

# PUNJAB STATE INFORMATION COMMISSION

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

Ph: 0172-2864111, Visit us @ [www.infocommpunjab.com](http://www.infocommpunjab.com),  
Email: [psic21@punjabmail.gov.in](mailto:psic21@punjabmail.gov.in)



## **REGISTERED** **SHOW CAUSE NOTICE**

**Som Parkash**, S/o Tej Ram,  
Peer Khane Wali Gali, Near Baba Chajju Ram Ashram,  
Gidderbaha, District Sri Muktsar Sahib.

Versus

**Public Information Officer**,  
Executive Officer, Municipal Council, Gidderbaha,  
District Sri Mukatsar Sahib  
**First Appellate Authority**,  
Additional Deputy Commissioner (Urban Development),  
Department of Local Government, Bathinda.

### **Appeal Case No. 3331 of 2020**

PRESENT:

Prince Goyal Advocate (for the Appellant) 78889-10080  
Sh. Devan Munjal Nephew (for the Appellant)  
Vishaldeep, PIO-cum-EO (Respondent) 98880-44888

ORDER:

(To be read in continuity with earlier orders on **3.3.2021**, **7.7.2021**, **9.12.2021**, **6.4.2022**, **23.6.2022**, **18.8.2022**, **20.9.2022**, and **30.9.2022**)

1. The RTI application is dated **17.7.2020** vide which the appellant has sought information **regarding a colony, DD Chandigarh Enclave being promoted by one Jatinder Kumar s/o Yashpal at Husner Road Gidderbaha**, in four points, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **31.8.2020**, and Second Appeal was filed in the Commission on **2.11.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **30.9.2022**.

2. Both parties are present in person. The respondent PIO-cum-EO, Sh. Vishaldeep, as ordered by this Commission in its Order of 30.9.2022, has submitted an affidavit by way of reply deficiencies listed by the appellant. However, on examination of the affidavit it is found improper.

3. The PIO-cum-EO, Sh. Vishaldeep, is hereby directed to resubmit the affidavit as directed in para Three of Commission's Order of 30.9.2022. The PIO is further directed to furnish a copy of Policy regarding the Regularization of unauthorized colonies. It has been pointed by the appellant that this RTI application was submitted on 17.7.2020 and it has taken more than Two years for the respondent to finally address the Request for information.

4. In view of the above, the Commission deems it fit to serve this Show Cause Notice to the Jagshir Singh Dhaliwal, who was incumbent as the PIO-cum-Executive Officer, Municipal Council, Gidderbaha, Sri Mukatsar Sahib, on 17.7.2020 (when the RTI application was filed).

5. The respondent **PIO-cum-Executive Officer, Municipal Council, Gidderbaha, Sh. Jagshir Singh Dhaliwal**, is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **17.7.2020**.

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“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him *ex parte*.” Copies of this order be sent to the parties through registered post.

**6. Next hearing on 28.10.2022 at 11.30 am at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

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

Chandigarh  
18.10.2022

**Cc:** Additional Deputy Commissioner (UD), Bathinda, for information and further necessary action.