

PUNJAB STATE INFORMATION COMMISSION

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

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Mahant Kashmir Giri,
S/o Chela Bant Giri, R.S.P Parbakta,
Prachin Shiv Mandir, Raian Chowk, Khanna,
District Ludhiana.

Versus

Public Information Officer,
o/o EO, Municipal Council, Khanna,
Ludhiana.
First Appellate Authority,
o/o Additional Deputy Commissioner (UD),
Ludhiana.

Appeal Case No. 2343 of 2022 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Amarpal Singh, Inspector (for the Respondent) 99888-00473

ORDER:

1. The RTI application is dated **21.2.2022** vide which the appellant has sought information **regarding cycle stands, parkings etc.**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **27.3.2022** and Second Appeal was filed in the Commission on **11.5.2022** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **2.11.2022**.

2. The appellant is absent without intimation. As per the respondent PIO, represented by Sh. Amarpal Singh, Inspector, the requested information was sent to the appellant vide Letter No. 143 Dated 21.3.2022. The respondent PIO has however, not submitted the above reply/information to the Commission and is directed to do so forthwith.

3. **Next hearing on 16.12.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

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

Chandigarh
2.11.2022

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REGISTERED SHOW CAUSE NOTICE

Vikas Chander Sharma, Advocate,
Chamber No. 10 A, District Court,
Opposite Giani Tea Stall, Amritsar – 143 001.

Versus

Public Information Officer,
o/o Superintendent Headquarters,
Municipal Corporation, Ludhiana.

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

First Appellate Authority,
Commissioner, Municipal Corporation, Ludhiana.

Appeal Case No. 2316 of 2022 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

1. The RTI application is dated **18.11.2021** vide which the appellant has sought information regarding enquiry conducted by vigilance regarding mechanical machines, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **30.12.2021** and Second Appeal was filed in the Commission on **10.5.2022** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **2.11.2022**.

2. Both parties are absent without intimation. An examination of the case file shows that the respondent PIO has not furnished any reply/information to the appellant till date. This RTI application was submitted to the PIO on 18.11.2021. In view of the above, the Commission deems it fit to issue this Show Cause Notice to the PIO-cum-Superintendent Headquarters, MC, Ludhiana.

3. The respondent PIO-cum-Superintendent Headquarters, MC, Ludhiana, 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 **18.11.2021**.

“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 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. 2316 of 2022 (Video Conference Proceedings)

4. Next hearing on 15.12.2022 at 11.30 am via Video Conference Facility. (The appellant will attend the hearing at DC Office, Amritsar and the respondent PIO will attend the hearing at DC Office, Ludhiana.)

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

Chandigarh
2.11.2022

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

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Tejinder Singh (Advocate),
Civil Court, Tehsil Complex, Backside Sanjh Kender,
Phillaur – 144 410

Versus

Public Information Officer,
o/o Greater Ludhiana Area Development Authority (GLADA),
Ludhiana.

First Appellant Authority,
Chief Administrator,
Greater Ludhiana Area Development Authority (GLADA),
Ludhiana.

Appeal Case No. 2454 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Narinder Singh, Clerk (for the Respondent) 98038-14780

ORDER:

*(To be read in continuity with earlier orders on **24.12.2020, 25.2.2021, 8.10.2021, 21.12.2021, and 13.4.2022**)*

1. The RTI application is dated **10.5.2020** vide which the appellant has sought information **regarding colonies in village Bholapur, Bhamian Kalan, Sahaban, Khasi kalan, etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **21.6.2020** and Second Appeal was filed in the Commission on **3.9.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **13.4.2021**.

2. The appellant is absent without intimation. At the last Hearing on 13.4.2022, a Show Cause Notice was issued to the respondent PIO to which he has made no written submission. The respondent PIO is represented by Narinder Singh, Clerk, at today's hearing.

3. The Commission grants the PIO, a final opportunity to furnish the information requested in the RTI application before the next Hearing.

4. **Next hearing on 8.12.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

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

Chandigarh
2.11.2022

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Amarjit Singh Dhamotia,
60-35-P-330, Street No. 8,
Maha Singh Nagar, Post Office Dhandari Kalan,
Ludhiana – 141 014

Versus

Public Information Officer,
o/o Chief Administrator,
Greater Ludhiana Area Development Authority (GLADA),
Ludhiana.

First Appellant Authority,
Chief Administrator,
Greater Ludhiana Area Development Authority (GLADA),
Ludhiana.

Appeal Case No. 1177 of 2020 (Video Conference Proceedings)

PRESENT:

Gurmej Lal (for the Appellant) 97816-72776
Amarjit Singh Dhamotia (Appellant)
Narinder Singh, Clerk (for the Respondent) 98038-14780

ORDER:

(To be read in continuity with earlier orders on 23.9.2020, 12.11.2020, 15.1.2021, 14.7.2021, 10.12.2021, and 1.7.2022)

1. The RTI application is dated **7.12.2019**, vide which the appellant has sought information **regarding Illegal Colonies in Village Sangowal, Ludhiana etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **8.1.2019** and Second Appeal was filed in the Commission on **19.3.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **1.7.2022**.

2. Both parties are present. As per the Show Cause Notice issued to him, the respondent PIO, represented by Narinder Singh, Clerk, has submitted a reply, wherein he states that the information has already been provided to the appellant vide Letter No. 1461 Dated 19.2.2021. However, it was pointed out to him that the information pertaining to point no. 4 of the RTI application, wherein the appellant has sought the available record of demolition notices issued to the illegal colonies cited in the RTI application, has not been provided.

3. The respondent PIO is hereby directed to provide attested copies of the record pertaining to point no. 4 of the RTI application, as available. This must be done within 10 days of receipt of this Order.

4. **Next hearing on 16.12.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

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

Chandigarh
2.11.2022

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REGISTERED SHOW CAUSE NOTICE

Gurmej Lal,
6375, Street No.16,
Guru Gobind Singh Nagar,
Backside Bachan Gas Agency, Near Mair Di Chakki,
Post Office Daba, Ludhiana.

Versus

Public Information officer,
o/o House Tax Branch, Zone A,
Municipal Corporation, Ludhiana
Public Information officer,
o/o House Tax Branch, Zone B,
Municipal Corporation, Ludhiana
Public Information officer,
o/o House Tax Branch, Zone C,
Municipal Corporation, Ludhiana
Public Information officer,
o/o House Tax Branch, Zone D,
Municipal Corporation, Ludhiana.
Public Information officer,
o/o Commissioner, Municipal Corporation,
Ludhiana.
First Appellate Authority-cum-
Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No. 4016 of 2020 (Video Conference Proceedings)

PRESENT:

Gurmej Lal (Appellant) 97816-72776
Harjinder Singh, Inspector from Zone B (for the Respondent)

ORDER:

(To be read in continuity with earlier orders on 18.3.2021, 13.10.2021, 12.5.2022, and 1.7.2022)

1. The RTI application is dated **18.9.2020** vide which the appellant has sought information **regarding banks in the jurisdiction of Zone, A, B, C and D,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **15.10.2020** and Second Appeal was filed in the Commission on **19.10.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **1.7.2022**.

2. Both parties are present. The PIO, House Tax Branch, MC, Ludhiana, who was issued a Show Cause, is represented at today's Hearing by Sh. Harjinder Singh, Inspector from Zone B, who contends that the information requested is much too voluminous and not available in the format requested in the RTI application. The appellant meanwhile, pointed out that identical information has already been provided by House Tax Branch Zone D, after he was provided list of banks, zone wise.

Contd....2

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Appeal Case No. 4016 of 2020 (Video Conference Proceedings)

3. The appellant is requested to provide said list to Sh. Harjinder Singh, Inspector, House Tax Branch, Zone B, who is thereafter directed to provide the information to the appellant within 10 days of receipt of this Order. The appellant has also pointed out that there has been no response to the RTI application or the Second Appeal from the PIO of House Tax Branch of Zones A and C till date. The PIO, House Tax Branch, Zone A and PIO, House Tax Branch, Zone C, are served with this Show Cause Notice.

4. The respondent **PIO, House Tax Branch, Zone A and PIO, House Tax Branch, Zone C**, 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 **18.9.2020**.

“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.

5. **Next hearing on 16.12.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

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

Chandigarh
2.11.2022

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

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Balbir Aggarwal,
1525/1, St.No.33, Preet Nagar,
Shimlapuri,
Ludhiana.

Versus

Public Information Officer,
o/o Rent and Lease, Zone C,
Municipal Corporation, Ludhiana.

Public Information Officer,
o/o Tehbazari Branch, Zone C
Municipal Corporation, Ludhiana.

Public Information Officer,
o/o House Tax Branch, Zone C,
Municipal Corporation, Ludhiana.

Public Information Officer,
o/o Commissioner, Zone-C,
Municipal Corporation, Ludhiana.

First Appellate Authority,
Commissioner,
Municipal Corporation, Ludhiana.

Appeal Case No. 44 of 2021 (Video Conference Proceedings)

PRESENT:

Balbir Aggarwal (Appellant) 98884-82109
Sanjeet Kumar, APIO-cum-Clerk (for the Respondent)

ORDER:

*(To be read in continuity with earlier orders on **9.4.2021, 12.8.2021, 8.10.2021, 9.11.2021, 23.2.2022, and 27.5.2022**)*

1. The RTI application is dated **4.9.2020** vide which the appellant has sought information **regarding the MC Building in Zone C**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **17.10.2020** and Second Appeal was filed in the Commission on **18.12.2020** under Section 19 of the Right to Information Act, 2005. This case was last heard on **27.5.2022**.

2. Both parties are present. The respondent PIO, represented by Sanjeet Kumar, APIO-cum-Clerk, Tehbazari Branch, Zone C, has submitted a copy of reply sent to the appellant vide Letter No. 17 Dated 31.10.2022.

3. The Commission has examined said letter and is of the view that this does not address the information requested by the appellant. The Commission however, also notes that the appellant has not mentioned any time period in his RTI application, for which he wants information pertaining to the Tehbazari Branch of Zone C. Nonetheless, the PIO, Tehbazari Branch, Zone C, is hereby directed to provide copies of challans issued, as per the information sought in the RTI application, during three months period before the date of said RTI application which is 4.9.2020.

Contd....2

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Appeal Case No. 44 of 2021 (Video Conference Proceedings)

4. At the last hearing on 27.5.2022, the respondent PIO-cum-Superintendent, Tehbazari Branch, Zone C, Sh. Sanjeev Uppal was directed to seek the assistance of the custodian of the record pertaining to the rent, lease etc. under Section 5(4) and 5(5) of the RTI Act, 2005. The assistance of the custodian of record **Sh. Amandeep Singh, Clerk, Sale & Rent**, was sought vide Letter No. TBZ-SPL53-C Dated 24.8.2022. However, Sh. Amandeep Singh has neither provide the requested information and nor has he bothered to attend this hearing. The Commission impleads Sh. Amandeep Singh, Clerk, as a deemed PIO in this Appeal Case and issue him with this Show Cause Notice.

5. The respondent **Sh. Amandeep Singh, clerk Sale & Rent** 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 **4.9.2022**.

“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.

6. **Next hearing on 16.12.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

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

Chandigarh
2.11.2022

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

PUNJAB STATE INFORMATION COMMISSION

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Madhya Marg, Sector 16, Chandigarh.

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Jasbir Singh,
Guru Nanak Nagar,
Village Bholapur Jhabewal, PO Ramgarh,
District Ludhiana- 141123

Versus

Public Information Officer,
o/o EO, Nagar Council, Doraha,
District Ludhiana.
First Appellate Authority,
o/o Additional Deputy Commissioner, UD,
Ludhiana.

Appeal Case No. 2026 of 2022 (Video Conference Proceedings)

PRESENT:

Jasbir Singh (Appellant) 98882-96107
Lakhmi Chand, Clerk (Respondent) 98726-89328

ORDER:

1. The RTI application is dated **24.1.2022** vide which the appellant has sought information **regarding colonies and commercial plots**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **2.3.2022** and Second Appeal was filed in the Commission on **22.4.2022** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **2.11.2022**.
2. Both parties are present. The respondent PIO represented by Sh. Lakhmi Chand, Clerk, has submitted a copy of a reply sent to the appellant vide Letter No. 64 Dated 22.8.2022, wherein the RTI application was partially addressed. It is pointed out by the appellant that the record pertaining to point no. 1 has not been provided by the respondent PIO.
3. The Commission grants the respondent PIO-cum-EO, MC, Doraha, 20 days from the date of receipt of this Order to address the information by way of action taken against the 19 illegal colonies in the jurisdiction of Municipal Council Doraha.
4. **Next hearing on 16.12.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

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

Chandigarh
2.11.2022

PUNJAB STATE INFORMATION COMMISSION

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Madhya Marg, Sector 16, Chandigarh.

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Rajesh Kumar,
S/o Late Sh. Om Parkash,
80, Near Thana Sadar,
Railway Road, Nabha – 147 201

Versus

Public Information Officer,
o/o Nagar Council, Nabha,
District Patiala.
First Appellate Authority,
o/o Additional Deputy Commissioner, (UD),
Mini Secretariat, Patiala.

Appeal Case No. 2745 of 2021 (Video Conference Proceedings)

PRESENT:
(Appellant) Absent
(Respondent) Absent

ORDER:
(To be read in continuity with earlier orders on **24.8.2021, 26.10.2021, 3.3.2022, and 23.6.2022**)

1. The RTI application is dated **19.7.2018** vide which the appellant has sought information **regarding the Store In-charge of Municipal Committee Nabha in eight points**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **19.7.2020** and Second Appeal was filed in the Commission on **10.6.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **23.6.2022**.

2. Both parties are absent. At the Hearing on 3.3.2022, the PIO had brought 128 pages by way of information, which, as pointed by the appellant, were not accompanied by any covering letter or pointwise reply. Accordingly, the respondent PIO was directed to resupply said information along with a pointwise reply and index giving the page numbers pertaining to each point separately. The respondent PIO has failed to comply.

3. The Commission takes a very serious view of the respondent PIO's conduct and grants him a final opportunity to provide the information as per para no. two of this Commission's Order of 3.3.2022, within 20 days of receipt of this Order. The PIO must note that he is already under Show Cause Notice issued to him vide this Commission's Order of 26.10.2021, and any failure to comply, will invite penalties as per the RTI Act, 2005.

4. **Next hearing on 8.12.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

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

Chandigarh
2.11.2022

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Sham Sunder,
S/o Sh. Nand Lal,
C-85, New Cantt Road,
Faridkot.

Versus

Public Information officer,
o/o Deputy Controller (Finance & Accounts)
Municipal Corporation, Patiala.

First Appellate Authority,
o/o Commissioner, Municipal Corporation,
Moti Bagh, Patiala.

Appeal Case No. 1654 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Neeraj Raheja, APIO-cum-DCFA (for the Respondent) 95305-80892

ORDER:

(To be read in continuity with earlier orders on **10.11.2021, 3.3.2022, and 23.6.2022**)

1. The RTI application is dated **4.12.2020** vide which the appellant has sought information **regarding record put up to the LA for getting opinion etc.**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **11.2.2021** and Second Appeal was filed in the Commission on **26.3.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **23.6.2022**.

2. The appellant is absent. As directed at the last Hearing on 23.6.2022, the respondent PIO has submitted a copy of duly notarized affidavit addressing the objection raised by the appellant during said Hearing, which were recorded at para two of that Order. As per the respondent PIO, original affidavit alongwith copies of the requested information were sent to the appellant by registered post. The appellant however, insists in an email Dated 17.10.2022, that he has not received any affidavit from the PIO.

3. The Commission also notes that the information provided along with the affidavit is not attested in the format stipulated by the Commission at para four of its Order of 23.6.2022. In view of the above, the Commission directs the respondent PIO-cum-DCFA, Sh. Neeraj Raheja, to resubmit the affidavit in original along with duly attested copies of the information to this Commission forthwith. The appellant can thereafter collect the same from the Commission at his convenience on any working day.

4. **Next hearing on 8.12.2022 at 11.30 am via Video Conference Facility.** (The appellant will attend the hearing at DC Office, Faridkot and the respondent PIO will attend the hearing at DC Office, Patiala.)

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

Chandigarh
2.11.2022