2021 (Saturday) and the PIO will allow him access to the official records. The information identified by the appellant will be supplied to the appellant before next date of hearing.

7. The PIO is also directed to file an affidavit, before the next hearing, as per the directions given by the Bench on the previous dates of hearing. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

9. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
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Sh.Rakesh Kumar Gupta
Advocate,
8/237, Jagraon Road,
Mandi Maullanpur,
Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,
Mullanpur Dakha,
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.661 of 2020

Present: (i) **Shri Rakesh Kumar Gupta, appellant**
(ii) **Shri Abhay Joshi, Accountant, Municipal Council,
Mullanpur Dakha, District Ludhiana /APIO.**

ORDER

Heard through Video Conferencing

1. This order may be read with reference to the order dated 04.11.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in the office of D.C. Ludhiana. Shri Rakesh Kumar Gupta, appellant attends the hearing through V.C. He states that he had visited the office of Municipal Council, Mullanpur Dakha on 16.01.2021 (Saturday), but in spite of the presence of PIO, APIO, J.E. & Building Clerk in the office, his request for inspection of record and provision of information was denied to him. He alleges non-cooperation by the officials of Municipal Council.
3. Shri Abhay Joshi, Accountant/PIO, Municipal Council, Mullanpur Dakha comes present to attend the hearing through V.C. He states that the requisite information has been supplied to the appellant by e.mail on 16.01.2021 (Saturday) vide letter No.61 dated 16.01.2021.
4. Shri Rakesh Kumar Gupta, Appellant states that he received information via e.mail at 6.00 PM on Saturday i.e. 16.01.2021 and he pointed out deficiencies to the PIO on 17.01.2021. He further states that he visited the office of PIO today i.e. 18.01.2021 at 10.00 AM and met Shri Abhay Joshi, APIO and asked for the hard copies of the information sent via e.mail. However, the APIO informed him that PIO has refused them to supply hard copies of information sent through e.mail.



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AC No.661/2020

5. The Bench expresses its displeasure over such behaviour of the officials of Municipal Council, Mullanpur Dakha. The Bench observes that no reply to the show cause notice has been filed by the PIO and an affidavit was also to be filed after giving the information as per orders given during the previous hearing, which has not been done.

6. Post deliberations, the Bench decides that the appellant will visit the office of PIO on 13.02.2021 (Saturday) and the PIO will allow him access to the official records. The information identified by the appellant will be supplied to the appellant before next date of hearing.

7. The PIO is also directed to file an affidavit, before the next hearing, as per the directions given by the Bench on the previous dates of hearing. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

9. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

**PUNJAB STATE INFORMATION COMMISSION
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Sh.Rakesh Kumar Gupta
Advocate,
8/237, Jagraon Road,
Mandi Maullanpur,
Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,
Mullanpur Dakha,
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.763 of 2020

Present: (i) **Shri Rakesh Kumar Gupta, appellant**
(ii) **Shri Abhay Joshi, Accountant, Municipal Council,
Mullanpur Dakha, District Ludhiana /APIO.**

ORDER

Heard through Video Conferencing

1. This order may be read with reference to the order dated 04.11.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in the office of D.C. Ludhiana. Shri Rakesh Kumar Gupta, appellant attends the hearing through V.C. He states that he had visited the office of Municipal Council, Mullanpur Dakha on 16.01.2021 (Saturday), but in spite of the presence of PIO, APIO, J.E. & Building Clerk in the office, his request for inspection of record and provision of information was denied to him. He alleges non-cooperation by the officials of Municipal Council.
3. Shri Abhay Joshi, Accountant/PIO, Municipal Council, Mullanpur Dakha comes present to attend the hearing through V.C. He states that the requisite information has been supplied to the appellant by e.mail on 16.01.2021 (Saturday) vide letter No.61 dated 16.01.2021.
4. Shri Rakesh Kumar Gupta, Appellant states that he received information via e.mail at 6.00 PM on Saturday i.e. 16.01.2021 and he pointed out deficiencies to the PIO on 17.01.2021. He further states that he visited the office of PIO today i.e. 18.01.2021 at 10.00 AM and met Shri Abhay Joshi, APIO and asked for the hard copies of the information sent via e.mail. However, the APIO informed him that PIO has refused them to supply hard copies of information sent through e.mail.

5. The Bench expresses its displeasure over such behaviour of the officials of Municipal Council, Mullanpur Dakha. The Bench observes that no reply to the show cause notice has been filed by the PIO and an affidavit was also to be filed after giving the information as per orders given during the previous hearing, which has not been done.

6. Post deliberations, the Bench decides that the appellant will visit the office of PIO on 20.02.2021 (Saturday) and the PIO will allow him access to the official records. The information identified by the appellant will be supplied to the appellant before next date of hearing.

7. The PIO is also directed to file an affidavit, before the next hearing, as per the directions given by the Bench on the previous dates of hearing. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

9. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

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Sh.Rakesh Kumar Gupta
Advocate,
8/237, Jagraon Road,
Mandi Maullanpur,
Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,
Mullanpur Dakha,
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.764 of 2020

Present:

- (i) **Shri Rakesh Kumar Gupta, appellant**
- (ii) **Shri Abhay Joshi, Accountant, Municipal Council,
Mullanpur Dakha, District Ludhiana /APIO.**

ORDER

Heard through Video Conferencing

1. This order may be read with reference to the order dated 04.11.2020 passed by this Bench on the previous date of hearing.

2. The case has been heard today through V.C. in the office of D.C. Ludhiana. Shri Rakesh Kumar Gupta, appellant attends the hearing through V.C. He states that he had visited the office of Municipal Council, Mullanpur Dakha on 16.01.2021 (Saturday), but in spite of the presence of PIO, APIO, J.E. & Building Clerk in the office, his request for inspection of record and provision of information was denied to him. He alleges non-cooperation by the officials of Municipal Council.

3. Shri Abhay Joshi, Accountant/PIO, Municipal Council, Mullanpur Dakha comes present to attend the hearing through V.C. He states that the requisite information has been supplied to the appellant by e.mail on 16.01.2021 (Saturday) vide letter No.61 dated 16.01.2021.

4. Shri Rakesh Kumar Gupta, Appellant states that he received information via e.mail at 6.00 PM on Saturday i.e. 16.01.2021 and he pointed out deficiencies to the PIO on 17.01.2021. He further states that he visited the office of PIO today i.e. 18.01.2021 at 10.00 AM and met Shri Abhay Joshi, APIO and asked for the hard copies of the information sent via e.mail. However, the APIO informed him that PIO has refused them to supply hard copies of information sent through e.mail.

5. The Bench expresses its displeasure over such behaviour of the officials of Municipal Council, Mullanpur Dakha. The Bench observes that no reply to the show cause notice has been filed by the PIO and an affidavit was also to be filed after giving the information as per orders given during the previous hearing, which has not been done.

6. Post deliberations, the Bench decides that the appellant will visit the office of PIO on 20.02.2021 (Saturday) and the PIO will allow him access to the official records. The information identified by the appellant will be supplied to the appellant before next date of hearing.

7. The PIO is also directed to file an affidavit, before the next hearing, as per the directions given by the Bench on the previous dates of hearing. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

9. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

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Sh.Rakesh Kumar Gupta
Advocate,
8/237, Jagraon Road,
Mandi Maullanpur,
Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,
Mullanpur Dakha,
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.765 of 2020

Present: (i) **Shri Rakesh Kumar Gupta, appellant**
(ii) **Shri Abhay Joshi, Accountant, Municipal Council,
Mullanpur Dakha, District Ludhiana /APIO.**

ORDER

Heard through Video Conferencing

1. This order may be read with reference to the order dated 04.11.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in the office of D.C. Ludhiana. Shri Rakesh Kumar Gupta, appellant attends the hearing through V.C. He states that he had visited the office of Municipal Council, Mullanpur Dakha on 16.01.2021 (Saturday), but in spite of the presence of PIO, APIO, J.E. & Building Clerk in the office, his request for inspection of record and provision of information was denied to him. He alleges non-cooperation by the officials of Municipal Council.
3. Shri Abhay Joshi, Accountant/PIO, Municipal Council, Mullanpur Dakha comes present to attend the hearing through V.C. He states that the requisite information has been supplied to the appellant by e.mail on 16.01.2021 (Saturday) vide letter No.61 dated 16.01.2021.
4. Shri Rakesh Kumar Gupta, Appellant states that he received information via e.mail at 6.00 PM on Saturday i.e. 16.01.2021 and he pointed out deficiencies to the PIO on 17.01.2021. He further states that he visited the office of PIO today i.e. 18.01.2021 at 10.00 AM and met Shri Abhay Joshi, APIO and asked for the hard copies of the information sent via e.mail. However, the APIO informed him that PIO has refused them to supply hard copies of information sent through e.mail.

Cont.P-2



-2-

AC No.765/2020

5. The Bench expresses its displeasure over such behaviour of the officials of Municipal Council, Mullanpur Dakha. The Bench observes that no reply to the show cause notice has been filed by the PIO and an affidavit was also to be filed after giving the information as per orders given during the previous hearing, which has not been done.

6. Post deliberations, the Bench decides that the appellant will visit the office of PIO on 20.02.2021 (Saturday) and the PIO will allow him access to the official records. The information identified by the appellant will be supplied to the appellant before next date of hearing.

7. The PIO is also directed to file an affidavit, before the next hearing, as per the directions given by the Bench on the previous dates of hearing. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

9. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

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Sh.Rakesh Kumar Gupta
Advocate,
8/237, Jagraon Road,
Mandi Maullanpur,
Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council, Jagraon,
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.969 of 2020

Present: (i) **Shri Rakesh Kumar Gupta, appellant**
(ii) **Shri Jaspreet Singh, Clerk O/o Executive Officer, Municipal Council, Jagraon, District Ludhiana, on behalf of the PIO.**

ORDER

Heard through Video Conferencing

1. This order may be read with reference to the order dated 04.11.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in the office of D.C. Ludhiana. Shri Rakesh Kumar Gupta, appellant attends the hearing through V.C.
3. Shri Jaspreet Singh, Clerk O/o Municipal Council, Jagraon comes present to attend the hearing through V.C. on behalf of the PIO. He states that the reply was sent to the appellant vide letter dated 28.02.2020. He further states that the appellant was called for examination of records on 29.10.2020. Post inspection of records, he had expressed his satisfaction over the reply given to his RTI application. He also states that an affidavit was also sent to the appellant vide letter dated 30.10.2020.
4. The appellant Shri Rakesh Kumar Gupta states that he is not satisfied with the reply given vide letter dated 28.02.2020. He further states that he had visited the office of PIO for inspection of official records on 29.10.2020. He had inspected the official records and had identified the information as per his RTI application, but no information has been supplied to him post inspection so far. On the asking of the Bench, the appellant states that he has received the affidavit, but no date has been put on it. He alleges that after the



-2-

AC No.969/2020

issuance of order dated 04.11.2020, vide which penalty was imposed on the PIO, the PIO had sent him the affidavit putting a back date on the forwarding letter.

5. The Bench, on listening to the version of the appellant and perusing the case file, observes from the statement of the representative of the PIO that the PIO is misleading the Bench, as reply to the show cause notice as well as the affidavit has purportedly been sent vide letter dated 30.10.2020, whereas on the previous date of hearing, i.e. 04.11.2020, no such letter was available in the case file and the Bench had directed to file reply to the show cause notice. The Bench further observes that the penalty imposed on the previous hearing has also not been deposited and, thus, order of the Bench has not been complied with.

6. In view of the fact that the PIO has mislead the Bench and has also not complied with the directions of the Bench in its entirety, the affidavit filed by the PIO is not accepted.

7. The PIO is directed to supply complete information to the appellant, as identified by him, before the next date of hearing as also to come in person to attend the hearing before the Bench at Chandigarh. He is also directed to produce evidence for having deposited the penalty on the next date as also to file an affidavit, as per directions given on the previous date of hearing.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

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Sh.Rakesh Kumar Gupta
Advocate,
8/237, Jagraon Road,
Mandi Maullanpur,
Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council, Jagraon,
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.970 of 2020

Present: (i) **Shri Rakesh Kumar Gupta, appellant**
(ii) **Shri Jaspreet Singh, Clerk O/o Executive Officer, Municipal Council, Jagraon, District Ludhiana, on behalf of the PIO.**

ORDER

Heard through Video Conferencing

1. This order may be read with reference to the order dated 04.11.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in the office of D.C. Ludhiana. Shri Rakesh Kumar Gupta, appellant attends the hearing through V.C.
3. Shri Jaspreet Singh, Clerk O/o Municipal Council, Jagraon comes present to attend the hearing through V.C. on behalf of the PIO. He states that the reply was sent to the appellant vide letter dated 28.02.2020. He further states that the appellant was called for examination of records on 29.10.2020. Post inspection of records, he had expressed his satisfaction over the reply given to his RTI application. He also states that an affidavit was also sent to the appellant vide letter dated 30.10.2020.
4. The appellant Shri Rakesh Kumar Gupta states that he is not satisfied with the reply given vide letter dated 28.02.2020. He further states that he had visited the office of PIO for inspection of official records on 29.10.2020. He had inspected the official records and had identified the information as per his RTI application, but no information has been supplied to him post inspection so far. On the asking of the Bench, the appellant states that he has received the affidavit, but no date has been put on it. He alleges that after the



-2-

AC No.970/2020

issuance of order dated 04.11.2020, vide which penalty was imposed on the PIO, the PIO had sent him the affidavit putting a back date on the forwarding letter.

5. The Bench, on listening to the version of the appellant and perusing the case file, observes from the statement of the representative of the PIO that the PIO is misleading the Bench, as reply to the show cause notice as well as the affidavit has purportedly been sent vide letter dated 30.10.2020, whereas on the previous date of hearing, i.e. 04.11.2020, no such letter was available in the case file and the Bench had directed to file reply to the show cause notice. The Bench further observes that the penalty imposed on the previous hearing has also not been deposited and, thus, order of the Bench has not been complied with.

6. In view of the fact that the PIO has mislead the Bench and has also not complied with the directions of the Bench in its entirety, the affidavit filed by the PIO is not accepted.

7. The PIO is directed to supply complete information to the appellant, as identified by him, before the next date of hearing as also to come in person to attend the hearing before the Bench at Chandigarh. He is also directed to produce evidence for having deposited the penalty on the next date as also to file an affidavit, as per directions given on the previous date of hearing.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

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Sh.Rakesh Kumar Gupta
Advocate,
8/237, Jagraon Road,
Mandi Maullanpur,
Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,Jagraon,
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.972 of 2020

Present: (i) **Shri Rakesh Kumar Gupta, appellant**
(ii) **Shri Jaspreet Singh, Clerk O/o Executive Officer, Municipal Council, Jagraon, District Ludhiana, on behalf of the PIO.**

ORDER

Heard through Video Conferencing

1. This order may be read with reference to the order dated 02.09.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in the office of D.C. Ludhiana. Shri Rakesh Kumar Gupta, appellant attends the hearing through V.C.
3. Shri Jaspreet Singh, Clerk O/o Municipal Council, Jagraon comes present to attend the hearing through V.C. on behalf of the PIO. He states that the reply was sent to the appellant vide letter dated 28.02.2020. He further states that the appellant was called for examination of records on 29.10.2020. Post inspection of records, he had expressed his satisfaction over the reply given to his RTI application. He also states that an affidavit was also sent to the appellant vide letter dated 30.10.2020.
4. The appellant Shri Rakesh Kumar Gupta states that he is not satisfied with the reply given vide letter dated 28.02.2020. He further states that he had visited the office of PIO for inspection of official records on 29.10.2020. He had inspected the official records and had identified the information as per his RTI application, but no information has been supplied to him post inspection so far. On the asking of the Bench, the appellant states that he has received the affidavit, but no date has been put on it. He alleges that after the



-2-

AC No.972/2020

issuance of order dated 04.11.2020, vide which penalty was imposed on the PIO, the PIO had sent him the affidavit putting a back date on the forwarding letter.

5. The Bench, on listening to the version of the appellant and perusing the case file, observes from the statement of the representative of the PIO that the PIO is misleading the Bench, as reply to the show cause notice as well as the affidavit has purportedly been sent vide letter dated 30.10.2020, whereas on the previous date of hearing, i.e. 04.11.2020, no such letter was available in the case file and the Bench had directed to file reply to the show cause notice. The Bench further observes that the penalty imposed on the previous hearing has also not been deposited and, thus, order of the Bench has not been complied with.

6. In view of the fact that the PIO has mislead the Bench and has also not complied with the directions of the Bench in its entirety, the affidavit filed by the PIO is not accepted.

7. The PIO is directed to supply complete information to the appellant, as identified by him, before the next date of hearing as also to come in person to attend the hearing before the Bench at Chandigarh. He is also directed to produce evidence for having deposited the penalty on the next date as also to file an affidavit, as per directions given on the previous date of hearing.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

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Sh.Rakesh Kumar Gupta
Advocate,
8/237, Jagraon Road,
Mandi Maullanpur,
Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council, Jagraon
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.973 of 2020

Present: (i) **Shri Rakesh Kumar Gupta, appellant**
(ii) **Shri Jaspreet Singh, Clerk O/o Executive Officer, Municipal Council, Jagraon, District Ludhiana, on behalf of the PIO.**

ORDER

Heard through Video Conferencing

1. This order may be read with reference to the order dated 02.09.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in the office of D.C. Ludhiana. Shri Rakesh Kumar Gupta, appellant attends the hearing through V.C.
3. Shri Jaspreet Singh, Clerk O/o Municipal Council, Jagraon comes present to attend the hearing through V.C. on behalf of the PIO. He states that the reply was sent to the appellant vide letter dated 28.02.2020. He further states that the appellant was called for examination of records on 29.10.2020. Post inspection of records, he had expressed his satisfaction over the reply given to his RTI application. He also states that an affidavit was also sent to the appellant vide letter dated 30.10.2020.
4. The appellant Shri Rakesh Kumar Gupta states that he is not satisfied with the reply given vide letter dated 28.02.2020. He further states that he had visited the office of PIO for inspection of official records on 29.10.2020. He had inspected the official records and had identified the information as per his RTI application, but no information has been supplied to him post inspection so far. On the asking of the Bench, the appellant states that he has received the affidavit, but no date has been put on it. He alleges that after the

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AC No.973/2020

issuance of order dated 04.11.2020, vide which penalty was imposed on the PIO, the PIO had sent him the affidavit putting a back date on the forwarding letter.

5. The Bench, on listening to the version of the appellant and perusing the case file, observes from the statement of the representative of the PIO that the PIO is misleading the Bench, as reply to the show cause notice as well as the affidavit has purportedly been sent vide letter dated 30.10.2020, whereas on the previous date of hearing, i.e. 04.11.2020, no such letter was available in the case file and the Bench had directed to file reply to the show cause notice. The Bench further observes that the penalty imposed on the previous hearing has also not been deposited and, thus, order of the Bench has not been complied with.

6. In view of the fact that the PIO has mislead the Bench and has also not complied with the directions of the Bench in its entirety, the affidavit filed by the PIO is not accepted.

7. The PIO is directed to supply complete information to the appellant, as identified by him, before the next date of hearing as also to come in person to attend the hearing before the Bench at Chandigarh. He is also directed to produce evidence for having deposited the penalty on the next date as also to file an affidavit, as per directions given on the previous date of hearing.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**

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Sh.Rakesh Kumar Gupta
Advocate,
8/237, Jagraon Road,
Mandi Maullanpur,
Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,Jagraon,
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.974 of 2020

Present: (i) **Shri Rakesh Kumar Gupta, appellant**
(ii) **Shri Jaspreet Singh, Clerk O/o Executive Officer, Municipal Council, Jagraon, District Ludhiana, on behalf of the PIO.**

ORDER

Heard through Video Conferencing

1. This order may be read with reference to the order dated 02.09.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in the office of D.C. Ludhiana. Shri Rakesh Kumar Gupta, appellant attends the hearing through V.C.
3. Shri Jaspreet Singh, Clerk O/o Municipal Council, Jagraon comes present to attend the hearing through V.C. on behalf of the PIO. He states that the reply was sent to the appellant vide letter dated 28.02.2020. He further states that the appellant was called for examination of records on 29.10.2020. Post inspection of records, he had expressed his satisfaction over the reply given to his RTI application. He also states that an affidavit was also sent to the appellant vide letter dated 30.10.2020.
4. The appellant Shri Rakesh Kumar Gupta states that he is not satisfied with the reply given vide letter dated 28.02.2020. He further states that he had visited the office of PIO for inspection of official records on 29.10.2020. He had inspected the official records and had identified the information as per his RTI application, but no information has been supplied to him post inspection so far. On the asking of the Bench, the appellant states that he has received the affidavit, but no date has been put on it. He alleges that after the



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AC No.974/2020

issuance of order dated 04.11.2020, vide which penalty was imposed on the PIO, the PIO had sent him the affidavit putting a back date on the forwarding letter.

5. The Bench, on listening to the version of the appellant and perusing the case file, observes from the statement of the representative of the PIO that the PIO is misleading the Bench, as reply to the show cause notice as well as the affidavit has purportedly been sent vide letter dated 30.10.2020, whereas on the previous date of hearing, i.e. 04.11.2020, no such letter was available in the case file and the Bench had directed to file reply to the show cause notice. The Bench further observes that the penalty imposed on the previous hearing has also not been deposited and, thus, order of the Bench has not been complied with.

6. In view of the fact that the PIO has mislead the Bench and has also not complied with the directions of the Bench in its entirety, the affidavit filed by the PIO is not accepted.

7. The PIO is directed to supply complete information to the appellant, as identified by him, before the next date of hearing as also to come in person to attend the hearing before the Bench at Chandigarh. He is also directed to produce evidence for having deposited the penalty on the next date as also to file an affidavit, as per directions given on the previous date of hearing.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

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Sh.Rakesh Kumar Gupta
Advocate,
8/237, Jagraon Road,
Mandi Maullanpur,
Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,Jagraon,
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.977 of 2020

Present: (i) **Shri Rakesh Kumar Gupta, appellant**
(ii) **Shri Jaspreet Singh, Clerk O/o Executive Officer, Municipal Council, Jagraon, District Ludhiana, on behalf of the PIO.**

ORDER

Heard through Video Conferencing

1. This order may be read with reference to the order dated 02.09.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in the office of D.C. Ludhiana. Shri Rakesh Kumar Gupta, appellant attends the hearing through V.C.
3. Shri Jaspreet Singh, Clerk O/o Municipal Council, Jagraon comes present to attend the hearing through V.C. on behalf of the PIO. He states that the reply was sent to the appellant vide letter dated 28.02.2020. He further states that the appellant was called for examination of records on 29.10.2020. Post inspection of records, he had expressed his satisfaction over the reply given to his RTI application. He also states that an affidavit was also sent to the appellant vide letter dated 30.10.2020.
4. The appellant Shri Rakesh Kumar Gupta states that he is not satisfied with the reply given vide letter dated 28.02.2020. He further states that he had visited the office of PIO for inspection of official records on 29.10.2020. He had inspected the official records and had identified the information as per his RTI application, but no information has been supplied to him post inspection so far. On the asking of the Bench, the appellant states that he has received the affidavit, but no date has been put on it. He alleges that after the



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AC No.977/2020

issuance of order dated 04.11.2020, vide which penalty was imposed on the PIO, the PIO had sent him the affidavit putting a back date on the forwarding letter.

5. The Bench, on listening to the version of the appellant and perusing the case file, observes from the statement of the representative of the PIO that the PIO is misleading the Bench, as reply to the show cause notice as well as the affidavit has purportedly been sent vide letter dated 30.10.2020, whereas on the previous date of hearing, i.e. 04.11.2020, no such letter was available in the case file and the Bench had directed to file reply to the show cause notice. The Bench further observes that the penalty imposed on the previous hearing has also not been deposited and, thus, order of the Bench has not been complied with.

6. In view of the fact that the PIO has mislead the Bench and has also not complied with the directions of the Bench in its entirety, the affidavit filed by the PIO is not accepted.

7. The PIO is directed to supply complete information to the appellant, as identified by him, before the next date of hearing as also to come in person to attend the hearing before the Bench at Chandigarh. He is also directed to produce evidence for having deposited the penalty on the next date as also to file an affidavit, as per directions given on the previous date of hearing.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2021**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

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Sh. Manpreet Singh Aulakh
S/o Shri Davinder Singh,
Village Kailpur, Ludhiana
Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,
Mullanpur Dakha,
District Ludhiana.

First Appellate Authority

O/o Deputy Director,
Local Bodies, Ludhiana.

....Respondents

AC No.782 of 2020

PRESENT: (i) **Shri Manpreet Singh Aulakh, appellant.**
(ii) **Shri Abhay Joshi, Accountant/APIO, Municipal Council, Mullanpur Dakha District Ludhiana.**

ORDER;

Heard through Video Conferencing

1. This order may be read with reference to the order dated 04.11.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through V.C. in the office of D.C. Ludhiana. Shri Manpreet Singh Aulakh, appellant attends the hearing through V.C. He states that the APIO was directed on the previous hearing to give an appointment to him to inspect the official records relating to the writ petition pending in the Hon'ble High Court with regard to the information sought by him. He has, however, not been called by the PIO for examining the appeal case related records.
3. Shri Abhay Joshi, Accountant/APIO, Municipal Council, Mullanpur Dakha, District Ludhiana comes present to attend the hearing. He states that the appellant has already been informed the position regarding pendency of writ petition in the Punjab & Haryana High Court in connection with the information sought by him. He will be called to the office of PIO and shown the relevant official records.
4. Post deliberations with the appellant and the APIO, the Bench again directs the PIO to call the appellant to his office and show the appellant relevant official records so as to satisfy the appellant about the matter being sub judice.



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5. The PIO is further directed to file an affidavit before the next hearing, duly signed by the PIO and attested by the Notary Public to the effect that the matter taken up by the appellant in his RTI application is pending in CWP No.29756 of 2018 filed in the Hon'ble Punjab and Haryana High Court pursuant to the notices issued to the shopkeepers concerned in this regard by the Municipal Council, Mullanpur Dakha and the matter being sub-judice, the information cannot be supplied. It be further stated that nothing has been concealed therein and the statement made is true and correct. Original copy of affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 19.04.2021 at 11.30 AM before the Bench in Commission's Office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.01.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma (Retd))
State Information Commissioner, Punjab**