

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864101, Fax 0172-2864110 Helpline 0172-2864100

Email: pcic20@punjabmail.gov.in Visit us: www.infocommpunjab.com

Whatsapp No. 62848-20189



Sh. Tejinder Singh Advocate,
Civil Court, Tehsil Complex,
Backside Sanjh Kender,
Phillaur-144410
M : 9041004313

..Appellant

Vs

Public Information Officer,
O/o Sub Registrar,
Ajnala, Amritsar.
First Appellate Authority
O/o Sub Divisional Magistrate,
Ajnala,
Amritsar.

....Respondent(s)

Appeal Case No. 405/2021

(Video Conference/Cisco Webex/Telephone Proceedings)

Present:- None on behalf of the appellant.

Sh. Gursharan Singh 9855720272, on behalf of the respondents.

ORDER

The RTI application is dated 20.4.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter called FAA) on 6.6.2020 and second appeal was filed in the Commission on 11.1.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter called RTI Act). Notice of hearing was issued to the parties for today.

2. The appellant has sought the following information:-

1) ਇਹ ਕਿ ਨਗਰ ਕੌਂਸਲ/ਨਗਰ ਸੁਧਾਰ ਟਰੱਸਟ/ ਪੁੰਡਾ/ ਵੱਲੋਂ ਪ੍ਰਵਾਨਿਤ ਮਨਜ਼ੂਰ ਸੁਦਾ ਕਾਲੋਨੀਆਂ ਦੀ ਲਿਸਟ ਦਿੱਤੀ ਜਾਵੇ ਜੋ ਸਰਕਾਰ ਵੱਲੋਂ ਅਪਰੂਵਡ ਹਨ।
2) ਸਬੰਧਤ ਅਲੱਗ ਅਲੱਗ ਅਥਾਰਟੀਆਂ ਵੱਲੋਂ ਜਾਰੀ ਗੈਰ ਕਾਨੂੰਨੀ ਕਾਲੋਨੀਆਂ ਦੀ ਲਿਸਟ ਦਿੱਤੀ ਜਾਵੇ।
3) 1-1-2020 ਤੋਂ 21-3-2020 ਤੱਕ ਜੋ ਬੈਨਾਮੇ (ਸੇਲ ਡੀਡ) ਤਸਦੀਕ ਕੀਤੀਆਂ ਗਈਆਂ ਹਨ, ਉਹਨਾਂ ਨਾਲ ਲੱਗਾਈਆਂ ਗਈਆਂ ਸਬੰਧਤ ਅਥਾਰਟੀਆਂ ਦੀ ਐਨ.ਓ.ਸੀ ਦੀ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ।
4) ਸਾਲ 2015 ਤੋਂ 19-4-2020 ਤੱਕ ਆਡਿਟ ਦੌਰਾਨ ਕੱਢੀ ਗਈ ਸਟਾਪ ਪੇਪਰਾਂ ਦੀ ਕਮੀ ਸਬੰਧੀ ਹੋਣ ਤੱਕ ਜੋ ਰਿਕਵਰੀ ਸਬੰਧੀ ਕਾਰਵਾਈ ਕੀਤੀ ਗਈ ਹੈ ਦੱਸਿਆ ਜਾਵੇ ਅਤੇ ਇਸ ਦੌਰਾਨ ਕਿੰਨੀ ਰਿਕਵਰੀ ਨਿਕਲੀ ਅਤੇ ਹੁਣ ਤੱਕ ਕਿੰਨੀ ਜਮ੍ਹਾਂ ਹੋਈ ਹੈ ਦੱਸਿਆ ਜਾਵੇ।
5) ਇਹ ਕਿ ਸਾਲ 1-1-2018 ਤੋਂ 15-3-2020 ਵਿਚ ਮਾਨਯੋਗ ਰਾਜ ਸੂਚਨਾ ਕਮਿਸ਼ਨ ਵਿਚ ਲੱਗੇ ਕੇਸਾਂ ਦੇ ਵੇਰਵੇ ਅਤੇ ਰਾਜ ਸੂਚਨਾ ਕਮਿਸ਼ਨ ਵੱਲੋਂ ਇਹਨਾਂ ਕੇਸਾਂ ਵਿਚ ਪਾਏ ਗਏ ਮੁਆਵਜੇ ਅਤੇ ਪੈਨਲਟੀ ਦਾ ਬਿਧੀ ਦਿੱਤਾ ਜਾਵੇ।

3. The representative of the respondents states that the sought information has already been supplied to the complainant pertaining to Point No. 2 to 5 of the RTI application with a copy to the Commission, which is taken on record. Regarding Point No.1 of the RTI application, the representative of the respondents states that the complainant has also been informed vide No. 525 dated 10.3.2021 that the said list of approved colonies can be had from the Deputy Commissioner, Amritsar.

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Complaint Case No. 405 of 2021

-2-

4. Since the list of the approved colonies as has been sought by the complainant is available on the website i.e. www.adaamritsar.gov.in and the office downloaded the same. As such, the same is **sent** along with the orders to the complainant. Accordingly it has transpired that nothing remained pending which could be supplied, related to the RTI application of the complainant. Therefore, the Commission observes that no further action is required to be taken in this case. Hence, the case is disposed of and closed. However, the liberty is granted to the complainant to approach the Commission within two weeks in case of any submissions.

sd

Dated: 18.3.2021

(Suresh Arora)
Chief Information Commissioner,
Punjab.

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Sh. Nikhil Sharaf Advocate 9872632670

H.No. 51-52, Kansal Enclave,

Near Kansal Village,

Mohali.

..Complainant

Vs

Public Information Officer

o/o Principal Secretary to Govt. of Punjab,

Department of Finance, Govt. of Punjab,

7th Floor,

Punjab Civil Secretariat-1,

Chandigarh.

Public Information Officer **(Registered)**

o/o Secretary,

Punjab Vidhan Sabha,

Punjab Civil Secretariat-1,

Chandigarh.

....Respondents

Complaint Case No. 844 of 2020

Present:- Sh. Nikhil Sharaf, Advocate complainant.

Sh. Surinder Pal Singh, Joint Secretary-cum-respondent-Public Information
Officer on behalf of the respondents.

ORDER

This order may be read with reference to the previous order dated 5.2.2021.

2. The complainant states that the directions may be issued to the respondents to supply the information as he is not satisfied with the reply of the respondent-Public Information Officer that no pension is being given to the present MLAs as has been sought by him.

3. However, the respondent-Public Information Officer has already submitted a letter bearing No. 13765 dated 22.9.2020 and No. 6364 dated 18.3.2021 along with the provisions of Punjab State Legislature members (Pension and Medical Facilities Regulation) Act, 1977, which is taken on record. Also the respondent-Public Information Officer reiterated the same.

4. The submission made by the respondent-Public Information Officer vide letter dated 18th March, 2020 is reproduced below:-

“With reference to hearig of the subject cited case today, I am directed to clarify that no pension is admissible to the sitting MLAs of Punjab vidhan Sabha as per Section 3(2(ii) of the Punjab State Legislature members (Pension and Medical Facilities regulation) act 1977, which reads as under:-

3(2) Where any person entitled to pension under sub section (1):-

- (i) Xxx xxx xxx
- (ii) Becomes a Member of the council of States or the House of People or any Legislative Assembly of a State or Union Territory or any

Contd..P/2

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Complaint Case No. 844 of 2020

-2-

Legislative Council of a State or the Metropolitan Council of Delhi constituted under Section 3 of the Delhi Administration Act, 1966; or

(iii) Xxx xxx xxx

Such person shall not be entitled to any pension under sub section (1) for the period during which he continues to hold such office or as such member, or is so employed, or continues to be entitled to hold such remuneration.”

3. After hearing both the parties and going through the submissions made by the respondent- Public Information Officer enumerated in para 2 above, the Commission observes that no further action is required to be taken in this case as the respondents have filed the reply specifically. Hence, the case is disposed of and closed. A copy of the submissions made by the respondents is **sent** along with this order to the appellant.

Sd/

Dated: 18.3.2021

(Suresh Arora)
Chief Information Commissioner,
Punjab.