

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



Paramjit Kaur,
w/o Jaspal Singh,
2214, Sector-15 C,
Chandigarh.

Versus

Public Information Officer,
o/o Greater Mohali Area Development Authority (GMADA),
PUDA Bhawan, Sector-62,
SAS Nagar (Mohali).

Complaint Case No. 109 of 2020 (Video Conference Proceedings)

PRESENT:

Preetpal Singh (for the Complainant) 95921-00010

Om Bhadur, Senior Assistant (for the Respondent) 89689-99866

ORDER:

(To be read in continuity with earlier orders on 11.6.2020)

1. The complainant, **Paramjit Kaur**, filed this RTI application dated **10.9.2019** and sought information **regarding a property situated in village Sanghriwal District Mohali**, from the PIO o/o **GMADA, Mohali**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **24.1.2020**. The case was last heard on **11.6.2020**.

2. Both parties are present through Video Conference from the NIC facility at the office of Deputy Commissioner, Mohali. The respondent PIO represented by Om Bhadur, Senior Assistant, handed over the information requested by the appellant. The appellant requested an opportunity to examine the information. Granted, with the request that she must communicate her satisfaction or deficiencies, if any, in writing before the next hearing.

3. **Next hearing on 9.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
19.8.2020

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Jaspal Singh,

2214, Sector-15 C,
Chandigarh.

Versus

Public Information Officer,

o/o Greater Mohali Area Development Authority (GMADA),

PUDA Bhawan, Sector-62,

SAS Nagar (Mohali).

Complaint Case No. 110 of 2020 (Video Conference Proceedings)

PRESENT:

Jaspal Singh (Complainant) 82643-86553

Om Bhadur, Senior Assistant (for the Respondent) 89689-99866

ORDER:

(To be read in continuity with earlier orders on 11.6.2020)

1. The complainant, **Jaspal Singh**, filed this RTI application dated **10.9.2019** and sought information **regarding a complaint** from the PIO o/o **GMADA, Mohali**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **24.1.2020**. The case was last heard on **11.6.2020**.
2. Both parties are present through Video Conference from the NIC facility, at the office of Deputy Commissioner, Mohali. The respondent PIO, represented by Om Bhadur, Senior Assistant, handed over the information requested by the appellant. The complainant expressed his satisfaction with the same.
3. The respondent PIO is cautioned against any future delays in addressing requests for information under the RTI Act, 2005. He must make every effort to supply the information within the stipulated 30-day period, or risk facing penal action under the Act.
4. There is no further cause for action and this complaint case is herewith **CLOSED**.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

19.8.2020

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Ashok Kumar,

s/o Late Jiwan Dass,

V-1003, Jal Vayu Tower,

New Sunny Enclave, Sector-125, Kharar,

District Mohali.

Versus

Public Information Officer,

o/o Greater Mohali Area Development Authority, (GMADA),

PUDA Bhawan, Sector-62,

S.A.S. Nagar, Mohali.

First Appellate Authority,

o/o Greater Mohali Area Development Authority, (GMADA),

PUDA Bhawan, Sector-62,

S.A.S. Nagar, Mohali.

Appeal Case No. 572 of 2020 (Video Conference Proceedings)

PRESENT:

Ashok Kumar (Appellant) 98729-90788

Gurvinder Singh, PIO-Cum-AEO (Respondent) 98786-02071

ORDER:

(To be read in continuity with earlier orders on 11.6.2020)

1. The RTI application is dated **19.9.2019** vide which the appellant has sought information **regarding rehri booth No. 564 (SP-II) survey No. 266 Phase 3 B 1, Sector-7, Janta Market, SAS Nagar (Mohali)**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **18.10.2019** and second appeal was filed in the Commission on **31.1.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **11.6.2020**.

2. Both parties are present through Video Conference from the NIC facility, at the office of Deputy Commissioner, Mohali. The respondent PIO-cum-AEO, Gurvinder Singh, stated that the information was sent to the appellant by Registered Post on 30.7.2020. However, the appellant insists that he has not received anything. The respondent PIO has handed over another copy of the information at this hearing. The appellant is granted an opportunity to examine the same for any deficiency.

3. **Next hearing on 9.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

19.8.2020

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Kesar Singh Sekhon,

s/o Puran Singh,

Flat No. B5-104, Purab Premium Apartments,

Sector 88, Mohali.

Versus

Public Information Officer,

o/o Greater Mohali Area Development Authority, (GMADA),

Sector-62, PUDA Bhawan,

SAS Nagar (Mohali).

First Appellate Authority,

o/o Greater Mohali Area Development Authority, (GMADA),

Sector-62, PUDA Bhawan, SAS Nagar (Mohali).

Appeal Case No. 811 of 2020 (Video Conference Proceedings)

PRESENT:

Kesar Singh (Appellant) 98889-40467

Gurvinder Singh, PIO-Cum-AEO (Respondent) 98786-02071

ORDER:

(To be read in continuity with earlier orders on 11.6.2020)

1. The RTI application is dated **16.10.2019** vide which the appellant has sought information **regarding Purab Premium Apartments Sector-88, Mohali**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **25.11.2019** and second appeal was filed in the Commission on **19.2.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **11.6.2020**.

2. Both parties are present through Video Conference from the NIC facility, at the office of Deputy Commissioner, Mohali. The respondent PIO-cum-AEO, Gurvinder Singh, handed over copy of the requested information to the appellant. He is directed to e-mail a copy of this to the Commission as well. The appellant is meanwhile granted an opportunity to examine the information for any deficiency.

3. **Next hearing on 9.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

19.8.2020

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Prem Singh,

s/o Mehar Singh,

914, Phase-7,

S.A.S. Nagar (Mohali).

Versus

Public Information Officer,

o/o Greater Mohali Area Development Authority (GMADA),

Sector-62, PUDA Bhawan, Mohali.

First Appellate Authority,

o/o Greater Mohali Area Development Authority (GMADA),

Sector-62, PUDA Bhawan, Phase-8, Mohali.

Appeal Case No. 925 of 2020 (Video Conference Proceedings)

PRESENT:

Prem Singh (Appellant) 98722-93914

Gurvinder Singh, PIO-Cum-AEO (Respondent) 98786-02071

ORDER:

(To be read in continuity with earlier orders on 11.6.2020)

1. The RTI application is dated **15.7.2019** vide which the appellant has sought information **regarding Notification No. 6/05/2017-6HGI/141, 282 dated: 19.2.2019**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **15.11.2019** and second appeal was filed in the Commission on **27.2.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **11.6.2020**.

2. Both parties are present through Video Conference from the NIC facility, at the office of Deputy Commissioner, Mohali. The respondent PIO-cum-AEO, Gurvinder Singh, stated that the information sought by the appellant is voluminous (1500 pages). He also stated that the appellant was requested to deposit cost of copies of the requested information on 28.8.2019 which is 45 days after the RTI application was filed.

3. This Commission is of the view that even though there has been some delay in notifying the cost of the information to the appellant, the requested information is in fact voluminous and would amount to a disproportionate diversion of public resources.

4. Under the circumstances, the respondent PIO is directed to provide 250 pages selected by the appellant, free of cost. In case the appellant wishes to get any further copies, he is to be supplied these after he deposits the nominal cost of photocopying at Rs. 2.00 per page.

5. Next hearing on 9.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

19.8.2020

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Jarnail Kranti,

s/o Badan Singh,

57, Phase-4, Mohali – 160 059

Versus

Public Information Officer,

o/o Estate Officer,

Greater Mohali Area Development Authority,

Mohali.

First Appellate Authority,

o/o Executive Officer,

Greater Mohali Area Development Authority,

Mohali.

Appeal Case No. 927 of 2020 (Video Conference Proceedings)

PRESENT:

Jarnail Kranti (Appellant) 94176-89357

Gurvinder Singh, PIO-Cum-AEO (Respondent) 98786-02071

ORDER:

(To be read in continuity with earlier orders on 11.6.2020)

1. The RTI application is dated **1.11.2019** vide which the appellant has sought information **regarding number of registered PG's/unregistered PG's in phase 4, Mohali**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **5.12.2019** and second appeal was filed in the Commission on **27.2.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **11.6.2020**.

2. Both parties are present through Video Conference from the NIC facility, at the office of Deputy Commissioner, Mohali. The respondent PIO-Cum-AEO, Gurvinder Singh, requested that the appellant be asked to list specific house numbers so that the requested information can be collated, as to whether the homeowners have registered paying guests or not. The appellant is requested to furnish such a list of house numbers in writing to the respondent with a copy to this Commission before the next hearing.

3. The respondent PIO is directed to furnish information as per the list provided by the appellant, before the next hearing.

4. **Next hearing on 9.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

19.8.2020

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Gagandeep Singh Advocate,

26, HM, Phase-IV,

Mohali.

Versus

Public Information Officer,

o/o Additional Director General of Police (Security),

Punjab Police Headquarters, Jan Marg, Sector-9, Chandigarh.

Complaint Case No. 69 of 2020 (Video Conference Proceedings)

PRESENT:

(Complainant) Absent

Sarabjit Singh APIO-Cum-DSP (for the Respondent) 95013-00140

ORDER:

(To be read in continuity with earlier orders on 11.6.2020)

1. The complainant, **Gagandeep Singh**, filed this RTI application dated **11.10.2019** and sought information by way of the **names of individuals who have been provided security cover and the policy framed by State Government to provide security cover to persons / officials / politicians**, from the PIO o/o **ADGP (Security), Punjab, Chandigarh**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **14.1.2020**. The case was last heard on **11.6.2020**.

2. The appellant is absent without any intimation. The respondent PIO, represented by DSP, Sarabjit Singh, present through Video Conference from the NIC facility, at the office of Deputy Commissioner, Mohali, had, as directed by this Commission at the last hearing on 11.6.2020, submitted a copy of the Government of Punjab Policy regarding providing security cover to individuals. He is directed to send an attested copy of the same to the complainant under intimation to this Commission.

3. There is no further cause for action and this complaint case is herewith **CLOSED**.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

19.8.2020

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Manjit Singh,
2877, Phase-7,
S.A.S. Nagar (Mohali).

REGISTERED

Versus

Public Information Officer,
o/o Station House Officer, Phase-8 Police Station,
S.A.S. Nagar (Mohali).

Complaint Case No. 398 of 2019 (Video Conference Proceedings)

PRESENT:

Harminder Singh (advocate for the Complainant) 94644-39765
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on **9.1.2020, 7.2.2020, and 11.6.2020**)

1. The complainant, **Manjit Singh**, filed this RTI application dated **26.5.2016** and sought **Information pertaining to FIR No.124 dated 13.12.2006 from the PIO o/o Station House Officer, Mohali.** When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **24.4.2019**. The case was last heard on **11.6.2020**.

2. The respondent PIO is absent without any intimation. At the last hearing on 11.6.2020 the respondent PIO, represented by ASI Beant Singh, had agreed to let the complainant examine the original file pertaining to this RTI application and provide attested copy of all the documents requested by the complainant. He however, failed to do so. In addition, the respondent PIO hasn't bothered to be present at this hearing.

3. Under the circumstances, this Commission is constrained to serve the respondent PIO with a 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 wilful delay/denial of the information requested by the appellant as far back as on **26.5.2016**.

"In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) proviso 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*."

5. **Next hearing on 9.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
19.8.2020

Cc: Senior Superintendent of Police, SAS Nagar (Mohali) for information and necessary action.

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Sant Singh,

s/o Gobind Singh,

Village Nabha, PO Daipura, Near Zirakpur,

District Mohali – 140 601

Versus

Public Information Officer,

o/o Tehsildar, Zirakpur,

District Mohali.

Complaint Case No. 998 of 2019 (Video Conference Proceedings)

PRESENT:

(Complainant) Absent

(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 5.2.2020 and 11.6.2020)

1. The complainant, **Sant Singh**, filed this RTI application dated **27.9.19** and sought information **by way of the complete jamabandis and complete girdawaris from 1960 to date, for Khasra No. 316 min situated in Khatauni No. 276, hadbast No. 290, village Nabha in Tehsil Zirakpur**, as enumerated in his RTI application. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **20.11.2019**. The case was last heard on **11.6.2020**.

2. Both parties are absent for the second time in succession. They are given one final opportunity to be heard in person at the next hearing. The respondent PIO is directed to submit a written reply furnishing the requested information, or citing specific legal provisions within the RTI Act whereby the requested information can be or is being withheld from disclosure. Failing this, this Commission will be constrained to initiate penal action as per the Act.

3. The complainant is also cautioned that if he continues to absent himself from hearings without any intimation, the Commission will be constrained to dispose of and close this complaint case without hearing him.

4. **Next hearing on 9.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

19.8.2020

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Tarjinder Singh,

60, Royal Residency,

Chajju Majra, Sector- 127,

Kharar, District Mohali – 140 307

Versus

Public Information Officer,

o/o Municipal Council,

Kharar – 140 301

First Appellate Authority,

o/o Municipal Council,

Kharar – 140 301

Appeal Case No. 319 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Anil Kumar, J.E. (for the Respondent) 94780-24025

ORDER:

(To be read in continuity with earlier orders on 11.6.2020)

1. The RTI application is dated **31.5.2019** vide which the appellant has sought information **regarding the water pipeline to Royal Residency in Sector 127, Chhaju Majra,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **18.7.2019** and second appeal was filed in the Commission on **15.1.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **11.6.2020**.
2. The appellant is absent but has informed the Commission of his inability to attend this hearing because the Health Department has placed him in home quarantine. The respondent PIO, represented by Anil Kumar, JE, is present through Video Conference from the NIC facility, at the office of Deputy Commissioner, Mohali, stated that the RTI application is mostly in the form of queries and questions and can therefore not be addressed.
3. The respondent PIO is directed to submit a written, pointwise reply to all 8 points of the RTI application with a copy of the same to be submitted to this Commission vide email, before the next hearing.
4. **Next hearing on 9.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

19.8.2020