

# 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)



## REMAND TO FAA

To,

**First Appellate Authority,**

o/o Director, Local Government,  
Municipal Bhawan, Plot No. 3,  
Dakshin Marg, Sector-35-A,  
Chandigarh.

**Rakesh Kumar Gupta,**

S/o Sh. Des Raj Gupta,  
# 8/237, Jagraon Road,  
Mandi Mullanpur,  
District Ludhiana – 141 101

Versus

**Public Information officer,**

o/o Regional Deputy Director,  
Local Government, First Floor,  
Administrative Building, Mini Secretariat,  
District Ludhiana – 141 001

**First Appellate Authority,**

o/o Director, Local Government,  
Municipal Bhawan, Plot No. 3,  
Dakshin Marg, Sector-35-A,  
Chandigarh.

## Appeal Case No. 1321 of 2021 (Video Conference Proceedings)

PRESENT:

Rakesh Kumar Gupta (Appellant) 98149-24851

(Respondent) Absent

ORDER:

1. The RTI application is dated **19.1.2021** vide which the appellant has sought information **regarding receipt and dispatch register maintained by Municipal Dakha**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **25.1.2021** and second appeal was filed in the Commission on **25.3.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **18.8.2021**.

2. The respondent PIO is absent without intimation. The appellant is present via Video Conference Facility from Ludhiana. The Commission notes that this RTI application was filed on 19.1.2021, and the First Appeal was preferred by the appellant, only seven days later, on 25.1.2021. The Commission also notes that the First Appellate Authority-cum-Director Local Govt. Punjab has not held any hearing in this case as he is required to do as per RTI Act 2005.

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## **Appeal Case No. 1321 of 2021 (Video Conference Proceedings)**

3. This Appeal Case is herewith, remanded to the First Appellate Authority- cum-Director Local Government, Municipal Bhawan, Plot No. 3, Dakshin Marg, Sector-35-A, Chandigarh, with a direction that he be hear the appellant and respondent PIO and pass an appropriate order.

4. The case file be sent to the Registry Branch, Punjab State Information Commission for further necessary action.

**Sd/-**

**(ASIT JOLLY)**

State Information Commissioner, Punjab.

Chandigarh

18.8.2021

**Cc:** Deputy Registrar, Punjab State Information Commission, Chandigarh, along with case file for further necessary action.

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## REMAND TO FAA

To,

**First Appellate Authority,**

o/o Director, Local Government,  
Municipal Bhawan, Plot No. 3,  
Dakshin Marg, Sector-35-A,  
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**Rakesh Kumar Gupta,**

S/o Sh. Des Raj Gupta,  
# 8/237, Jagraon Road,  
Mandi Mullanpur,  
District Ludhiana – 141 101

Versus

**Public Information officer,**

o/o Regional Deputy Director,  
Local Government, First Floor,  
Administrative Building, Mini Secretariat,  
District Ludhiana – 141 001

**First Appellate Authority,**

o/o Director, Local Government,  
Municipal Bhawan, Plot No. 3,  
Dakshin Marg, Sector-35-A,  
Chandigarh.

## Appeal Case No. 1320 of 2021 (Video Conference Proceedings)

PRESENT:

Rakesh Kumar Gupta (Appellant) 98149-24851

(Respondent) Absent

ORDER:

1. The RTI application is dated **7.1.2021** vide which the appellant has sought information **regarding cancellation of empanelment and debarring of architect Nikita Gupta**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **12.1.2021** and second appeal was filed in the Commission on **25.3.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **18.8.2021**.

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## **Appeal Case No. 1320 of 2021 (Video Conference Proceedings)**

2. The respondent PIO is absent without intimation. The appellant is present via Video Conference Facility from Ludhiana. The Commission notes that this RTI application was filed on 7.1.2021 and the First Appeal was preferred by the appellant on 12.1.2021. The Commission also notes that the First Appellate Authority-cum-Director Local Govt. Punjab has not held any hearing in this case as he is required to do as per RTI Act 2005.

3. This Appeal Case is herewith, remanded to the First Appellate Authority o/o Director Local Government, Municipal Bhawan, Plot No. 3, Dakshin Marg, Sector-35-A, Chandigarh, with a direction that he hear the appellant and respondent PIO and pass an appropriate order.

4. The case file be sent to the Registry Branch, Punjab State Information Commission for further necessary action.

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

Chandigarh  
18.8.2021

**Cc:** Deputy Registrar, Punjab State Information Commission, Chandigarh, along with case file for further necessary action.

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## REMAND TO FAA

To,

**First Appellate Authority,**

o/o Commissioner,

Municipal Corporation,

District Ludhiana.

**Gurmej Lal,**

S/o Sh. Baldev Raj Sharma,

# 6375, Street No.16,

Guru Gobind Singh Nagar,

Backside Bachan Gas Agency,

Near Mair Di Chakki,

Post Office-Daba,

District Ludhiana-141003

Versus

**Public Information officer,**

o/o Commissioner,

Municipal Corporation,

District Ludhiana.

**First Appellate Authority,**

o/o Commissioner,

Municipal Corporation,

District Ludhiana.

## Appeal Case No. 1599 of 2021 (Video Conference Proceedings)

PRESENT:

Gurmej Lal (Appellant) 97816-72776

Satish Malhotra, PIO-cum-ATP (Respondent) 96460-31802

Ms. Kashish Garg, APIO-cum-Building Inspector (for the Respondent) 96533-57060

ORDER:

1. The RTI application is dated **2.1.2021** vide which the appellant has sought information **regarding complaint bearing Diary No. 3590/PS/R dated 30.12.2020**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **10.2.2021** and second appeal was filed in the Commission on **30.3.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **18.8.2021**.

2. Both parties are present via Video Conference Facility from Ludhiana. The respondent PIO-cum-ATP, Satish Malhotra accompanied by Kashish Garg, APIO-cum-Building Inspector, stated

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## **Appeal Case No. 1599 of 2021 (Video Conference Proceedings)**

that a reply along with information was sent to the appellant vide Letter No. 442/DRG-C/D/PIO dated 5.2.2021, by speed post. The respondents have also stated that the appellant did not list any deficiency in the reply/information sent to him. Instead he filed a First Appeal. However, the appellant failed to attend the hearing before the FAA-cum-Joint Commissioner on 18.2.2021 and instead has filed a Second Appeal. Questioned about this, the appellant merely stated that he did not appear at FAA's hearing because he forgot about it.

3. This Commission is of the view that the appellant is treating the right afforded to him under the RTI Act 2005, much too lightly.

4. In view of the above, this Appeal Case is remanded back to the First Appellate Authority with the direction that he hear both parties and issue an appropriate order.

5. The case file be sent to the Registry Branch, Punjab State Information Commission for further necessary action.

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

Chandigarh  
18.8.2021

Cc: Deputy Registrar, Punjab State Information Commission, Chandigarh, alongwith case file for further necessary action.