

# PUNJAB STATE INFORMATION COMMISSION

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

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**Gulshan Kumar,**  
S/o Sh. Roop Lal,  
# 1525/1, Street No. 33,  
Preet Nagar, Shimlapuri,  
Ludhiana.

Versus

**Public Information Officer,**  
o/o Commissioner (O & M Cell),  
Municipal Corporation,  
Ludhiana.

**First Appellate Authority,**  
o/o Commissioner,  
Municipal Corporation,  
Ludhiana.

## **Appeal Case No. 216 of 2021 (Video Conference Proceedings)**

PRESENT:

(Appellant) Absent

Randeep Singh, SDO from Zone-D (for the Respondent) 98143-55554

ORDER:

*(To be read in continuity with earlier orders on 26.8.2021)*

1. The RTI application is dated **4.9.2020** vide which the appellant has sought voluminous information **regarding the O&M Branch of all the four zones by way of details about employees of all categories; pending water and sewerage bills pertaining to all government offices, hotels, restaurants, malls, marriage palaces, Dharamshalas; copy of the government notification pertaining to water and sewerage charges of all categories of consumers; details of officers and the recoveries of pending bill by them etc. in five points**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **7.10.2020** and Second Appeal was filed in the Commission on **28.12.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **26.8.2021**.

2. The appellant is absent without intimation. The respondent PIO, represented by Randeep Singh, SDO from Zone D is present via Video Conference from Ludhiana. At the last hearing on 26.8.2021, the respondent PIO from Zone B was directed to submit a written, point-wise reply to the RTI application along with the available information but he has failed to comply.

3. The respondent PIO from Zone B is given one final opportunity to comply with the orders of 26.8.2021, failing which penalties could be imposed upon him as per the RTI Act 2005.

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

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## **Appeal Case No. 216 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 3.2.2022 at 11.00 am through Video Conference Facility at DC Office, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

19.10.2021

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**Gulshan Kumar,**  
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Ludhiana.

Versus

**Public Information Officer,**  
o/o Commissioner (O & M Cell),  
Municipal Corporation,  
Ludhiana.

**First Appellate Authority,**  
o/o Commissioner,  
Municipal Corporation,  
Ludhiana.

## **Appeal Case No. 218 of 2021 (Video Conference Proceedings)**

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

*(To be read in continuity with earlier orders on 26.8.2021)*

1. The RTI application is dated **4.9.2020** vide which the appellant has sought information **regarding plumbers, new water connections in in all four zones of MC Ludhiana etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **7.10.2020** and Second Appeal was filed in the Commission on **28.12.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **26.8.2021**.

2. Both parties are absent without intimation. At the last hearing on 26.8.2021, the appellant had listed some deficiencies in the information supplied to him and the respondent PIO had agreed to address said deficiencies. However, in the absence of the both parties, this case is adjourned to its next hearing.

3. **Next hearing on 3.2.2022 at 11.00 am through Video Conference Facility at DC Office, Ludhiana.**

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

Chandigarh  
19.10.2021

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**Mohit Garu,**  
S/o Sh. Dalip Kumar,  
# B-2-698/6-E, Chhawani Mohalla,  
Ludhiana.

Versus

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

**First Appellate Authority,**  
o/o Commissioner, Municipal Corporation,  
Ludhiana.

## **Appeal Case No. 195 of 2021 (Video Conference Proceedings)**

PRESENT:

Mohit Garu (Appellant) 97791-11717

Rajesh Kumar, Clerk from Zone-D (for the Respondent) 80543-72873

ORDER:

*(To be read in continuity with earlier orders on 26.8.2021)*

1. The RTI application is dated **19.10.2020** vide which the appellant has sought information **regarding sweepers in Ward No. 77 and 78 on 70% etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **24.11.2020** and Second Appeal was filed in the Commission on **28.12.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **26.8.2021**.

2. Both parties are present via Video Conference Facility from Ludhiana. At the last hearing on 26.8.2021, the respondent PIO was directed to send a copy of the reply/information supplied to the appellant, to the Commission. He has failed to comply. As per the appellant, the respondent PIO invited him to the office of Municipal Corporation, Ludhiana for inspection, but upon his arrival no inspection was allowed.

3. The respondent PIO, represented by Rajesh Kumar, Clerk from Zone D, contended that the information pertaining to the Date of Joining of the employees cited in this RTI application is personal information. This contention is herewith rejected.

4. The respondent PIO is directed to submit a fresh written reply to the RTI application along with the remaining information to the appellant. A copy be submitted to this Commission. This must be done within five days of this hearing. Failing this, the respondent PIO shall be eligible for penalties as per RTI Act 2005.

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

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## Appeal Case No. 195 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

6. Next hearing on 3.2.2022 at 11.00 am through Video Conference Facility at DC Office, Ludhiana.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

19.10.2021

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## REGISTERED SHOW CAUSE NOTICE

**Mohit Garu,**  
S/o Sh. Dalip Kumar,  
# B-2-698/6-E, Chhawani Mohalla,  
Ludhiana.

Versus

**Public Information Officer,**  
o/o Commissioner, Municipal Corporation,  
Ludhiana.  
**First Appellate Authority,**  
o/o Commissioner, Municipal Corporation,  
Ludhiana.

### Appeal Case No. 198 of 2021 (Video Conference Proceedings)

PRESENT:

Mohit Garu (Appellant) 9779111717  
(Respondent) Absent

ORDER:

*(To be read in continuity with earlier orders on 26.8.2021)*

1. The RTI application is dated **19.10.2020** vide which the appellant has sought information **regarding Cow Cess etc.** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **24.11.2020** and Second Appeal was filed in the Commission on **28.12.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **26.8.2021**.

2. The respondent PIO is absent without intimation for the second time. This Commission deems it fit to issue him with this Show Cause Notice.

3. 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 **19.10.2020**.

“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.

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

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## **Appeal Case No. 198 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 3.2.2022 at 11.00 am through Video Conference Facility at DC Office, Ludhiana.**

**Sd/-**

**(ASIT JOLLY)**

State Information Commissioner, Punjab.

Chandigarh

19.10.2021

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

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**Mohit Garu,**  
S/o Sh. Dalip Kumar,  
# B-2-698/6-E, Chhawani Mohalla,  
Ludhiana.

Versus

**Public Information Officer-cum-Superintendent,** (RTI) Headquarters,  
o/o Commissioner, Municipal Corporation,  
Ludhiana.

**First Appellate Authority,**  
o/o Commissioner, Municipal Corporation,  
Ludhiana.

## **Appeal Case No. 200 of 2021 (Video Conference Proceedings)**

PRESENT:

Mohit Garu (Appellant) 9779111717

Hardeep Singh, SDO from Zone C (for the Respondent) 86991-00033

ORDER:

*(To be read in continuity with earlier orders on 26.8.2021)*

1. The RTI application is dated **19.10.2020** vide which the appellant has sought information **regarding Temporary employees posted in Zone-C, MC Ludhiana**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **24.11.2020** and Second Appeal was filed in the Commission on **28.12.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **26.8.2021**.

2. Both parties are present via Video Conference Facility from Ludhiana. At the last hearing on 26.8.2021, the appellant was advised to list deficiencies to the respondent PIO with a copy to the Commission. He has not done so. At the last hearing, the respondent PIO, represented by Gokaran Singh, JE from Zone C, stated that the reply was sent to the appellant vide Letter No. 1057/APIO/O&M Dated 29.10.2020, along with the information pertaining to point no. 1 and 2. The appellant was requested to deposit Rs. 10,000/- for photocopy charges of the information pertaining to point no. 3. The appellant had not deposited the requested amount and has still not done so. The appellant however, continues to insist that the information pertaining to point no. 1 and 2 is supplied to him are incomplete.

3. During deliberations at this hearing, the respondent PIO, represented by Hardeep Singh, SDO from Zone C, states that the details regarding date of joining and the resolutions cited in the RTI application at point no. 1 and 2 are not available in his office but in the custody of Establishment Branch which has a separate PIO.

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## **Appeal Case No. 200 of 2021 (Video Conference Proceedings)**

4. The respondent PIO is directed herewith to transfer this RTI application to the respondent PIO, Establishment Branch, Municipal Corporation, Ludhiana, under Section 6(3) of the RTI Act 2005, with the intimation to this Commission. He is also to intimate the Commission and appellant, the name, telephone number and address of the PIO, Establishment Branch, Municipal Corporation, Ludhiana.

5. **Next hearing on 3.2.2022 at 11.00 am through Video Conference Facility at DC Office, Ludhiana.**

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

Chandigarh  
19.10.2021

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## REGISTERED SHOW CAUSE NOTICE

**Mohit Garu,**  
S/o Sh. Dalip Kumar,  
# B-2-698/6-E,  
Chhawani Mohalla,  
Ludhiana.

Versus

**Public Information Officer-cum-Superintendent,** (RTI) Headquarters,  
o/o Commissioner, Municipal Corporation,  
Ludhiana  
**First Appellate Authority,**  
o/o Commissioner, Municipal Corporation,  
Ludhiana.

### Appeal Case No. 201 of 2021 (Video Conference Proceedings)

PRESENT:

Mohit Garu (Appellant) 9779111717  
(Respondent) Absent

ORDER:

*(To be read in continuity with earlier orders on 26.8.2021)*

1. The RTI application is dated **19.10.2020** vide which the appellant has sought information **regarding Temporary employees posted in Zone-A, MC Ludhiana**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **24.11.2020** and Second Appeal was filed in the Commission on **28.12.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **12.5.2021**.

2. The respondent PIO is absent without intimation for the second time. As per the appellant, the respondent PIO has provided him incomplete information. In view of the fact that the respondent PIO has failed to respond to this Commission's Notice of Hearing as well as the Order of 26.8.2021, this Commission deems it fit to serve with this Show Cause Notice.

3. 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 **19.10.2020**.

"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.

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## **Appeal Case No. 201 of 2021 (Video Conference Proceedings)**

4. Besides his reply to the Show Cause Notice, the respondent PIO, O & M Branch Zone A is directed to submit a point-wise reply to the original RTI application, to this Commission forthwith.
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 3.2.2022 at 11.00 am through Video Conference Facility at DC Office, Ludhiana.**

**Sd/-**

**(ASIT JOLLY)**

State Information Commissioner, Punjab.

Chandigarh

19.10.2021

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

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S/o Sh. Dalip Kumar,  
# B-2-698/6-E, Chhawani Mohalla,  
Ludhiana.

Versus

**Public Information Officer-cum-Superintendent, (RTI) Headquarters,**  
o/o Commissioner, Municipal Corporation,  
District Ludhiana  
**First Appellate Authority,**  
o/o Commissioner,  
Municipal Corporation,  
District Ludhiana.

## **Appeal Case No. 202 of 2021 (Video Conference Proceedings)**

PRESENT:

Mohit Garu (Appellant) 9779111717  
Randeep Singh, SDO from Zone-D (for the Respondent) 98143-55554

ORDER:

*(To be read in continuity with earlier orders on 26.8.2021)*

1. The RTI application is dated **19.10.2020** vide which the appellant has sought information **regarding Temporary employees posted in Zone-D of MC Ludhiana**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **24.11.2020** and Second Appeal was filed in the Commission on **28.12.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **26.8.2021**.
2. Both parties are present via Video Conference from Ludhiana. The respondent PIO, represented by Randeep Singh, SDO from Zone D, states that the deficiencies pointed out by the appellant pertain to the Establishment Branch of the Municipal Corporation, Ludhiana.
3. The respondent PIO is herewith directed to transfer this RTI application under Section 6(3) of the RTI Act 2005, to the PIO, Establishment Branch, Municipal Corporation, Ludhiana, forthwith. He is also to intimate the name, address and telephone of the PIO of Establishment Branch, Municipal Corporation, Ludhiana, to the appellant and to this Commission.
4. **Next hearing on 3.2.2022 at 11.00 am through Video Conference Facility at DC Office, Ludhiana.**

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

Chandigarh  
19.10.2021