

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 Avtar Singh
S/o Shri Harbhajan Singh
R/o Talwandi Bharat (Kothe),
PO Aliwal, Tehsil Batala,
District Gurdaspur.

.....Appellant

Versus

Public Information Officer

O/o Punjab State Board of Technical
Education & Industrial Training,
Chandigarh.

First Appellate Authority

O/o Secretary, Punjab State
Board of Technical Education &
Industrial Training, Chandigarh.

...Respondents

AC No.798/2020

Present:

- (i) Shri Avtar Singh, Appellant is present in person before the Bench.
- (ii) Smt. Naresh Kamal, Deputy Director (Academics), Punjab State Board of Technical Education and Industrial Training, Chandigarh/PIO, in person before the Bench.

ORDER

1. This order may be read with reference to the order dated 14.07.2020 passed by this Bench on the previous date of hearing.
2. This appeal case was scheduled to be heard in Commission's office at Chandigarh. Shri Avtar Singh, appellant comes in person before the Bench to attend the hearing.
3. Smt. Naresh Kamal, Deputy Director (Academics), Punjab State Board of Technical Education and Industrial Training, Chandigarh/PIO comes in person before the Bench. She states that the appellant visited their office yesterday i.e. 17.07.2020 in the afternoon, but the complete record could not be shown to him to enable him to identify the information he requires. The PIO further states that some other date may be fixed for the visit of appellant to inspect the complete records.
4. On the asking of the Bench, the appellant agrees with the statement of the PIO and requests to allow him to visit the office of PIO on 25th August/26th August, 2020 for perusal of official records and obtaining the information.

Cont..P-2



-2-

AC No.798/2020

5. In view of the above, the appellant is now advised to visit the office of PIO on 25.08.2020/ 26.08.2020 to inspect the official records. The appellant, after inspecting the official records, will identify the information. The PIO will provide the information so identified by the appellant.

6. After providing the information to the appellant, the PIO is directed to file an affidavit before next date of hearing, duly signed by the PIO and attested by the Notary Public to the effect that the information as identified by the appellant, available in the official records, in AC No.798/2020, has been supplied to the appellant and nothing beyond that is available in the official records. Nothing has been concealed therein. The statement made is correct and authentic. The original copy of the affidavit be sent to the appellant and a photocopy thereof be sent to the Commission for record.

7. With the above directions, the matter is adjourned. **To come up for hearing on 14.10.2020 at 11.30 AM in Commission's Office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.08.2020**

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

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Shri Trilochan Singh
R/o 848-A, MIG Jamalpur,
Ludhiana-141010.

.....Appellant

Versus

Public Information Officer

O/o Director, State Transport, Punjab
Sector-17, Chandigarh.

First Appellate Authority-cum-

Director, State Transport, Punjab
Sector-17, Chandigarh.

....Respondents

AC No.1236 of 2020

Present: (i) **Appellant- Absent.**
(ii) **Shri Kuldeep Singh, Superintendent O/o Director, State Transport, Punjab, Chandigarh, PIO in person before the Bench.**

ORDER

1. The RTI application is dated 19.12.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 20.01.2020 and the second appeal was filed in the Commission on 20.04.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 18.08.2020 by the Commission through Video Conferencing at D.C. Office, Ludhiana.
3. The case has been heard today through V.C. at DC Office, Ludhiana. The appellant Shri Trilochan Singh has not come present to attend the hearing.
4. Shri Kuldeep Singh, Superintendent O/o Director, State Transport, Punjab, Chandigarh, PIO comes present in person before the Bench. He produces letter dated 18.08.2020 before the Bench which is taken on record. As per this letter, the appellant has already been provided an attested copy of the letter dated 30.12.2016 along with the relevant pages of the file notings on which the said letter has been dealt with. However, copy of the personal file of the officer connected with letter dated 30.12.2016 (wrongly mentioned as 03.12.2016 by the appellant) has been denied under section 8(i)(j) of the RTI Act, 2005 being personal information and consent not being given by the person concerned for sharing the same.

Cont....P-2



-2-

AC No.1236/2020

5. Since the appellant has not come present to attend the hearing through V.C., an attempt was made to contact him on mobile phone. However, he did not respond to repeated phone calls.
6. Post deliberations with the PIO, the Bench agrees with the contention of PIO that appellant has been given information adequately. Further copy of personal information of the officer connected with letter dated 30.12.2016 has been rightly denied under Section 8(i)(j) of the RTI Act, 2005.
7. In view of the above, the Bench does not find any further cause of action in the matter. **The appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.08.2020**

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

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Shri Trilochan Singh
R/o 848-A, MIG Jamalpur,
Ludhiana-141010.

.....Appellant

Versus

Public Information Officer

O/o General Manager,
Punjab Roadways,
Bus Stand, Jalandhar-I.

**First Appellate Authority-cum-
Director, State Transport, Punjab
Sector-17, Chandigarh.**

....Respondents

AC No.1456 of 2020

**Present: (i) Appellant- Absent.
(ii) None on behalf of the PIO**

ORDER

1. The RTI application is dated 17.02.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 23.03.2020 and the second appeal was filed in the Commission on 10.06.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 18.08.2020 by the Commission through Video Conferencing at D.C. Office, Ludhiana. The appellant Shri Trilochan Singh has not come present to attend the hearing through V.C.

3. Neither the PIO himself has come present to attend the hearing nor he has deputed any official to attend the hearing on his behalf. The Bench views the absence of the PIO adversely.

4. The Public Information Officer O/o General Manager, Punjab Roadways, Bus Stand, Jalandhar-1 is issued show cause notice to explain his absence for the hearing through Video Conferencing and to explain as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for not supplying the information to the appellant. The PIO is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

Cont..P-2



-2-

AC No.1456/2020

5. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceeding against him ex-parte.

6. The PIO is directed to supply complete information to the appellant before the next date of hearing and attend the hearing in person on the next date.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 14.10.2020 at 11.30 AM through V.C. in D.C. Office, Ludhiana.** Copies of the order be sent to the concerned parties.

**Chandigarh
17.08.2020**

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

Copy to (By Regd. Post)

**The Public Information Officer O/o General Manager, Bus Stand, Punjab Roadways,
Jalandhar-1.**

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Shri Trilochan Singh
R/o 848-A, MIG Jamalpur,
Ludhiana-141010.

.....Appellant

Versus

Public Information Officer

O/o General Manager,
Punjab Roadways, Jalandhar-2.

First Appellate Authority-cum-

Director, State Transport, Punjab
Sector-17, Chandigarh.

....Respondents

AC No.1457 of 2020

Present: (i) **Appellant- Absent.**
(ii) **Shri Charanjit Sharma, Supdt./APIO, O/o General Manager, Punjab Roadways, Jalandhar-2.**

ORDER

Heard through Video Conferencing

1. The RTI application is dated 15.02.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 23.03.2020 and the second appeal was filed in the Commission on 10.06.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 18.08.2020 by the Commission through Video Conferencing. at D.C. Office, Ludhiana. Today, the appellant Shri Trilochan Singh has not come present to attend the hearing.
3. Shri Charanjit Singh, Superintendent/APIO, O/o General Manager, Punjab Roadways, Jalandhar-2 comes present to attend the hearing through VC. He states that the information has been sent to the appellant vide letter dated 10.08.2020 by registered post.
4. Since Shri Trilochan Singh, appellant is absent for today's hearing, he is contacted on mobile phone to ascertain the receipt of information by him. He states that he has received the information but he is yet to peruse the same.

Cont..P-2



5. Post deliberations with the APIO, he states that the requisite information has been supplied as per official records to the appellant and beyond that, there is no other information available in official records.

6. PIO is directed to file an affidavit, within seven days, duly signed by the PIO and attested by the Notary Public to the effect that complete information as available in official records in AC No.1457 of 2020, has been provided to the appellant. Nothing has been concealed therein. The statement made is correct and authentic. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

7. With the aforesaid directions, **the appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.08.2020**

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

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Shri Trilochan Singh
R/o 848-A, MIG Jamalpur,
Ludhiana-141010.

.....Appellant

Versus

Public Information Officer
O/o General Manager,
Punjab Roadways, Jalandhar-I.

First Appellate Authority-cum-
Director, State Transport, Punjab
Sector-17, Chandigarh.

....Respondents

AC No.1455 of 2020

Present: (i) **Appellant- Absent.**
(ii) **None on behalf of the PIO**

ORDER

1. The RTI application is dated 15.02.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 30.04.2020 and the second appeal was filed in the Commission on 10.06.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 18.08.2020 by the Commission through Video Conferencing. at D.C. Office, Ludhiana. The appellant Shri Trilochan Singh has not come present to attend the hearing through V.C.

3. Neither the PIO himself has come present to attend the hearing nor he has deputed any official to attend the hearing on his behalf. The Bench views the absence of the PIO adversely.

4. The Public Information Officer O/o General Manager, Punjab Roadways, Jalandhar-1 is issued show cause notice to explain his absence for the hearing through Video Conferencing and to explain as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for not supplying the information to the appellant. The PIO is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in not getting the information.

Cont..P-2



-2-

AC No.1455/2020

5. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceeding against him ex-parte.

6. The PIO is directed to supply complete information to the appellant before the next date of hearing and attend the hearing in person on the next date.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 14.10.2020 at 11.30 AM through V.C. in D.C. Office, Ludhiana.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.08.2020**

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

Copy to (By Regd. Post)

The Public Information Officer O/o General Manager, Punjab Roadways, Jalandhar-1.

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Shri Trilochan Singh
R/o 848-A, MIG Jamalpur,
Ludhiana-141010.



.....Appellant

Versus

Public Information Officer

O/o General Manager,
Punjab Roadways, Jalandhar-2.

First Appellate Authority-cum-

Director, State Transport, Punjab
Sector-17, Chandigarh.

....Respondents

AC No.1290 of 2020

Present: (i) **Appellant- Absent.**
(ii) **Shri Charanjit Sharma, Supdt./APIO, O/o General Manager, Punjab Roadways, Jalandhar-2.**

ORDER

Heard through Video Conferencing

1. The RTI application is dated 27.01.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 03.03.2020 and the second appeal was filed in the Commission on 11.05.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 18.08.2020 by the Commission through Video Conferencing at D.C. Office, Ludhiana. The appellant Shri Trilochan Singh has not come present to attend the hearing through V.C.
3. Shri Charanjit Singh, Superintendent/APIO O/o General Manager, Punjab Roadways, Jalandhar-2 comes present to attend the hearing through VC. He states that the appellant has been sent the information vide letter dated 19.03.2020 by registered post.
4. Since, Shri Trilochan Singh, appellant is absent for today's hearing. He is contacted on mobile phone to ascertain the receipt of information by him. He states that no information has been received as yet.
5. The PIO is directed to supply the information once again to the appellant by registered post. He is also directed to file an affidavit, within 7 days, duly signed by the PIO and attested by the Notary Public to the effect that complete information as available in official records in AC No.1290 of 2020, has been provided to the appellant. Nothing has been concealed therein. The statement made is correct and authentic. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

5. With the aforesaid directions, **the appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.08.2020**

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

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Shri Trilochan Singh
R/o 848-A, MIG Jamalpur,
Ludhiana-141010.

.....Appellant

Versus

Public Information Officer
O/o The Secretary,
Regional Transport Authority,
Jalandhar.

First Appellate Authority
O/o Regional Transport Authority
Jalandhar.

....Respondents

AC No.1237 of 2020

Present: (i) **Appellant- Absent.**
(ii) **Ms. Ambika, Section Officer, O/o Secretary, R.T.A. Jalandhar/ PIO.**

ORDER

Heard through Cisco/Webex/Mobile Phone

1. The RTI application is dated 07.12.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 15.01.2020 and the second appeal was filed in the Commission on 20.04.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 18.08.2020 by the Commission through Video Conferencing. at D.C. Office, Ludhiana.
3. The case was scheduled to be heard today through V.C. at DC Office, Ludhiana. The appellant Shri Trilochan Singh has not come present to attend the hearing.
4. Ms. Ambika, Section Officer, O/o Secretary, R.T.A. Jalandhar/PIO made telephonic call to request that she is unable to attend the hearing through V.C. at DC Office, Ludhiana and as such, she be allowed to attend the hearing through Cisco Webex. Acceding to her request, an attempt was made to hear Ms. Ambika through Cisco Webex, but due to poor connectivity, the hearing could not materialize. Subsequently, she is contacted on mobile phone. She states that the appellant has been sent reply vide letter dated 19.06.2020. She states that the information sought is third party information and cannot be supplied.
5. On perusing the RTI application of the appellant, the Bench finds that the appellant has sought photocopies of the Govt. register in which the entry of transport vehicles is made by the Motor Vehicle Inspector, which cannot be termed as third party information.

Cont...P-2



-2-

AC No.1237/2020

6. In view of the above, the Bench does not agree with the contention of the PIO and directs the PIO to provide the complete information as sought by the appellant before the next date of hearing, failing which penal consequences shall follow.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 14.10.2020 at 11.30 AM through V.C. at D.C. Office, Ludhiana.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.08.2020**

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

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Shri Trilochan Singh
R/o 848-A, MIG Jamalpur,
Ludhiana-141010.

.....Appellant

Versus

Public Information Officer

O/o The Secretary,
Regional Transport Authority,
Jalandhar.

First Appellate Authority

O/o Regional Transport Authority
Jalandhar.

....Respondents

AC No.1512 of 2020

Present: (i) Appellant- Absent.
(ii) Ms. Ambika, Section Officer, O/o Secretary, R.T.A. Jalandhar/ PIO.

ORDER

Heard through Cisco/Webex/Mobile Phone

1. The RTI application is dated 01.07.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 17.01.2020 and the second appeal was filed in the Commission on 15.06.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 18.08.2020 by the Commission through Video Conferencing. at D.C. Office, Ludhiana. Today, the appellant Shri Trilochan Singh has not come present to attend the hearing.
3. Ms. Ambika, Section Officer, O/o Secretary, R.T.A. Jalandhar/PIO made telephonic call to request that she is unable to attend the hearing through V.C. at DC Office, Ludhiana and as such, she be allowed to attend the hearing through Cisco Webex. Acceding to her request, an attempt was made to hear Ms. Ambika through Cisco Webex, but due to poor connectivity, the hearing could not materialize. Subsequently, she is contacted on mobile phone. The PIO states that the information sought by the appellant is third party information and cannot be supplied.
4. On perusing the RTI application of the appellant, the Bench finds that the appellant has sought photocopies of the passing fees & CFX forms of the vehicles passed and the copies of objections raised by the Motor Vehicle Inspector as also the entries made in the register which cannot be termed as third party information.

Cont...P-2



-2-

AC No.1512/2020

5. In view of the above, the Bench does not agree with the contention of the PIO and directs the PIO to provide the complete information as sought by the appellant before the next date of hearing, failing which penal consequences shall follow.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 14.10.2020 at 11.30 AM through V.C. at D.C. Office, Ludhiana.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.08.2020**

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

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Shri Trilochan Singh
R/o 848-A, MIG Jamalpur,
Ludhiana-141010.

.....Appellant

Versus

Public Information Officer

O/o The Secretary,
Regional Transport Authority,
Jalandhar.

First Appellate Authority-cum-

State Transport Commissioner,
Punjab, Sector-17, Chandigarh

....Respondents

AC No.739 of 2020

Present: (i) **Appellant- Absent.**
(ii) **Ms. Ambika, Section Officer, O/o Secretary, R.T.A. Jalandhar/ PIO.**

ORDER

Heard through Cisco/Webex/Mobile Phone

1. The RTI application is dated 11.11.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 28.12.2019 and the second appeal was filed in the Commission on 14.02.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 18.08.2020 by the Commission through Video Conferencing. at D.C. Office, Ludhiana. Today, the appellant Shri Trilochan Singh has not come present to attend the hearing.
3. Ms. Ambika, Section Officer, O/o Secretary, R.T.A. Jalandhar/PIO made telephonic call to request that she is unable to attend the hearing through V.C. at DC Office, Ludhiana and as such, she be allowed to attend the hearing through Cisco Webex. Acceding to her request, an attempt was made to hear Ms. Ambika through Cisco Webex, but due to poor connectivity, the hearing could not materialize. Subsequently, she is contacted on mobile phone. The PIO states that the information sought by the appellant is third party information and cannot be supplied.
4. On perusing the RTI application of the appellant, the Bench finds that the appellant has sought photocopies of the Govt. register in which the entry of transport vehicles by Board of Inspection or Motor Vehicle Inspector, Jalandhar is made which cannot be termed as third party information.

Cont...P-2



-2-

AC No.739/2020

6. In view of the above, the Bench does not agree with the contention of the PIO and directs the PIO to provide the complete information as sought by the appellant before the next date of hearing, failing which penal consequences shall follow.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 14.10.2020 at 11.30 AM through V.C. at D.C. Office, Ludhiana.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.08.2020**

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

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Shri Jasbir Singh
Village Bolapur Jhabewal
Post Office Ramgarh,
District Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o General Manager,
Punjab Roadways, Jalandhar-2.

**First Appellate Authority-cum-
Director, State Transport, Punjab
Sector-17, Chandigarh.**

....Respondents

AC No.1242 of 2020

Present: (i) **Appellant- Absent.**
(ii) **Shri Charanjit Sharma, Supdt./APIO, O/o General Manager, Punjab
Roadways, Jalandhar-2.**

ORDER

Heard through Video Conferencing

1. The RTI application is dated 11.11.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 20.12.2019 and the second appeal was filed in the Commission on 27.04.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 18.08.2020 by the Commission through Video Conferencing. at D.C. Office, Ludhiana. The appellant Shri Jasbir Singh has not come present to attend the hearing through V.C.
3. Shri Charanjit Singh, Superintendent/APIO O/o General Manager, Punjab Roadways, Jalandhar-2 comes present to attend the hearing through VC. He states that the appellant has been sent the information vide letter dated 20.02.2020 and the information has been sent again by registered post on 10.08.2020.
4. Since the appellant is absent, he is contacted on mobile phone, however he does not respond to repeated calls. On perusal of the case file, the Bench finds that the appellant has sent letter dated 05.08.2020 informing that he has not been supplied any information even after a lapse of seven months.

Cont..P-2



-2-

AC No.1242/2020

5. The PIO is directed to call the appellant to his office on any working day to inspect the official records to be made available to him by the PIO. The appellant will inspect the official records and identify the information as per his requirement. The same will be provided by the PIO to the appellant. The PIO is also directed to come in person on the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 14.10.2020 through V.C. in the DC Office, Ludhiana.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.08.2020**

**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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Shri Jasbir Singh
Village Bolapur Jhabewal
Post Office Ramgarh,
District Ludhiana.

.....Appellant

Versus

Public Information Officer
O/o The Secretary,
Regional Transport Authority,
Jalandhar.

First Appellate Authority- cum-
State Transport Commissioner,
Punjab, Sector-17, Chandigarh

....Respondents

AC No.1243 of 2020

Present: (i) **Appellant- Absent.**
(ii) **Ms. Ambika, Section Officer, O/o Secretary, R.T.A. Jalandhar/ PIO.**

ORDER

Heard through Cisco Webex/Mobile Phone

1. The RTI application is dated 07.12.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 14.01.2020 and the second appeal was filed in the Commission on 27.04.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 18.08.2020 by the Commission through Video Conferencing. at D.C. Office, Ludhiana. Today, the appellant Shri Jasbir Singh has not come present to attend the hearing.
3. Ms. Ambika, Section Officer, O/o Secretary, R.T.A. Jalandhar/PIO made telephonic call to request that she is unable to attend the hearing through V.C. at DC Office, Ludhiana and as such, she be allowed to attend the hearing through Cisco Webex. Acceding to her request, an attempt was made to hear Ms. Ambika through Cisco Webex, but due to poor connectivity, the hearing could not materialize. Subsequently, she is contacted on mobile phone. The PIO states that the information sought by the appellant has been supplied vide letter dated 11.08.2020.
4. On perusing the RTI application of the appellant, the Bench finds that the appellant has sought photocopies of the time table prevalent at present in respect of each type of buses.

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AC No.1243/2020

5. Since the appellant is absent, he is contacted on mobile phone. He is apprised of the version of the PIO for having supplied the information to him vide letter dated 11.08.2020, he denies having received any information.

6. The Bench directs the PIO to provide the complete information as sought by the appellant before the next date of hearing by registered post, failing which penal consequences shall follow.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 14.10.2020 at 11.30 AM through V.C. at D.C. Office, Ludhiana.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.08.2020**

**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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Shri Sarabjeet Singh Gill,
H.No.60-35-P-376-1, St. No.8,
Maha Singh Nagar,
Post Office Dhandari Kalan,
Ludhiana-141014.

...Appellant

Versus

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

First Appellate Authority-cum-
The Commissioner,
Municipal Corporation,
Ludhiana.

....Respondents

AC No.1597 of 2020

Present: **None.**

ORDER:

1. The RTI application is dated 10.02.2020 vide which the Appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 10.03.2020 and the second appeal was filed in the Commission on 18.06.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 18.08.2020 by the Commission through Video Conferencing. at D.C. Office, Ludhiana. Today, the appellant Shri Sarabjeet Singh Gill has not come present to attend the hearing.
3. Neither the PIO himself has come present to attend the hearing nor he has deputed any official to attend the hearing on his behalf. The Bench views the absence of the PIO adversely.
4. The Public Information Officer O/o The Commissioner, Municipal Corporation, Ludhiana (Zone-A & Zone-B) is issued show cause notice to explain his absence for the hearing through Video Conferencing and to explain as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for not supplying the information to the appellant. The PIO is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.



-2-

AC No.1597/2020

5. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply and does not avail himself of the opportunity of personal hearing on the next date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceeding against him ex-parte.

6. The PIO is also directed to supply complete information to the appellant before the next date of hearing and attend the hearing in person on the next date.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 14.10.2020 at 11.30 AM through V.C. in D.C. Office, Ludhiana.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.08.2020**

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

Copy to (By Regd. Post)

**The Public Information Officer O/o Commissioner, Municipal Corporation, Zone-A & Zone-B,
Ludhiana. (By Name).**

**PUNJAB STATE INFORMATION COMMISSION
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Shri Sarabjeet Singh Gill,
H.No.60-35-P-376-1, St. No.8,
Maha Singh Nagar,
Post Office Dhandari Kalan,
Ludhiana-141014.

...Appellant

Versus

Public Information Officer

O/o Commissioner,
Municipal Corporation,
Ludhiana.

First Appellate Authority-cum-

The Commissioner,
Municipal Corporation,
Ludhiana.

....Respondents

AC No.1598 of 2020

Present:

- (i) Appellant- absent.
(ii) Shri Satish Kumar, Assistant Town Planner, O/o Commissioner,
Municipal Corporation, Ludhiana on behalf of PIO.

Heard Through Video Conferencing

ORDER:

1. The RTI application is dated 10.02.2020 vide which the Appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 10.03.2020 and the second appeal was filed in the Commission on 18.06.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 18.08.2020 by the Commission through Video Conferencing. at D.C. Office, Ludhiana. The appellant Shri Sarabjeet Singh Gill has not come present to attend the hearing through V.C.
3. Shri Satish Kumar, Assistant Town Planner, O/o Commissioner, Municipal Corporation, Ludhiana comes present on behalf of PIO to attend the hearing.
4. Since Shri Sarabjeet Singh, appellant is absent, he is contacted on mobile phone. He acknowledges the receipt of information to his satisfaction.

Cont..P-2



5. In view of the above, no further cause of action is left in the matter. **The appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

Chandigarh
18.08.2020

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

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Shri Sarabjeet Singh Gill,
H.No.60-35-P-376-1, St. No.8,
Maha Singh Nagar,
Post Office Dhandari Kalan,
Ludhiana-141014.

...Appellant

Versus

Public Information Officer

O/o Commissioner,
Municipal Corporation,
Ludhiana.

First Appellate Authority-cum-

The Commissioner,
Municipal Corporation,
Ludhiana.

....Respondents

AC No.1599 of 2020

Present:

- i) Appellant- absent.
- ii) Shri Satish Kumar, Assistant Town Planner, O/o Commissioner, Municipal Corporation, Ludhiana on behalf of PIO.

Heard Through Video Conferencing

ORDER:

1. The RTI application is dated 10.02.2020 vide which the Appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 10.03.2020 and the second appeal was filed in the Commission on 18.06.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 18.08.2020 by the Commission through Video Conferencing. at D.C. Office, Ludhiana. The appellant Shri Sarabjeet Singh Gill has not come present to attend the hearing through V.C.
3. Shri Satish Kumar, Assistant Town Planner, O/o Commissioner, Municipal Corporation, Ludhiana comes present on behalf of PIO to attend the hearing. He states that the appellant is seeking information about a building in which T.S.S.M. School is being run, in which poor and orphan children are studying. The said building is located on the Government land.

Contd...p-2

4. Since Shri Sarabjeet Singh Gill, appellant is absent, he is contacted on mobile phone. He is apprised of the fact that reply to his RTI application and appeal has been sent vide letters dated 31.12.2019 and 04.02.2020. Details of the case given by Shri Satish Kumar are also told to Shri Sarabjeet Singh Gill. The appellant states that this building is in congested area and there is no parking space. This building is located on encroached land. Moreover, there is a sweet shop by the name of Khalsa Sweets running from the premises of this building.

5. Then the statement made by the appellant is deliberated with the representative of the PIO Shri Satish Kumar. He states that the claim of the appellant that T.S.S.M School building is located on encroached land and commercial activities are taking place from it is totally false. On the contrary poor and orphaned children are being given education in the T.S.S.M School which is a just and social cause. The land on which is T.S.S.M School is located is Government Land.

6. In view of the statement made by Shri Satish Kumar, PIO is directed to file an affidavit, within seven days, duly signed by the PIO and attested by the Notary Public to the effect that the building about which the information has been sought by the appellant houses, T.S.S.M. School being run for poor and orphaned children. No commercial activity is being run from the premises of the School building as claimed by the appellant. The building is located on Government Land. The statement made is correct and authentic. Original copy of the affidavit be sent to the appellant within next seven days and photocopy of the same be sent to the Commission for record.

7. In view of the above, **the appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.08.2020**

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

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Shri Baldev Singh,
S/o Shri Jagat Singh,
VPO Khurd, Tehsil Payal,
District Ludhiana.

...Appellant

Versus

Public Information Officer

O/o Pepsu Road Transport Corporation,
Head Office, Patiala.

First Appellate Authority

O/o Managing Director
Pepsu Road Transport Corporation,
Ludhiana.

....Respondents

AC No.1110 of 2020

Present: (i) **Shri Baldev Singh, Appellant (Through V.C).**
(ii) **Shri Darshan Singh, Representative of the appellant (in person at Chandigarh).**
(iii) **None on behalf of the PIO.**

ORDER:

1. The RTI application is dated 14.11.2019 vide which the Appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 14.01.2020 and the second appeal was filed in the Commission on 13.03.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 18.08.2020 by the Commission through Video Conferencing at D.C. Office, Ludhiana. The appellant Shri Baldev Singh, comes present to attend the hearing through V.C. His relative Shri Darshan Singh comes in person before the Bench at Chandigarh.
3. Nobody on behalf of the PIO has come present to attend the hearing through V.C. However, a letter dated 14.08.2020 has been received through e.mail vide which the PIO has requested that due to COVID-19, next date for the hearing may be given.
4. On enquiring from the appellant about the contact Number of the PIO, he gives mobile No. of Mrs. Yogesh, Superintendent. Accordingly, she is contacted on mobile phone. The position regarding providing information to the appellant relating to release of his dues for overtime done by him was enquired from her. The appellant had retired way back in 2011 and his RTI application related to settlement of his pending over time dues. She states that the appellant has not filled in the requisite forms during service.

Cont...P-2



-2-

AC No.1110/2020

5. The appellant is apprised of the statement made by the PIO. He states that he had filled in the requisite forms and he is in possession of photocopies of the same.

6. The PIO is again contacted and is apprised of the version of the appellant. The PIO is directed to provide the details of the overtime dues of the appellant on the next date. It is also directed, the Public Information Officer and First Appellate Authority both will come present for the hearing, along with the above said details on the next date.

7. The appellant is advised to send copies of the forms filled in by him to the PIO again and attend the hearing through V.C. and he can also send his representative Shri Darshan Singh to attend hearing in person before the Bench with all the relevant documents.

9. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 14.10.2020 at 11.30 AM through V.C. at D.C. Office, Ludhiana.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.08.2020**

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

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Shri Gurbaksh Singh
Guru Nanak Nagar,
Village Bolapur Jhabewal,
PO Ramgarh, Distt. Ludhiana

.....Appellant

Versus

Public Information Officer

O/o State Transport Commissioner,
Punjab, Sector-17, Chandigarh..

First Appellate Authority-cum-

O/o State Transport Commissioner,
Punjab, Sector-17, Chandigarh..

....Respondents

AC No.1238 of 2020

Present: (i) **Appellant- absent.**
(ii) **Shri Piara Singh, Assistant Transport Officer, O/o State Transport Officer, Punjab/PIO, in person before the Bench.**

ORDER

1. The RTI application is dated 23.12.2019 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 31.01.2020 and the second appeal was filed in the Commission on 20.04.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 18.08.2020 by the Commission through Video Conferencing facility in the office of D.C. Ludhiana. Today, Shri Gurbaksh Singh, appellant has not come present to attend the hearing through V.C. Shri Gurbaksh Singh could not be contacted on mobile as he has not mentioned his mobile number or email I.D. in his RTI application or the second appeal.

3. Shri Piara Singh, Assistant Transport Officer, O/o State Transport Officer, Punjab/PIO, comes present to attend the hearing in person before the Bench. He states that the appellant has been supplied information by e.mail as also vide letter dated 17.08.2020 and also produces a copy of the letter before the Bench which is taken on record.

4. On discussing the case with the PIO, he states that the RTI application has been filed by the appellant to seek the outcome of the complaint made by him against one Shri Rohit Sood, Junior Assistant, O/o Secretary, R.T.A. Ludhiana, out of vengeance, due to the complaint made by the said Shri Rohit Sood against the appellant.

....Cont..P-2



-2-

AC No.1238/2020

5. The Bench after examining the information supplied feels that adequate information has been provided and directs the PIO to send another copy of the information to the appellant by registered post

6. In view of the above, since the information stands supplied to the appellant adequately, **the appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
18.08.2020**

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