



Sh Kesar Singh,
Flat No-104/B-5, Purab Premium Apartment,
Sec-88, Mohali.

... Appellant

Versus

Public Information Officer,
O/o GMADA,
Mohali.

First Appellate Authority,
O/o GMADA,
Mohali.

...Respondent

Appeal Case No. 3895 of 2019

PRESENT: Sh.Kesar Singh as the Appellant
None for the Respondent

ORDER: The case was last heard on 19.02.2020. The respondent present pleaded that the information has been provided to the appellant. The appellant was not satisfied and stated that the PIO has provided the information only on point-2 and had denied the information on points 1, 3 & 4.

The appellant further stated that the fund collected by the GMADA was meant to be transferred to the society which was never done and they are keen to know how the funds are being utilized and spent. The appellant further stated that as per policy, money has been collected from the public and it is with the public authority and absolutely within their right to access the information as per provisions of the RTI Act. The PIO has denied the information on points 1,3 & 4 on the ground that it pertains to personal information.

The PIO was directed to give detailed reasons that why the information has been denied and what section has been invoked to deny the information.

Hearing dated 18.06.2020:

The appellant claims that the PIO has not provided the information. The respondent is absent nor has sent any reasons that why the information has been denied and what section had been invoked to deny the information.

The Commission observes that there has been an enormous delay of one year in providing the information. The Commission has taken a serious view of this and hereby directs the PIO to **show cause why penalty be not imposed on him under Section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time.** He/she should file an affidavit in this regard. If there are other persons responsible for the delay in providing the information, the PIO is directed to inform such persons of the show cause and direct them to appear before the Commission along with the written replies.

The PIO is again directed to provide the information within 10 days.

To come up for further hearing on **11.08.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Mohali.

Chandigarh
Dated 18.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psicsic30@punjabmail.gov.in
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Sh Kesar Singh,
Flat No-104/B-5, Purab Premium Apartment,
Sec-88, Mohali.

... Appellant

Versus

Public Information Officer,
O/o GMADA,
Mohali.

First Appellate Authority,
O/o GMADA,
Mohali.

...Respondent

Appeal Case No. 3896 of 2019

PRESENT: Sh.Kesar Singh as the Appellant
None for the Respondent

ORDER: The case was last heard on 19.02.2020. The respondent present pleaded that the information has been provided to the appellant. The appellant was not satisfied and stated that the PIO has provided the information only on point-a & b and had denied the information on other points.

The appellant further stated that the fund collected by the GMADA was meant to be transferred to the society which was never done and they are keen to know how the funds are being utilized and spent. The appellant further stated that as per policy, money has been collected from the public and it is with the public authority. The PIO was directed to give detailed reasons that why the information has been denied and what section has been invoked to deny the information.

Hearing dated 18.06.2020:

The appellant claims that the PIO has not provided the information. The respondent is absent nor has sent any reasons that why the information has been denied and what section had been invoked to deny the information.

The Commission observes that there has been an enormous delay of one year in providing the information. The Commission has taken a serious view of this and hereby directs the PIO to **show cause why penalty be not imposed on him under Section 20 of the RTI Act 2005 for not supplying the information within the statutorily prescribed period of time.** He/she should file an affidavit in this regard. If there are other persons responsible for the delay in providing the information, the PIO is directed to inform such persons of the show cause and direct them to appear before the Commission along with the written replies.

The PIO is again directed to provide the information within 10 days.

To come up for further hearing on **11.08.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Mohali.

Chandigarh
Dated 18.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

Sh Mohit Bindra,
H No-654, Sector-8,
Panchkula.

... Complainant

Versus

Public Information Officer,
O/o XEN, GMADA, C-1,
Sector-62, Mohali.

First Appellate Authority,
GMADA,
Sector-62, Mohali

...Respondent

Appeal Case No. 2649 of 2019

PRESENT: None for the Appellant
None for the Respondent

ORDER:

The case was first heard on 03.09.2019. The appellant informed that in response to the PIO's letter dated 01.05.2019, he has already specified the information vide letter dated 02.05.2019, but the PIO has not provided the information. The respondent was absent. The PIO was directed to provide the information as per the RTI application and send a compliance report to the Commission.

The case was again heard on **25.11.2019**. The respondent present informed that the information has already been provided to the appellant. The appellant was absent nor had pointed out any discrepancy.

The case was last heard on **21.01.2020**. The respondent present pleaded that the information has been supplied to the appellant. The appellant informed that the PIO has not provided the information but only asked vide letter dated 01.05.2019 to specify the information, which was specified on 02.05.2019. The PIO was directed to relook at the RTI application and provide the information to the appellant within 10 days.

Hearing dated 18.06.2020:

The case has come up for hearing today through video conferencing at DAC Mohali. Both the parties are absent. The earlier order stands.

The case is adjourned. To come up for further hearing on **11.08.2020 at 11.00 AM through** video conference facility available in the office of Deputy Commissioner, Mohali.

Chandigarh
Dated 18.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Prateek Soni, S/o Sh Ashwani Soni,
Kothi No- 534, Phase-1, Sector-55,
Mohali.

... Appellant

Versus

Public Information Officer,
O/o EO, GMADA,
Mohali.

First Appellate Authority,
O/o EO, GMADA,
Mohali

...Respondent

Appeal Case No. 2527 of 2019

PRESENT: Sh.Prateek Soni as the Appellant
None for the Respondent

ORDER:

The case was first heard on 11.12.2019. The respondent present pleaded that the information has already been provided to the appellant. The appellant was not satisfied with the information regarding points 4,5 & 6. Hearing both the parties, the PIO was directed to relook at points 4, 5 & 6 and provide the information to the appellant.

On the last date of hearing on **21.01.2020**, The respondent present pleaded that the information has been provided to the appellant. The appellant said that the PIO has not provided the copy of the policy containing terms & conditions. Hearing both the parties, the PIO was directed to provide a copy of the first policy which was framed before the release of brochure. The information be provided within 10 days.

Hearing dated 18.06.2020:

The case has come up for hearing today through video conferencing at DAC Mohali. The appellant claims that the information supplied by the PIO is incomplete.

The Commission has received a letter from the appellant vide which he has pointed out the discrepancy. A copy of the letter is attached with the order for the PIO and the PIO is directed to sort out the discrepancy. The appellant is also directed to contact the PIO and clarify the information that he exactly seeks. The PIO is directed to provide the information.

The case is adjourned. To come up for further hearing on **11.08.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Mohali.

Chandigarh
Dated 18.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Narinder Singh,
7113, Sector 125, New Sunny Enclave,
Mohali.

... Appellant

Versus

Public Information Officer,
O/o The Bharat Scouts and Guides Head Quarter,
Punjab University, Pb, Chandigarh.

First Appellate Authority,
O/o State Chief Commissioner,
O/o The Bharat Scouts and Guides Head Quarter,
Punjab University, Pb, Chandigarh.

...Respondent

Appeal Case No. 2574 of 2019

PRESENT: None for the Appellant
None for the Respondent

ORDER: This order should be read in continuation to the earlier order.

On the last date of hearing on **21.01.2020**, The respondent pleaded that the complete information has been provided to the appellant and the appellant has received the same.

In the hearing on 16.12.2019, it was observed that the PIO had used section 8(e)(j) without applying his mind which appeared to be an attempt to stonewall the information with a malafide intention, a show cause notice was issued.

The respondent submitted a reply to the show cause notice stating that they were not adequately trained to handle the RTI applications and this was the result of incompetence. The plea was accepted and the show cause was dropped.

However, the Commission was of the view that the appellant had to suffer undue harassment while seeking information which was denied to him due to poor application of mind of the PIO. The PIO was directed to pay an amount of **Rs.5000/-** via demand draft drawn through Govt. Treasury as compensation to the appellant for the loss and detriment suffered by him of having to file the appeals and not getting information in time. The PIO was directed to duly inform the Commission of the compliance of the order and send proof of having compensated the appellant within 15 days.

Hearing dated 18.06.2020:

The case has come up for hearing today through video conferencing at DAC Mohali. Both the parties are absent. The Commission has received a letter from the PIO on 04.02.202 stating that they have paid the compensation amount to the appellant vide draft dated 03.02.2020. The appellant vide email has informed that he has received the information as well as compensation amount and his case be closed.

Since the information has been provided and the PIO has paid the compensation amount to the appellant as per order of the Commission, no further course of action is required.

The case is **disposed off and closed**.

Chandigarh
Dated 18.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864114, Visit us @ www.infocommpunjab.com,

Email: psicsic30@punjabmail.gov.in



Sh. Wassan Singh, S/o Sh Ajit Singh,
118, House Fed Complex-1
Sector-79, Mohali.

....Appellant

Vs

Public Information Officer,
O/o Secretary,
Department of Employment Generation & Training,
Sector-9-A, Pb, Chandigarh

First Appellate Authority

O/o Secretary,
Department of Employment Generation & Training,
Sector-9-A, Pb, Chandigarh.

....Respondent

Appeal Case .No. 4496 of 2019

PRESENT: Sh.WassanSingh as the Appellant
Sh.Pritam Singh, PIO-O/o Employment Generation, Sh.Narinder Singh,
APIO-Tech Educaion and Sh.Harchand Singh APIO-Pb Skill Dev Mission,
for the Respondent

ORDER:

The appellant through RTI application dated 08.07.2019 has sought information regarding setting up of Skill Development Mission, State Skill Development Coordination Mission and District level Coordinate Committee and other information concerning the office of Secretary, Department of Employment Generation & Training, Pb, Chandigarh. The appellant was not satisfied with the information provided by the PIO on 18.07.2010 after which the appellant filed first appeal before the First Appellate Authority on 30.08.2010 which took no decision on the appeal.

The respondent present from the office of Employment Generation pleaded that the available information has been provided to the appellant and a copy of the same submitted to the Commission. The appellant is not satisfied and informed that the information from the years 2007 to 2014 has not been provided. The respondent present from Skill Development Mission informed that the functioning of Pb Skill Development Mission was started w.e.f. 2016, the information concerning them has been provided and the information from 2007 to 2016 can be provided by the Technical Education. The respondent present from Technical Education informed that no further information is available.

Having gone through the RTI application and hearing both the parties, the PIO-Department of Employment Generation & Training is directed to procure the information from the concerned PIO and provide to the appellant. If the information is not available, to give in writing on an affidavit. The PIO-Technical Education is also directed to cooperate and supply the information. If the information is not available, to give in writing on an affidavit.

The case is adjourned. To come up for further hearing on **11.08.2020 at 11.00 AM through** video conference facility available in the office of Deputy Commissioner, Mohali.

Sd/-

Chandigarh
Dated 18.06.2020

(Khushwant Singh)
State Information Commissioner

Sh K.N.S Sodhi,
1634, Sector-70, Mohali.

... Appellant

Versus

Public Information Officer,
O/o GMADA, Sector-62,
Mohali.

First Appellate Authority,
O/o GMADA, Sector-62,
Mohali.

...Respondent

Appeal Case No. 1564 of 2019

PRESENT: Sh.K.N.S.Sodhi as the Appellant
None for the Respondent

ORDER:

The case was first heard on 25.11.2019. The representative appeared on behalf of the appellant informed that the appellant had inspected some of the files produced by the PIO on 01.11.2019 and specified the required documents. The representative however, sought adjournment for further hearing in the month of Feb.2020. The case was adjourned.

The case was last heard on **25.02.2020**. The appellant informed that he had inspected the record and specified the information to the PIO but the PIO has not provided the information.

The respondent was absent. The PIO was directed to provide the information as specified by the appellant within 15 days and send a compliance report to the Commission.

Hearing dated 18.06.2020:

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Mohali. The appellant informed that the PIO has not provided the information.

The respondent is absent nor has complied the order of the Commission. The PIO is given one more opportunity to comply with the earlier order of the Commission which still stands and provide the information to the appellant within 10 days. The PIO is also directed to appear personally before the Commission on the next date of hearing and explain the reasons for not providing the information within the time prescribed under the RTI Act.

The case is adjourned. To come up for further hearing on **11.08.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Mohali.

Chandigarh
Dated 18.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh K.N.S Sodhi,
1634, Sector-70, Mohali.

... Appellant

Versus

Public Information Officer,
O/o GMADA, Sector-62,
Mohali.

First Appellate Authority,
O/o GMADA, Sector-62,
Mohali.

...Respondent

Appeal Case No. 1565 of 2019

PRESENT: Sh.K.N.S.Sodhi as the Appellant
None for the Respondent

ORDER:

The case was first heard on 25.11.2019. The representative appeared on behalf of the appellant informed that the appellant had inspected some of the files produced by the PIO on 01.11.2019 and specified the required documents. The representative however, sought adjournment for further hearing in the month of Feb.2020. The case was adjourned.

The case was last heard on **25.02.2020**. The appellant informed that he had inspected the record and specified the information to the PIO but the PIO has not provided the information.

The respondent was absent. The PIO was directed to provide the information as specified by the appellant within 15 days and send a compliance report to the Commission.

Hearing dated 18.06.2020:

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Mohali. The appellant informed that the PIO has not provided the information.

The respondent is absent nor has complied the order of the Commission. The PIO is given one more opportunity to comply with the earlier order of the Commission which still stands and provide the information to the appellant within 10 days. The PIO is also directed to appear personally before the Commission on the next date of hearing and explain the reasons for not providing the information within the time prescribed under the RTI Act.

The case is adjourned. To come up for further hearing on **11.08.2020 at 11.00 AM through** video conference facility available in the office of Deputy Commissioner, Mohali.

Chandigarh
Dated 18.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

Sh K.N.S Sodhi,
1634, Sector-70, Mohali.

... Appellant

Versus

Public Information Officer,
O/o GMADA, Sector-62,
Mohali.

First Appellate Authority,
O/o GMADA, Sector-62,
Mohali.

...Respondent

Appeal Case No. 1566 of 2019

PRESENT: Sh.K.N.S.Sodhi as the Appellant
None for the Respondent

ORDER:

The case was first heard on 25.11.2019. The representative appeared on behalf of the appellant informed that the appellant had inspected some of the files produced by the PIO on 01.11.2019 and specified the required documents. The representative however, sought adjournment for further hearing in the month of Feb.2020. The case was adjourned.

The case was last heard on **25.02.2020**. The appellant informed that he had inspected the record and specified the information to the PIO but the PIO has not provided the information.

The respondent was absent. The PIO was directed to provide the information as specified by the appellant within 15 days and send a compliance report to the Commission.

Hearing dated 18.06.2020:

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Mohali. The appellant informed that the PIO has not provided the information.

The respondent is absent nor has complied the order of the Commission. The PIO is given one more opportunity to comply with the earlier order of the Commission which still stands and provide the information to the appellant within 10 days. The PIO is also directed to appear personally before the Commission on the next date of hearing and explain the reasons for not providing the information within the time prescribed under the RTI Act.

The case is adjourned. To come up for further hearing on **11.08.2020 at 11.00 AM through** video conference facility available in the office of Deputy Commissioner, Mohali.

Chandigarh
Dated 18.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

Sh K.N.S Sodhi,
1634, Sector-70, Mohali.

... Appellant

Versus

Public Information Officer,
O/o GMADA, Sector-62,
Mohali.

First Appellate Authority,
O/o GMADA, Sector-62,
Mohali.

...Respondent

Appeal Case No. 1567 of 2019

PRESENT: Sh.K.N.S.Sodhi as the Appellant
None for the Respondent

ORDER:

The case was first heard on 25.11.2019. The representative appeared on behalf of the appellant informed that the appellant had inspected some of the files produced by the PIO on 01.11.2019 and specified the required documents. The representative however, sought adjournment for further hearing in the month of Feb.2020. The case was adjourned.

The case was last heard on **25.02.2020**. The appellant informed that he had inspected the record and specified the information to the PIO but the PIO has not provided the information.

The respondent was absent. The PIO was directed to provide the information as specified by the appellant within 15 days and send a compliance report to the Commission.

Hearing dated 18.06.2020:

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Mohali. The appellant informed that the PIO has not provided the information.

The respondent is absent nor has complied the order of the Commission. The PIO is given one more opportunity to comply with the earlier order of the Commission which still stands and provide the information to the appellant within 10 days. The PIO is also directed to appear personally before the Commission on the next date of hearing and explain the reasons for not providing the information within the time prescribed under the RTI Act.

The case is adjourned. To come up for further hearing on **11.08.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Mohali.

Chandigarh
Dated 18.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh K.N.S Sodhi,
1634, Sector-70, Mohali.

... Appellant

Versus

Public Information Officer,
O/o GMADA, Sector-62,
Mohali.

First Appellate Authority,
O/o GMADA, Sector-62,
Mohali.

...Respondent

Appeal Case No. 1568 of 2019

PRESENT: Sh.K.N.S.Sodhi as the Appellant
None for the Respondent

ORDER:

The case was first heard on 25.11.2019. The representative appeared on behalf of the appellant informed that the appellant had inspected some of the files produced by the PIO on 01.11.2019 and specified the required documents. The representative however, sought adjournment for further hearing in the month of Feb.2020. The case was adjourned.

The case was last heard on **25.02.2020**. The appellant informed that he had inspected the record and specified the information to the PIO but the PIO has not provided the information.

The respondent was absent. The PIO was directed to provide the information as specified by the appellant within 15 days and send a compliance report to the Commission.

Hearing dated 18.06.2020:

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Mohali. The appellant informed that the PIO has not provided the information.

The respondent is absent nor has complied the order of the Commission. The PIO is given one more opportunity to comply with the earlier order of the Commission which still stands and provide the information to the appellant within 10 days. The PIO is also directed to appear personally before the Commission on the next date of hearing and explain the reasons for not providing the information within the time prescribed under the RTI Act.

The case is adjourned. To come up for further hearing on **11.08.2020 at 11.00 AM through** video conference facility available in the office of Deputy Commissioner, Mohali.

Chandigarh
Dated 18.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh K.N.S Sodhi,
1634, Sector-70, Mohali.

... Appellant

Versus

Public Information Officer,
O/o GMADA, Sector-62,
Mohali.

First Appellate Authority,
O/o GMADA, Sector-62,
Mohali.

...Respondent

Appeal Case No. 1569 of 2019

PRESENT: Sh.K.N.S.Sodhi as the Appellant
None for the Respondent

ORDER:

The case was first heard on 25.11.2019. The representative appeared on behalf of the appellant informed that the appellant had inspected some of the files produced by the PIO on 01.11.2019 and specified the required documents. The representative however, sought adjournment for further hearing in the month of Feb.2020. The case was adjourned.

The case was last heard on **25.02.2020**. The appellant informed that he had inspected the record and specified the information to the PIO but the PIO has not provided the information.

The respondent was absent. The PIO was directed to provide the information as specified by the appellant within 15 days and send a compliance report to the Commission.

Hearing dated 18.06.2020:

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Mohali. The appellant informed that the PIO has not provided the information.

The respondent is absent nor has complied the order of the Commission. The PIO is given one more opportunity to comply with the earlier order of the Commission which still stands and provide the information to the appellant within 10 days. The PIO is also directed to appear personally before the Commission on the next date of hearing and explain the reasons for not providing the information within the time prescribed under the RTI Act.

The case is adjourned. To come up for further hearing on **11.08.2020 at 11.00 AM through** video conference facility available in the office of Deputy Commissioner, Mohali.

Chandigarh
Dated 18.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

Sh K.N.S Sodhi,
1634, Sector-70, Mohali.

... Appellant

Versus

Public Information Officer,
O/o GMADA, Sector-62,
Mohali.

First Appellate Authority,
O/o GMADA, Sector-62,
Mohali.

...Respondent

Appeal Case No. 1570 of 2019

PRESENT: Sh.K.N.S.Sodhi as the Appellant
None for the Respondent

ORDER:

The case was first heard on 25.11.2019. The representative appeared on behalf of the appellant informed that the appellant had inspected some of the files produced by the PIO on 01.11.2019 and specified the required documents. The representative however, sought adjournment for further hearing in the month of Feb.2020. The case was adjourned.

The case was last heard on 25.02.2020. The appellant informed that he had inspected the record and specified the information to the PIO but the PIO has not provided the information.

The respondent was absent. The PIO was directed to provide the information as specified by the appellant within 15 days and send a compliance report to the Commission.

Hearing dated 18.06.2020:

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Mohali. The appellant informed that the PIO has not provided the information.

The respondent is absent nor has complied the order of the Commission. The PIO is given one more opportunity to comply with the earlier order of the Commission which still stands and provide the information to the appellant within 10 days. The PIO is also directed to appear personally before the Commission on the next date of hearing and explain the reasons for not providing the information within the time prescribed under the RTI Act.

The case is adjourned. To come up for further hearing on **11.08.2020 at 11.00 AM through** video conference facility available in the office of Deputy Commissioner, Mohali.

Chandigarh
Dated 18.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

Sh K.N.S Sodhi,
1634, Sector-70, Mohali.

... Appellant

Versus

Public Information Officer,
O/o GMADA, Sector-62,
Mohali.

First Appellate Authority,
O/o GMADA, Sector-62,
Mohali.

...Respondent

Appeal Case No. 1625 of 2019

PRESENT: Sh.K.N.S.Sodhi as the Appellant
None for the Respondent

ORDER: Facts of the case-

- That Sh.K.N.Sodhi through RTI application dated 21.12.2018 sought information regarding land allotted under Industrial Land Policy to different institutios in sector 70 alongwith Memorandum of Articles, approval of land, site plan etc from the office of GMADA Mohali.
- That the appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 19.01.2019 which took no decision on the appeal. After filing first appeal, the PIO sent reply to the appellant stating that the information sought is not specific and the appellant was asked to inspect the record and get the relevant information.
- That on not being satisfied with the reply of the PIO, the appellant filed second appeal in the Commission.
- That the case came up for hearing on 14.11.2019. Sh.Gulshan Kumar, PIO appeared and pleaded that the appellant has already inspected some of the files and the appellant can inspect the other files. The representative appeared on behalf of the appellant agreed for the same.
- That on the next date of hearing on 27.01.2020, the appellant informed that after inspection of record, the appellant had flag marked the information required by him but the PIO had not supplied the information
- That since the PIO was absent and the respondent appeared on behalf of the PIO could not reply on the submission of the appellant, the PIO was issued a **show cause notice under section 20 of the RTI Act**. The PIO was directed to file reply on an affidavit. The PIO was also directed to provide the information to the appellant within 10 days.
- That on the last date of hearing which was held on **25.02.2020**, the PIO was again absent nor had sent reply to the show cause notice. The PIO was given one last opportunity to file reply to the show cause notice and provide the information to the appellant.
- That the case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Mohali. The appellant informed that the PIO has not provided the information

- That at the last hearing, the PIO was given one last opportunity to provide the information and reply to the show cause notice. The respondent is absent nor has sent any reply to the show cause notice.

Since the responsibility to ensure the timely transmission of the information to the appellant lies on the PIO and the PIO has failed to provide the information within the time prescribed under the RTI Act, such an enormous delay in providing the information cannot be condoned. The PIO has also failed to comply the order of the Commission. The PIO-GMADA is hereby held guilty for not providing the information on time as prescribed under section 7, which is within 30 days of the receipt of the request, and for repeated and willful defiance of the Punjab State Information Commission's orders.

A penalty of **Rs.10,000/-** is hereby imposed upon the PIO-GMADA, Mohali which be deposited in the Govt. Treasury. The PIO, GMADA is directed to duly inform the Commission of the compliance of the orders by producing a copy of the challan justifying the deposition of the penalty in the Govt Treasury.

Further, the Commission is of the view that since the appellant has had to suffer undue inconvenience to get the information, it is a fit case for awarding compensation to the appellant u/s 19(8)(b) of the RTI Act.

The PIO-GMADA Mohali is directed to pay an amount of **Rs.3000/-** via demand draft drawn through Govt. Treasury as compensation to the appellant for the loss and detriment suffered by him of having to file the appeals and not getting information in time. The PIO is directed to duly inform the Commission of the compliance of the order and submit proof of having compensated the appellant. The PIO is again directed to provide the information within 10 days.

The case is adjourned. To come up for further hearing on **11.08.2020 at 11.00 AM through** video conference facility available in the office of Deputy Commissioner, Mohali.

Chandigarh
Dated 18.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh K N Singh, S/o S/h Raghbir Singh,
62, Model Town, Ambala City.

... Appellant

Versus

Public Information Officer,
O/o GMADA,
Mohali.

First Appellate Authority,
O/o EO, GMADA,
Mohali.

...Respondent

Appeal Case No. 3481 of 2019

PRESENT: None for the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 12.06.2019 has sought information regarding allotment of religious sites to religious bodies – Dera Radha Swami Satsang Beas since inception of Mohali and other information concerning the office of GMADA Mohali. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 25.07.2019 which took no decision on the appeal. Thereafter, the PIO sent partial information to the appellant vide letter dated 25.07.2019.

The case was last heard on 22.01.2020. The respondent present informed that the information has been supplied to the appellant vide letter dated 03.04.2019 and letter dated 19.11.2019 by their policy branch. The appellant was not satisfied and stated that the PIO has not provided the information as per the RTI application.

Hearing both the parties, the PIO was directed to relook at the RTI application and provide the information as per the RTI application. If the information does not exist, to give in writing on an affidavit. The information be provided within 25 days of the issue of the order.

Hearing dated 18.06.2020:

The case has come up for hearing today through video conference facility available in the office of Deputy Commissioner, Mohali. Both the parties are absent. The appellant telephonically informed that the PIO has not provided the information.

The earlier order stands. The PIO is directed to comply with the earlier order of the Commission and provide the information to the appellant.

The case is adjourned. To come up for further hearing on **11.08.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Mohali.

Chandigarh
Dated 18.06.2020

Sd/-
(Khushwant Singh)
State Information Commissioner