

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864111, Visit us @ www.infocommpunjab.com,

Email: psic21@punjabmail.gov.in



Daljit Singh,

S/o Sh. Satnam Singh,

23/7, Friends Colony (Opposite DAV College),
Jalandhar.

Versus

Public Information Officer,

o/o Municipal Corporation,

Jalandhar,

First Appellate Authority,

o/o Commissioner, Municipal Corporation,

Jalandhar.

Appeal Case No. 1588 of 2021 (Video Conference Proceedings)

PRESENT:

Daljit Singh (Appellant) 99149-77731

(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 13.7.2021, 2.9.2021, 19.10.2021, 17.11.2021, 2.12.2021, 14.12.2021, 21.12.2021)

1. The RTI application is dated **4.11.2020** vide which the appellant has sought information **regarding House No.144, Banda Bahadur Nagar, Near Tagore Hospital, Jalandhar,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **8.1.2021** and Second Appeal was filed in the Commission on **30.3.2021** under Section 19 of the Right to Information Act, 2005. **The case was last heard by Hon'ble State Information Commissioner, Sh. Avtar Singh Kaler on 21.12.2021.**

2. The appellant is present. The respondent PIO is absent without intimation. At the last hearing on 21.12.2021, the respondent PIO was directed to send a written, point-wise reply to this RTI application to the appellant within a week of that hearing. A copy of the same was to be submitted to this Commission also. The respondent PIO has failed to comply.

3. The respondent PIO, O/o Municipal Corporation, Jalandhar was issued a Show Cause Notice vide this Commission's Order dated 19.10.2021 to which he has filed a reply by way of an affidavit dated 20.12.2021. Said affidavit is vague and does not address to the queries cited in the RTI application.

4. The respondent PIO is reminded that the Show Cause Notice issued to him on 19.10.2021 stands and he is given this final opportunity to comply with this Commission's Order of 21.12.2021. It is clarified that this opportunity is only being afforded to the respondent PIO because this appeal case has been transferred to the present Bench from the Bench of Ld. State Information Commissioner, Shri Avtar Singh Kaler. Failure to comply, will invite penalties as per the RTI Act, 2005.

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Appeal Case No. 1588 of 2021 (Video Conference Proceedings)

5. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

6. **Next hearing on 19.5.2022 at 11.00 am via Video Conference Facility at DC Office, Jalandhar.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

18.2.2022

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Anil Sehgal,

President, Aaj Ki Pukar,

7/239, Jaswant Nagar, Garha Road,

District Jalandhar City-144001

Versus

Public Information Officer,

o/o Municipal Corporation,

District Jalandhar,

First Appellate Authority,

o/o Commissioner,

Municipal Corporation,

District Jalandhar.

Appeal Case No. 2670 of 2021 (Video Conference Proceedings)

PRESENT:

Anil Sehgal (Appellant) 98554-88777

(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 28.9.2021, 10.11.2021, 30.11.2021, 6.12.2021, and 21.12.2021)

1. The RTI application is dated **24.12.2020** vide which the appellant has sought information **regarding the development fund allotted for Ward Nos. 21, 22, 23 and 24 of Jalandhar Cantt. Area and the utility of that fund,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **15.2.2021** and Second Appeal was filed in the Commission on **8.6.2021** under Section 19 of the Right to Information Act, 2005. **The case was last heard by Hon'ble State Information Commissioner, Sh. Avtar Singh Kaler on 21.12.2021.**

2. The appellant is present. The respondent PIO is absent, but he has informed the Commission of his inability to attend this hearing. In a letter to the appellant, CE/Cantt/172 dated 30.12.2021 the respondent PIO has submitted a point-wise reply to the RTI application along with four pages by way of information.

3. The appellant however, contends that the information supplied to him is incomplete and states that he has listed deficiencies in a letter Dated 14.02.2022. The said letter however, is not available on the file. The appellant is requested to submit a list of deficiencies afresh. He is further advised to refrain from making any comment regarding conduct of any party while listing the deficiencies.

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Appeal Case No. 2670 of 2021 (Video Conference Proceedings)

4. **Next hearing on 19.5.2022 at 11.00 am via Video Conference Facility at DC Office, Jalandhar.**

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

Chandigarh
18.2.2022

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Tejinder Singh Advocate,
Civil Court, Tehsil Complex,
Backside Sanjh Kender,
Phillaur-144410

Versus

Public Information Officer,
o/o Municipal Corporation,
District Kapurthala.

First Appellate Authority,
o/o Commissioner,
Municipal Corporation,
District Kapurthala.

Appeal Case No. 4684 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Ravinder Kumar, APIO-cum-Superintendent (for the Respondent) 97800-10927

ORDER:

(To be read in continuity with earlier orders on 2.12.2021, and 21.12.2021)

1. The RTI application is dated **22.4.2021** vide which the appellant has sought information **regarding illegitimate possession**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **15.6.2021** and Second Appeal was filed in the Commission on **8.6.2021** under Section 19 of the Right to Information Act, 2005. **The case was last heard by Hon'ble State Information Commissioner, Sh. Avtar Singh Kaler on 21.12.2021.**

2. The appellant is absent, but has informed the Commission of his inability to attend this hearing. The respondent PIO, represented by Ravinder Kumar, APIO-cum-Superintendent, states that a letter was written to the appellant that the Audit Report sought at point no. 8 of his RTI application has still not been received from the concerned authority. The respondent PIO has assured this Commission that the said report will be available within a week.

3. The respondent PIO is directed to make duly attested copies of said report and submit this to the Commission as soon as they are available in his custody. The appellant be intimated when the copies of the Audit Reports are received. He can then either collect this at his convenience from the Commission or request that they be sent to him by registered post.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

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Appeal Case No. 4684 of 2021 (Video Conference Proceedings)

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. Next hearing on 19.5.2022 at 11.00 am via Video Conference Facility at DC Office, Jalandhar.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

18.2.2022

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REGISTERED SHOW CAUSE NOTICE

Anil Thaman,

S/o Sh. Hem Raj Thaman,

178, New Raja Garden, Mithapur,

District Jalandhar.

Versus

Public Information Officer,

o/o Municipal Corporation,

District Jalandhar,

First Appellate Authority,

o/o Commissioner,

Municipal Corporation,

District Jalandhar.

Appeal Case No. 5326 of 2021 (Video Conference Proceedings)

PRESENT:

Anil Thaman (Appellant)

(Respondent) Absent

ORDER:

1. The RTI application is dated **12.6.2021** vide which the appellant has sought information **regarding approval for constructing a shopping mall and multiplex in Block-11-A-1 Guru Nanak Nagar, Model Town, Near Gole Market, Mithapur Road, Jalandhar**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **4.8.2021** and Second Appeal was filed in the Commission on **8.6.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **18.2.2022**.

2. The appellant is present. The respondent PIO is absent without any intimation. This RTI application was filed on 12.06.2021 and since then the PIO has neither sent any reply or supplied any information to the appellant. The respondent PIO has also not bothered submitting a reply to this Commission's Notice of hearing dated 15.01.2022.

3. Under the circumstances, this Commission deems it fit to serve the respondent PIO with this Show Cause Notice.

4. The respondent PIO 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 **12.6.2021**.

“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

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Appeal Case No. 5326 of 2021 (Video Conference Proceedings)

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.

5. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

6. **Next hearing on 19.5.2022 at 11.00 am via Video Conference Facility at DC Office, Jalandhar.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

18.2.2022

Cc: Commissioner, Municipal Corporation, District Jalandhar, for information and further necessary action.

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Pankaj Mittal,
S/o Subhash Singh Mittal,
22009/B, Street No. 12/1,
Power House Road,
Bathinda.

Versus

Public Information Officer,
o/o Chief Administrator,
Bathinda Urban Development Authority (BDA),
Bathinda.

Complaint Case No. 610 of 2020 (Video Conference Proceedings)

PRESENT:

Pankaj Mittal (Complainant) 62809-50922

Harsimrat Singh, Senior Assistant (for the Respondent) 98880-54407

ORDER:

(To be read in continuity with earlier orders on 2.12.2020, 4.2.2021, and 8.9.2021)

1. The complainant, **Pankaj Mittal**, filed this RTI application dated **14.8.2020** and sought **information regarding a housing project namely, Virat Colony, by Indira Infratec Private Limited**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **2.9.2020**. The case was last heard on **8.9.2021**.

2. Both parties are present. As requested at the last hearing on 8.9.2021, the complainant had listed deficiencies to the respondent PIO with a copy to this Commission. The respondent PIO has sent a reply to the deficiencies listed by the complainant. The said reply has not been submitted to the Commission.

3. After deliberations at this hearing, the respondent PIO is directed to provide copies of approved map / plan of the independent floor/plot sought at point no. 3 of the lists of deficiencies. Said map must be copied after redacting/blanking out all internal arrangements / details. This must be supplied to the complainant after due attestation. With regard to the other points in the listed deficiencies, the respondent PIO is to submit a point-wise reply by way of a duly notarised affidavit. This must be done within 10 days of receipt of this Order.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

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Complaint Case No. 610 of 2020 (Video Conference Proceedings)

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 19.5.2022 at 11.00 am via Video Conference Facility at DC Office, Bathinda.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

18.2.2022

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Harmilap Singh Grewal,

22173, Street-12/2

Power House Road,

Bathinda-151001

Versus

Public Information Officer,

o/o Punjab Urban Planning & Development Authority,

PUDA Bhawan,

Sector-62, S.A.S Nagar, Mohali

Public Information Officer,

o/o Bathinda Development Authority,

Model Town, RD, Civil Lines,

District Bathinda

First Appellate Authority,

o/o Punjab Urban Planning & Development Authority,

PUDA Bhawan,

Sector-62, S.A.S Nagar,

Mohali.

Appeal Case No. 741 of 2020 (Video Conference Proceedings)

PRESENT:

Harmilap Singh Grewal (Appellant) 93562-00018

Manoj Sharma, APIO-cum-Superintendent from BDA (for the Respondent) 73072-29498

Sukhwinder Singh, Revenue Patwari (for the Respondent) 94171-60047

ORDER:

(To be read in continuity with earlier orders on 26.8.2020, 2.12.2020, 4.2.2021, and 8.9.2021)

1. The RTI application is dated **3.9.2019** vide which the appellant has sought information **by way of a copy of a Map showing the demarcation of PUDA-acquired / earmarked land of rakba 2519 and 2520 for Phase Three of the Bathinda Power House and a copy of the Court Order directing status quo on land along with rakba numbers,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **28.11.2019** and Second Appeal was filed in the Commission on **14.2.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **8.9.2021**.

2. Both parties are present. At the last hearing on 8.9.2021, Show Cause Notice was issued to the respondent PIO where after a written reply has been submitted to the Commission. Alongside this, copies of two maps were sent to the appellant vide Letter No. 13 Dated 5.1.2022 by way of the requested information. The appellant however, states that neither map is attested.

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Appeal Case No. 741 of 2020 (Video Conference Proceedings)

3. The respondent PIO, represented at this hearing by Manoj Sharma, APIO-cum-Superintendent and Sukhwinder Singh, Revenue Patwari, assured the Commission that they will have the aforesaid maps duly attested and supply these to the appellant today itself. The respondent PIO is reminded that the Show Cause Notice issued at the last hearing is not being withdrawn and any failure to comply shall invite penal consequences.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 19.5.2022 at 11.00 am via Video Conference Facility at DC Office, Bathinda.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

18.2.2022