

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



REGISTERED

Daman Kapoor,
2226/10, Street No. 2,
Chander Nagar, Civil City, Ludhiana.

Versus

Public Information officer,
o/o XEN, B&R Department, Zone A,
Municipal Corporation,
Ludhiana.

First Appellate Authority,
Commissioner,
Municipal Corporation,
Ludhiana.

Appeal Case No. 2429 of 2021

PRESENT:

Daman Kapoor (Appellant) 95014-22929
(Respondent) Absent

ORDER:

*(To be read in continuity with earlier orders on **24.11.2021, 10.3.2022, 29.6.2022, 23.8.2022, 14.10.2022, and 31.10.2022**)*

1. The RTI application is dated **7.12.2020** vide which the appellant has sought information **regarding work orders, agreements, and sample test reports of all roads constructed in Ward Number 94 since 2017**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **11.1.2021** and Second Appeal was filed in the Commission on **20.5.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **31.10.2022**.

2. At the last hearing on 31.10.2022, an inspection of the concerned record had ordered with respect to the requested information pertaining to Sunil Nagar at 11.00 am on 4.11.2022. However, as per the appellant, when he called to confirm the date and time of the inspection on 4.11.2022, the respondent PIO informed him that the record is not traceable in his office and that letter with respect to this has already written to him vide Letter No. 146 Dated 3.11.2022. Perusal of Commission's Order of successive hearings and this RTI application which was filed on 7.12.2020 shows that there is a clear evident an attempt on part of the respondent to withheld/deny the requested information/record pertaining to Sunil Nagar Parts I, II, and III.

3. The respondent PIO is also directed to carry all the original files pertaining to Ward No. 94 of Sunil Nagar Since 2017, to the date of submission of RTI application, to the Commission. Further, in view of the detriment caused to the appellant Sh. Daman Kapoor, who has diligently attended almost every hearing of this Appeal Case, whether through Video Conference or in person at the Commission, the Commission deems it fit to award him a compensation of Rs. 15000/- which will be paid from the funds of the Public Authority in this instance, Ludhiana Municipal Corporation before the next date of hearing.

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4. In view of the harassment and detriment caused to the appellant, **Sh. Daman Kapoor**, this Commission deems it appropriate to award a **compensation of Rupees Fifteen Thousand (Rs. 15,000.00)**. This is to be paid vide a crossed cheque / demand draft, by the Public Authority, in this instance, the office of **XEN, B&R Department, Zone A, Municipal Corporation, Ludhiana**, within 15 days of receiving this order. Proof of payment is to be submitted to this Commission.

5. Failure to comply to this Commission's direction, shall invite penalties as per the RTI Act, 2005. The respondent PIO is reminded that he is still under Show Cause Notice issued to him vide this Commission's Order of 23.8.2022. The respondent PIO is hereby also directed to submit a list of officials posted as PIO-cum-XEN, B&R, Zone A, from the date of filing this RTI application on 7.12.2020 to date. The list must include name, tenure, telephone numbers, and present place of posting.

6. **Next hearing on 17.1.2023 at 11.30 am at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

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

Chandigarh
21.11.2022

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

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Sat Pall Sharma,
S/o Gian Chand Sharma,
H.No. 3623, Street No. 1,
Durga Puri, Haibowal Kalan,
Ludhiana.

Versus

Public Information Officer,
o/o Greater Ludhiana Area Development Authority (GLADA),
PUDA Complex, Near Raj Guru Nagar,
Ferozepur Road,
Ludhiana.
Harminder Singh (Third Party)
President, Parja Self-Supporting Co-op. House Building Society Ltd.,
Ludhiana.

First Appellate Authority,
o/o Chief Administrator,
Greater Ludhiana Area Development Authority (GLADA),
PUDA Complex, Near Raj Guru Nagar,
Ferozepur Road,
Ludhiana.

Appeal Case No. 2942/2020 and 2945/2020 (Heard together)

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 15.1.2021, 6.8.2021, 6.5.2022, 29.7.2022, 30.9.2022, and 27.10.2022)

1. These RTI applications are dated **25.6.2020**, vide which the appellant has sought information **regarding the Parja Cooperative Housing Building Society limited**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **27.7.2020** and Second Appeal was filed in the Commission on **6.10.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **27.10.2022**.

2. Both parties are absent. At the last hearing on 27.10.2022, the respondent PIO, office of GLADA, was directed to submit an affidavit clearly listing all seven points and clearly stating that all the information pertaining to said points, as available in the office, has been provided to the appellant and that there is no further information available. However, the respondent who was absent from the last hearing on 27.10.2022, has failed to comply with this Commission's direction.

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Appeal Case No. 2942/2020 and 2945/2020 (Heard together)

3. The respondent PIO is once again absent today without any intimation. The respondent PIO office of GLADA, is hereby directed to comply with this Commission's direction vide para no. 3 of the Order of 29.7.2022 and para no. 2 of the Order of 27.10.2022, before the end of working hours on Tuesday, 22.11.2022.

4. **Next hearing on 17.1.2023 at 11.30 am at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

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

Chandigarh
21.11.2022