

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in
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Sh. Janak Raj, S/o Sh. Jiwan Ram,
Shakti Nagar, St No.1, Goniana Mandi,
Distt:Bathinda.

...Appellant

Vs

Public Information Officer,
O/o Executive Officer,
Nagar Council, Goniana Mandi,
Bathinda.

First Appellate Authority-cum-
O/o Director,
Local Govt., Plot No.3, Sector:35/A Punjab,
Chandigarh.

.....Respondent

AC.No. 3971 of 2019

PRESENT : (i) Sh. Janak Raj, the appellant.
(ii) Sh. Gurbakshish Singh, Junior Engineer on behalf of the PIO.

ORDER:

1. This order may be read with reference to the previous order dated 10.12.2019.
2. The appellant states that he filed an RTI application on 08.12.2018 but even after a lapse of more than a year, no information has been provided to him by the respondent-PIO.
3. Sh. Gurbakshish Singh, Junior Engineer is appearing on behalf of the PIO without any authority letter states that he has brought the information (comprising 123 pages) in the Commission, today. Copy of the same is handed over to the appellant for his perusal.
4. The appellant is advised to scrutinize the information handed over to him and revert back to the PIO as also the Commission, in case he is not satisfied with the information provided, before the next date of hearing.
5. After perusing the record as available on the file, it is ascertained that the PIO has unduly delayed responding to the RTI application which is dated 08.12.2018. The PIO has also not appeared for today's hearing, inspite of the directions of the Bench. This shows his disregard to the authority of the Commission. The absence of the PIO is viewed seriously. The PIO is warned to be careful in future while dealing with the RTI applications. The PIO is also directed to appear in person

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AC.No. 3971 of 2019

on the next date of hearing alongwith written reply on reasons for the long delay in addressing the RTI application, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated.

7. The matter is adjourned. To come up for further hearing on **24.02.20120 at 11.30 AM.**

Copies of the order be sent to the parties.

Chandigarh
22.01.2020

Sd/-
((Lt Gen Ajae Kumar Sharma,(Retd))
Punjab State Information Commissioner

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Sh. Ashwani Kumar, S/o Sh. Kapil Dev,
H.No.B-005/00490, Dashmesh Nagar,
Kharar, Distt:Mohali.

.....Appellant

Vs

Public Information Officer,
O/o DPI(SE), Punjab,
Mohali.

First Appellate Authority
o/o DPI(SE), Punjab,
Mohali.

.....Respondent

A.C No. 4109 of 2019
Alongwith
A.C No. 4110 of 2019

PRESENT : (i) Sh. Ashwani Kumar, the appellant.
(ii) Smt. Sandeep Kaur, Sr. Assistant on behalf of the respondent.

ORDER:

1. This order may be read with reference to the previous order dated 11.12.2019.
2. The appellant states that as per the directions of the Bench, he visited the office of the PIO but complete information has still not been provided to him by the PIO.
3. Smt. Sandeep Kaur, Sr. Assistant is appearing on behalf of the PIO states that related files are under process and consideration with the higher authorities i.e. Secretary Higher Education, Punjab and thus cannot be shown to the appellant. After deliberations on the case, the appellant requested for another hearing of the case.
4. The Bench directed Sh. Rajesh Sood, Registrar-cum-PIO to appear before the Commission/Bench alongwith relevant files on the next date of hearing, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated.
5. The matter is adjourned. To come up for further hearing on **26.02.2020 at 11.30 AM**.
Copies of the order be sent to the parties.

Chandigarh
22.01.2020

Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab.

CC: Sh. Rajesh Sood, Registrar-cum-PIO O/o DPI (SE), Punjab. (Regd. Post)

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Sh. Avtar Singh, S/o Late Sh. Daljeet Singh,
VPO: Chuharwali, Distt:Jalandhar.

...Appellant

Vs

Public Information Officer,
O/o Punjab Urban Planning and
Development Authority, Jalandhar.

Public Information Officer,
O/o Estate Office,
Jalandhar Development Authority,
Jalandhar.

Public Information Officer,
O/o District Town Planner,
Jalandhar.

First Appellate Authority-cum-
O/o Punjab Urban Planning and
Development Authority, Jalandhar.

.....Respondent

AC.No. 3990 of 2019

PRESENT : (i) None is present on behalf of the appellant.
(ii) Sh. Sanjeev Sharma, SDE-cum-PIO O/o PUDA, Jalandhar and Sh. Amrinderjit Singh, Assistant Town Planner, O/o District Town Planner, Jalandhar, the respondent.

ORDER:

1. This order may be read with reference to the previous order dated 10.12.2019.
2. The appellant is absent for today's hearing without any intimation to the Commission. He was also not present on the previous hearing.
3. Sh. Sanjeev Sharma, SDE-cum-PIO O/o PUDA, Jalandhar is appearing in person states that reply to the RTI application of the appellant has already been sent to him from the O/o PUDA, Jalandhar except first point which pertains to O/o Estate Office, Jalandhar Development Authority, Jalandhar.
4. Sh. Amrinderjit Singh, Assistant Town Planner is appearing on behalf of the O/o District Town Planner, Jalandhar states no information is available in their official records pertaining to the pending first point of the RTI application of the appellant. He states that reply has already been sent to the appellant vide letter dated 18.12.2019. Copy of the same is taken on record.

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AC.No. 3990 of 2019

5. During the last hearing, PIO O/o Estate Office, Jalandhar Development Authority, Jalandhar and District Town Planner, Jalandhar was impleaded as necessary parties in this case. At today's hearing, none is present on behalf of the O/o Estate Office, Jalandhar Development Authority, Jalandhar inspite of the directions of the Commission. The conduct of PIO O/o Estate Office, Jalandhar Development Authority, Jalandhar is viewed adversely and reflects their casual attitude in dealing with RTI applications.

6. The PIO o/o Estate Office, Jalandhar Development Authority, Jalandhar is absent without any intimation to the Commission. The PIO is directed to **show cause** as to why action should not be taken against him for dealing with the directions of State Information Commission, Punjab in a casual and arbitrary manner.

7. **The PIO o/o Estate Office, Jalandhar Development Authority, Jalandhar** is directed to ensure that the appellant is contacted and complete and correct information provided to him before the next date of hearing, under intimation to the Commission. **In case, the information is not available with these departments, the concerned PIO O/o PUDA, Jalandhar, PIO O/o District Town Planner, Jalandhar and Sh. Chander Shekhar, Suptd.,-cum-APIO O/o Estate Office, Jalandhar Development Authority, Jalandhar** are directed to file an affidavit clearly mentioning that the information sought by the appellant is not available in their official records. The affidavit must be attested by the Notary.

8. The appellant is advised to come in person on the next date and in case, nothing is heard from the appellant before the next date of hearing, it will be presumed that he is not interested in pursuing the case further and the appeal case will be disposed off in absentia.

9. The matter is adjourned. To come up for further hearing on **24.02.2020 at 11.30 AM**. Copies of the order be sent to the parties.

Chandigarh
22.01.2020

Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab

CC: **Sh. Chander Shekhar, Superintendent-cum-APIO O/o Estate Office, Jalandhar Development Authority, Jalandhar. (Regd. Post)**

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Sh. Gurmukh Singh, S/o Sh. Pritam Singh,
Village: Pir Sohana, P.O: Roorkee,
Pukhta, Tehsil:Kharar, Distt:Mohali.

...Complainant

Vs

Public Information Officer,
O/o Chairman,
Water Works Committee,
Village: Pir SOhana, Tehsil:Kharar,,
Distt:Mohali.

...Respondent

C.C No. 945 of 2019

PRESENT : None of the parties.

ORDER:

1. This order may be read with reference to the previous order dated 10.12.2019.
2. The complainant is absent for today's hearing. He was also absent on the pervious hearing. Intimation has been received from the complainant in the Commission vide diary no.1206 dated 20.01.2019 mentioning therein that due to ill health, he is unable to attend today's hearing.
3. The PIO is also absent for today's hearing. He had also not attended the previous hearing.
4. Investigation in to the complaint has shown that the complainant has filed two Complaint Cases No. 900 of 2019 is pending before the Bench of Hon'ble SIC Hem Inder Singh whereas Complaint Case No. 945 of 2019 came up for hearing today before the Bench of undersigned. It thus emerges that the complainant filed two complaint cases on the basis of same RTI application. It is a mere repetition.
5. **In view of the above, the case is referred back to the Deputy Registrar for re-allocation of the case to a single Bench.**

Chandigarh
22.01.2020

Sd/-
((Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab

Enclosed: Original case file.

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Sh. Davinder Singh,
#353, Phase-2, Mohali.

...Appellant

Vs

Public Information Officer,
O/o Punjab Urban Development Authority,
PUDA Bhawan, Mohali.

First Appellate Authority-cum-
O/o Punjab Urban Development Authority,
PUDA Bhawan, Mohali.

...Respondent

AC.No. 4010 of 2019

PRESENT: (i) Sh. Davinder Singh, the appellant.
(ii) None is present on behalf of the PIO.

ORDER

1. This order may be read with reference to the previous order dated 10.12.2019.
2. The appellant states that till date, no further response has been received from the respondent-PIO.
3. The PIO is absent for today's hearing inspite of the directions of the Commission which shows his disregard to the authority of the Commission. During the last hearing, the PIO O/o PUDA, Mohali was directed to show cause why action should not be taken against him for not attending the hearing inspite of order of the Commission. He was also asked to file a written reply in response to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him due to a delayed response by the PIO. At today's hearing, the PIO is again absent showing utter disregard and defiance to the orders of the Commission.
4. Last opportunity is now being given to the PIO to appear in person and file an affidavit in response to the show cause notice, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated.
5. The matter is adjourned for further hearing now on **24.02.2020 at 11.30 AM**.
Copies of the order be sent to the parties.

Sd/-

Chandigarh
22.01.2020

(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab

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Sh.Jasbir Singh,
Village: bholapur, Jhabewal,
P.O: Ramgarh, Distt:Ludhiana.

...Appellant

Vs

Public Information Officer,
O/o State Transport Commissioner,
Punjab, Chandigarh.

First Appellate Authority-cum-
O/o State Transport Commissioner,
Punjab, Chandigarh.

.....Respondent

AC.No. 3995 of 2019

PRESENT : (i) Sh. Jasbir Singh, the appellant.
(ii) Sh. Piara Singh, Assistant Transport Officer-cum- PIO, the respondent.

ORDER:

1. This order may be read with reference to the previous order dated 11.12.2019.
2. The appellant states that till date, no information has been provided to him by the respondent.
3. Sh. Piara Singh, Assistant Transport Officer-cum- PIO is appearing in person states that some additional time be given to him to provide the information as he is not aware of the essential aspects of the case. The conduct of Sh. Piara Singh, PIO shows the casual attitude of the O/o State Transport Commission, Punjab in dealing with RTI applications.
4. The PIO is directed to ensure that complete and correct information is provided to the appellant, before the next date of hearing, under intimation to the Commission, failing which action under Section 20(1) of the RTI Act, 2005 will be initiated.
5. The matter is adjourned. To come up for further hearing on **05.02.2020 at 11.30**

AM. Copies of the order be sent to the parties.

Chandigarh
22.01.2020

Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab

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Sh.Jasbir Singh,
Village: bholapur, Jhabewal,
P.O: Ramgarh, Distt:Ludhiana.

...Appellant

Vs

Public Information Officer,
O/o State Transport Commissioner,
Punjab, Chandigarh.

First Appellate Authority-cum-
O/o State Transport Commissioner,
Punjab, Chandigarh.

.....Respondent

AC.No. 3994 of 2019

PRESENT : (i) Sh. Jasbir Singh, the appellant.
(ii) Sh. Piara Singh, Assistant Transport Officer-cum- PIO, the respondent.

ORDER:

1. This order may be read with reference to the previous order dated 11.12.2019.
2. The appellant states that till date, no information has been provided to him by the respondent.
3. Sh. Piara Singh, Assistant Transport Officer-cum- PIO is appearing in person states that he has brought the information to deliver it personally to the appellant during the hearing. Copy of the same is handed over to the appellant.
4. After going through the information, the appellant expressed his satisfaction over the same and stated that the case may be closed.
5. In view of the above, no further cause of action is left in the instant Appeal Case. The same is hereby, **disposed off and closed**. Copies of the order be sent to the parties.

Chandigarh
22.01.2020

Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab

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Sh. Rahul Gupta, S/o Sh.Dharampal,
R/o H. No.170, St No.6, Mohalla Hargobindpura,
Jagraon, Distt:Ludhiana.

.....Appellant

Vs

Public Information Officer,
O/o Executive Officer,
Nagar Council, Jagraon,
Distt:Ludhiana.

First Appellate Authority-cum-
O/o Deputy Director,
Local Bodies Urban, Ludhiana.

.....Respondent

AC.No. 4011 of 2019

PRESENT : None of the parties.

ORDER:

1. This order may be read with reference to the previous order dated 11.12.2020.
2. The appellant is absent for today's hearing. Intimation has been received from the appellant in the Commission by email mentioning therein that he is cancer patient and cannot appear for today's hearing. He has also mentioned that some information has been received from the PIO and has sought another date to pursue the matter.
3. The PIO is absent for today's hearing. Intimation has been received from the respondent in the Commission by email mentioning therein that due to Republic Day, all the staff members and officers of the Municipal Council, Jagraon, Ludhiana are committed. He has requested for another date.
4. On the request of both the parties, the matter is adjourned for further hearing now on **18.02.2020 at 11.30AM**. Copies of the order be sent to the parties.

Chandigarh
22.01.2020

Sd/-
(Lt Gen Ajae Kumar Sharma,(Retd))
State Information Commissioner, Punjab

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