

# PUNJAB STATE INFORMATION COMMISSION

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

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**Satnam Singh Sekhon,**  
S/o Sh. Kartar Singh,  
Village Tandi, PO Laroya,  
Distt. Jalandhar.

Versus

**Public Information Officer,**  
o/o Additional Deputy Commissioner (Development),  
Jalandhar.

**First Appellate Authority,**  
Additional Deputy Commissioner (Development),  
Jalandhar.

## **Appeal Case No. 3500 of 2022 (Video Conference Proceedings)**

PRESENT:

Jasbir Singh (for the Appellant) 79019-04259

Surjeet Singh, BDO (for the Respondent) 98153-98329

ORDER:

*(To be read in continuity with earlier orders on 21.10.2022)*

1. The RTI application is dated **19.8.2016** vide which the appellant has sought information **regarding online complaint to the Deputy CM**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **31.8.2021** and Second Appeal was filed in the Commission on **29.7.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **21.10.2022**.

2. Both parties are present. The appellant is represented by his brother Jasbir Singh. The respondent PIO, represented by Sh. Surjeet Singh, BDO, Bhogpur, appears to be confused regarding the information requested in the RTI application. The appellant is requested to furnish a fresh copy of his RTI application to Sh. Surjeet Singh, BDO, following which Sh. Surjeet Singh, is to provide a pointwise reply to the RTI application along with attested copies of the information as available on record. This must be done within 20 days of receipt of this Order.

3. **Next hearing on 2.2.2023 at 11.30 am via Video Conference Facility at DC Office, Jalandhar.**

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

Chandigarh  
18.11.2022

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**Tejinder Singh,**  
Civil Court, Tehsil Complex,  
Backside Sanjh Kender, Phillaur,  
Distt. Jalandhar.

Versus

**Public Information Officer,**  
o/o District Mining Officer,  
Jalandhar.  
**First Appellate Authority,**  
District Mining Officer,  
Jalandhar.

## **Appeal Case No. 3624 of 2022 (Video Conference Proceedings)**

PRESENT:  
(Appellant) Absent  
(Respondent) Absent

ORDER:  
(To be read in continuity with earlier orders on **21.10.2022**)

1. The RTI application is dated **1.4.2022** vide which the appellant has sought information **regarding approved sand mines etc.**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **24.6.2022** and Second Appeal was filed in the Commission on **5.8.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **21.10.2022**.

2. Both parties are absent. The appellant is absent but has informed the commission of his inability to attend this hearing. The respondent PIO is absent despite the Show Cause Notice issued to him at the last hearing on 21.10.2022, in view of his continuing absence from hearings of this Commission. The PIO appeared before this Bench on 30.11.2022 and has assured that the information will be supplied within one week.

3. **Next hearing on 2.2.2023 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  
18.11.2022

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**Tejinder Singh,**  
Civil Court, Tehsil Complex,  
Backside Sanjh Kender, Phillaur,  
Distt. Jalandhar.

Versus

**Public Information Officer,**  
o/o Tehsildar Phillaur,  
District Jalandhar.  
**First Appellate Authority,**  
o/o Sub Divisional Magistrate,  
Phillaur, District Jalandhar.

## **Appeal Case No. 2282 of 2022 (Video Conference Proceedings)**

PRESENT:  
(Appellant) Absent  
(Respondent) Absent

ORDER:  
(To be read in continuity with earlier orders on **18.8.2022 and 21.10.2022**)

1. The RTI application is dated **14.10.2021** vide which the appellant has sought information **regarding unproved colonies**, in four points, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **29.12.2021**, and Second Appeal was filed in the Commission on **9.5.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **21.10.2022**.
2. Both parties are absent. The appellant is absent but has informed the Commission of his inability to attend this hearing. The respondent PIO, office of Tehsildar, Phillaur is absent despite the Show Cause Notice issued at the last hearing on 21.10.2022.
3. Consequent to the hearing, the respondent PIO-cum-Tehsildar, Phillaur, appeared before the Commission on 22.11.2022 in person. He submitted that he could not attend the hearing on 18.11.2022 since he received Commission's Order after 1.00 PM on 18.11.2022. While giving the respondent PIO benefit of doubt, the Commission notes that he is already under Show Cause Notice issue to him vide Order Dated 21.10.2022.
4. In view of the above, the respondent PIO is hereby directed to submit two copies of the requested information after due attestation as ***"information supplied under the RTI Act, 2005"***. Both copies must be submitted along with a covering letter to this Commission within 10 days of receipt of this Order.
5. **Next hearing on 2.2.2023 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  
18.11.2022

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**Pawan Kumar Verma,**  
S/o Late Sh. Baldev Raj,  
# 347-A, Surya Enclave,  
Near Ekta Nagar Railway Crossing,  
Jalandhar.

Versus

**Public Information Officer,**  
o/o Tehsildar,  
Jalandhar-2.  
**First Appellate Authority,**  
o/o Sub Divisional Magistrate,  
Jalandhar-2.

## **Appeal Case No. 1719 of 2022 (Video Conference Proceedings)**

PRESENT:

(Appellant) Absent

Parveen Kumar Chibber, PIO-cum-Tehsildar, Jalandhar (Respondent) 98765-02614

ORDER:

*(To be read in continuity with earlier orders on 15.9.2022)*

1. The RTI application is dated **11.11.2021** vide which the appellant has sought information **regarding action taken on a letter from the Income Tax officer No. ITO/TDS/2017-18/391 dated 16.4.2017**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **27.12.2021** and Second Appeal was filed in the Commission on **7.4.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **15.9.2022**.

2. The appellant is absent for the second successive Hearing. The respondent PIO-cum-Tehsildar, Jalandhar, Sh. Parveen Kumar Chibber, has requested some additional time to search out the relevant record. He is granted 30 days from the date of receipt of this Order to provide a pointwise reply to the RTI application along with attested copies of the requested information as available in his records. For information where he seeks exemption from disclosure, the respondent PIO is to cite relevant provisions of the RTI Act, 2005.

3. **Next hearing on 2.2.2023 at 11.30 am via Video Conference Facility at DC Office, Jalandhar.**

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

Chandigarh  
18.11.2022

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**Jagjit Singh,**  
R/o Aman Nagar, Street No. 3,  
Backside Green Land School,  
Near Jalandhar Bypass, Ludhiana.

Versus

**Public Information officer,**  
o/o ATP Building Branch Zone B,  
Municipal Corporation, Ludhiana.  
**First Appellate Authority,**  
o/o Commissioner,  
Municipal Corporation,  
Ludhiana.

## **Appeal Case No. 3777 of 2021 (Video Conference Proceedings)**

PRESENT:  
(Appellant) Absent  
(Respondent) Absent

ORDER:  
(To be read in continuity with earlier orders on **9.3.2022 and 17.6.2022**)

1. The RTI application is dated **17.5.2021** vide which the appellant has sought information **by way of certified copies of the Complaint Diary Register; Rtl Application Diary Register for Zone B Building Branch from 1.1.2019 to 17.5.2021 etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **29.6.2021** and Second Appeal was filed in the Commission on **20.8.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **17.6.2022**

2. Both parties are absent. At the last hearing on 17.6.2022, a Show Cause Notice was issued to the respondent PIO-cum-ATP, Building Branch, Zone-B, to which he has neither submitted any written reply nor opted to be heard in person at today's hearing.

3. Ordinarily, this would be occasion to impose a penalty on the respondent PIO. The Commission, however, deems it fit to grant the respondent PIO-cum-ATP, a final opportunity to provide the requested information by way of a pointwise reply and duly attested copies of information before the next hearing. Both parties to be present in person at the next hearing in the Commission.

4. **Next hearing on 20.1.2023 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  
18.11.2022

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**Jaswinder Kaur,**  
W/o Sh. Balwinder Singh,  
R/o H.No.37, Phase-2,  
Urban Estate,  
Patiala.

Versus

**Public Information Officer,**  
o/o Station House Officer,  
Police Station Urban Estate,  
Patiala.

**Public Information Officer,**  
o/o Senior Superintendent of Police,  
Patiala.

**First Appellate Authority,**  
o/o Inspector General of Police,  
Patiala Range, Patiala.

## **Appeal Case No. 3101/2022 and 3108/2022 (Heard together via Video Conference Proceedings)**

PRESENT:

Balwinder Singh (for the Appellant) 98148-10023  
ASI Hakam Singh (for the Respondent)

ORDER:

*(To be read in continuity with earlier orders on 13.9.2022)*

1. The RTI application are dated **21.2.2022 and 24.2.2022** vide which the appellant has sought information **regarding application dated 12-13.2.2022 and 14.2.2022**, as enumerated in his RTI application. First Appeals were filed with the First Appellate Authority (FAA) on **4.4.2022** and Second Appeals were filed in the Commission on **1.7.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **13.9.2022**.

2. Both parties are present. At the last hearing on 13.9.2022, the SHO, Police Station Urban Estate, Patiala was impleaded as the deemed PIO and was directed to submit an affidavit as per the para three of that Order. The SHO has submitted said affidavit which was received vide Diary No. 23063 Dated 10.10.2022, along with attested copies of some information including 5-D register from 11.2.2022 to 16.2.2022. However, as pointed out by the appellant, there are some serious discrepancies in the photocopies attested and submitted to the Commission and the copies submitted to the appellant. The appellant alleges that the record of the 5-D register has been created and does not reflect the original register.

3. The respondent **PIO-cum-SHO, Urban Estate, Patiala, Sh. Amritbir Singh** is hereby directed to attend the next hearing of this Appeal Case in person along with original 5-D register pertaining to the dates cited in this RTI application. The PIO-cum-SHO, must be present in person. Any failure to comply the Commission's direction, will invite a penalty as per RTI Act, 2005.

Contd....2

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**Appeal Case No. 3101/2022 and 3108/2022 (Heard together via Video Conference Proceedings)**

**4. Next hearing on 31.1.2023 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  
18.11.2022

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**Devinder Kumar Sharma,**  
S/o Late Sh. Girdhari Lal,  
#B484, St. No.2/7 A,  
Guru Nanak Colony, Kharar,  
District Mohali.

Versus

**Public Information Officer,**  
o/o Sub Divisional Magistrate,  
Nabha.

## **Complaint Case 347 of 2022 (Video Conference Proceedings)**

PRESENT:

Devinder Kumar Sharma (Complainant) 99885-51616  
Rajpal Kaur, PIO-cum-Superintendent (Respondent) 62834-90020

ORDER:

*(To be read in continuity with earlier orders on 19.7.2022 and 16.9.2022)*

1. The complainant, **Davinder Kumar**, filed this RTI application dated **10.5.2022** and sought information **regarding Complaint No. DCPAT/E/2020/00035 Dated 6.3.2020**, from the PIO o/o **Sub Divisional Magistrate, Nabha**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **2.6.2022**. The case was last heard on **16.9.2022**.

2. Both parties are present. As directed at the last hearing on 16.9.2022, the respondent PIO has submitted a reply to the Show Cause Notice issued to him vide this Commission's Order of 19.7.2022. The respondent PIO has also submitted a reply to the RTI application vide Letter No. 7218 Dated 20.9.2022, whereby, she has claimed that the complaint Dated 6.3.2022, cited in the SDM's report and requested in this RTI application does not pertain to the office of the SDM and is in fact a complaint to the SHO, PS, Kotwali, Nabha. The appellant has meanwhile presented a document / reply from the SHO PS, Kotwali, Nabha, clearly stating that there was no complaint from Shamsher Singh or his wife Baljinder Kaur or his mother on 6.3.2020.

3. In view of the contradiction between the SHO's reply and the SDM's report vide Letter No. 1364 Dated 28.8.2020, the Commission deems it fit to **implead the SDM, Ms. Kannu Garg, PCS**, in this Complaint Case and directs her to be present in person at the next hearing at the Commission in Chandigarh.

4. **Next hearing on 31.1.2023 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  
18.11.2022



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## REGISTERED SHOW CAUSE NOTICE

**Davinder Pal Singh,**  
S/o Sh. Gurdip Singh,  
H. No.94, Hargur Niwas,  
New Officers Colony, Patiala.

Versus

**Public Information Officer,**  
o/o Medical Officer, Health Branch,  
Municipal Corporation, Patiala.  
**Public Information Officer,**  
o/o Superintendent Main Office,  
Municipal Corporation, Patiala.  
**Public Information Officer,**  
o/o Municipal Corporation,  
Patiala.  
**First Appellate Authority,**  
o/o Municipal Corporation,  
Patiala Range, Patiala.

### Appeal Case No. 3019 of 2022 (Video Conference Proceedings)

PRESENT:

Davinder Pal Singh (Appellant) 93164-33434  
Vishal Siyal, Superintendent (for the Respondent)

ORDER:

*(To be read in continuity with earlier orders on 13.9.2022)*

1. The RTI application is dated **7.4.2022** vide which the appellant has sought information **regarding resolutions passed by MC with regard to garbage collection charges etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **11.5.2022** and Second Appeal was filed in the Commission on **27.6.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **13.9.2022**.

2. At the last hearing on 13.9.2022, Show Cause Notice was issued to the PIO-cum-Superintendent, Main office, MC, Patiala, who has submitted a detailed pointwise reply vide Letter No. 4046 Dated 14.11.2022. The Commission has examined said reply wherein it has been contended that the information pertaining to point no. 1 and 2 of the RTI application, which is still pending, concerns the Health Branch and suitable reply has to be supplied by said branch.

3. It is notable that at the last hearing, the PIO-cum-Medical officer, Dr. Jasvir Kaur had stated that point no. 1 and 2 of the RTI application pertains to the O&M Cell, MC, Patiala and that she has intimated to the PIO, Main office regarding same.

Contd....2

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## **Appeal Case No. 3019 of 2022 (Video Conference Proceedings)**

4. The reply filed by the PIO-cum-Superintendent, Main office, clearly shows that the PIO, Health Branch Smt. Jasvir Kaur had made aforesaid statement without consulting anyone and was thereby responsible for further delaying this RTI application which was submitted on 7.4.2022. The Commission deems it fit to serve this Show Cause Notice to the PIO-cum-Medical Officer, Health Branch, Dr. Jasvir Kaur.

5. The respondent **PIO-cum-Medical Officer, Health Branch, Dr. Jasvir Kaur**, 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 **7.4.2022**.

“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. The PIO is further directed to submit a detailed written pointwise reply to the RTI application of point 1 and 2 alongwith duly attested copies of the requested information. This must be done within 10 days of receipt of this order.

6. The PIO-cum-Medical Officer, Health Branch, further directed to attend the next hearing of this Appeal Case in person at the Commission in Chandigarh. The appellant shall have the option of attending the next hearing in person or via Video Conference from Patiala.

**7. Next hearing on 31.1.2023 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  
18.11.2022

**Cc:** Commissioner, MC, Patiala, for information and further necessary action.

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**Prem Kumar Rattan,**  
S/o Sh. Ajudhia Parshad Rattan,  
# 78/8, Park Road,  
Navi Mandi, Dhuri,  
Sangrur.

Versus

**Public Information Officer,**  
Sub Divisional Magistrate,  
o/o Deputy Commissioner,  
Patiala.  
**First Appellate Authority,**  
o/o Deputy Commissioner,  
Patiala.

## **Appeal Case No. 1414 of 2022 (Video Conference Proceedings)**

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

*(To be read in continuity with earlier orders on 16.9.2022)*

1. The RTI application is dated **29.12.2021** vide which the appellant has sought information **regarding refund of court fees**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **28.1.2022** and Second Appeal was filed in the Commission on **22.3.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **16.9.2022**.

2. Both parties are absent. At the last hearing on 16.9.2022, the respondent PIO had contended that the RTI application in this Appeal Case is the same that in Appeal Case No. 4025 of 2020 and Appeal Case No. 230 of 2022, which have already been Disposed of by this Commission. The RTI application of above case as well as the present case were compared and these are not the same as contended by the respondent PIO.

3. Meanwhile, the respondent PIO was also directed to submit a copy of Letter no. 390 Dated 8.8.2022, which was sent to the appellant, to this Commission. The respondent PIO, represented at the last hearing Sh. Mohammad Hanif, JA, has failed to comply. He is given another opportunity to comply with this Commission's direction at para three of the Order of 16.9.2022.

**4. Next hearing on 31.1.2023 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  
18.11.2022

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**Arun Mattu,**  
Street No. 1, Near Janj Ghar,  
Mohalla Gobindpura, Phagwara,  
Kapurthala-144401

Versus

**Public Information Officer,**  
o/o Executive Engineer (C),  
Punjab Mandi Board, Patiala.  
**First Appellate Authority,**  
o/o Chief Engineer,  
Punjab Mandi Board,  
Phase-11, SAS Nagar, Mohali.

## **Appeal Case No. 1827 of 2022 (Video Conference Proceedings)**

PRESENT:  
(Appellant) Absent  
(Respondent) Absent

ORDER:  
(To be read in continuity with earlier orders on **16.9.2022**)

1. The RTI application is dated **21.1.2022** vide which the appellant has sought information **by way of copies of the Agreement Register from 1.4.2021 to 31.12.2021 etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **23.2.2022** and Second Appeal was filed in the Commission on **13.4.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **16.9.2022**.

2. Both parties are absent. The appellant vide his email of 18.11.2022, has requested that he be allowed the inspection of the concerned record. The Commission grants his request and directs the respondent PIO-cum-XEN, Punjab Mandi Board, Patiala, to arrange for the appellant to inspect the concerned record at 11.00 am on 30.12.2022, Friday. Any copies requested by the appellant after said inspection are to be provided after due attestation, on payment as per the normal rate of photo-copying the same.

3. **Next hearing on 31.1.2023 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  
18.11.2022

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**Arun Mattu,**

Street No. 1, Near Janj Ghar,  
Mohalla Gobindpura, Phagwara,  
Kapurthala-144401

Versus

**Public Information Officer,**

o/o Executive Engineer (C),  
Punjab Mandi Board,  
Kapurthala.

**First Appellate Authority,**

o/o Chief Engineer,  
Punjab Mandi Board,  
Mohali.

## **Appeal Case No. 1823 of 2022 (Video Conference Proceedings)**

PRESENT:

(Appellant) Absent

Raju Dhir, SA (for the Respondent) 99157-73789

ORDER:

*(To be read in continuity with earlier orders on 15.9.2022)*

1. The RTI application is dated **21.1.2022** vide which the appellant has sought information **regarding Agreement register**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **23.2.2022** and Second Appeal was filed in the Commission on **13.4.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **15.9.2022**.

2. The appellant is absent but has informed the Commission of his inability to attend this hearing. The respondent PIO, as directed at the last hearing, has submitted copies of earlier reply sent to the appellant vide Letter No. 240863 Dated 6.10.2022, wherein, he has also stated that the cost of copying the requested information amounts to Rs. 8,050/-. On the request of the appellant via his email on 18.11.2022, the Commission directs the respondent PIO to arrange an inspection for the relevant record at 11.00 am Friday, on 9.12.2022, during which, Sh. Raju Dhir, SA, shall be personally present to assist the appellant. After said inspection, the documents requested by the appellant are to be copied and supplied to the appellant after due attestation on payment of the normal cost of copying the said documents.

**3. Next hearing on 31.1.2023 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  
18.11.2022