

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in

Visit us: - www.infocommpunjab.com

Helpline No.0172-2864100(From 10.00 AM to 04.00 PM on working days)



Shri Jasbir Singh
Village Bolapur Jhabewal
Post Office Ramgarh,
District Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Principal Secretary ,
Transport Department, Punjab,
Punjab Civil Secretariat-2,
Sector-9, Chandigarh.

First Appellate Authority

O/o Principal Secretary ,
Transport Department, Punjab,
Punjab Civil Secretariat-2,
Sector-9, Chandigarh.

....Respondents

AC No.1845 of 2020

Present: (i) **Shri Jasbir Singh, Appellant.**
(ii) **Shri Piara Singh, Assistant Transport Officer/PIO, O/o State Transport Commissioner, Punjab, Chandigarh, in person before the Bench.**
(iii) **Shri Manish Kumar, Section Officer/PIO, O/o Secretary, Regional Transport Authority, Ludhiana.**

ORDER

Heard through Video Conferencing

1. The RTI application is dated 25.02.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 27.05.2020 and the second appeal was filed in the Commission on 13.07.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 22.09.2020 by the Commission through Video Conferencing. at D.C. Office, Ludhiana. The appellant Shri Jasbir Singh comes present to attend the hearing through V.C. He states that he has applied for renewal of his Driving License which has not been received after renewal so far.

3. Shri Piara Singh, Assistant Transport Officer/PIO, O/o S.T.C. Punjab, Chandigarh comes present in person before the Bench to attend the hearing. He states that the requisite action is to be taken by the office of Secretary, Regional Transport Authority, Ludhiana. Accordingly, a letter was written to Secretary, R.T.A. Ludhiana to take action as per rules and dispose off the matter and again a reminder has been sent on 16.09.2020.



4. Shri Manish Kumar, PIO O/o Secretary, R.T.A. Ludhiana who is present for the hearing through V.C. states that the appellant has been informed vide letter dated 13.07.2020 that his Driving License is of Transport category and for its renewal, a certificate to the effect that the prescribed refresher course has been done at Mahuana, has to be enclosed with the renewal application. The license of the appellant is pending for want of the said certificate.

5. Post deliberations, it emerges that the appellant is of the view that these procedures are outdated and renewal of his license should happen automatically without the requirement of having to undergone the refresher course as stated by the PIO, R.T.A. Ludhiana. The PIO was emphatic in stating that as per Punjab Government rules, the refresher course is a pre-requisite for the renewal of Driving license. On perusal of the case file, it also emerges that the appellant has filed CWP No.7683 of 2020 in the Hon'ble High Court in this regard which is fixed for hearing on 23.09.2020 and as such, the matter is sub judice.

6. Besides the appellant having filed a CWP in the case and matter being sub-judice, it clearly stands out that the information as available in official documents stands supplied, hence no further action by the Bench is called for. **The appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
22.09.2020**

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

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Shri Jasbir Singh
Village Bolapur Jhabewal
Post Office Ramgarh,
District Ludhiana.

.....Appellant

Versus

Public Information Officer
O/o The Secretary,
Regional Transport Authority,
Jalandhar.

First Appellate Authority- cum-
State Transport Commissioner,
Punjab, Sector-17, Chandigarh

....Respondents

AC No.1847 of 2020

Present: (i) **Shri Jasbir Singh, Appellant.**
(ii) **Shri Piara Singh, Assistant Transport Officer/PIO, O/o State Transport Commissioner, Punjab, Chandigarh, in person before the Bench.**

ORDER

Heard through Video Conferencing

1. The RTI application is dated 03.02.2020 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 22.04.2020 and the second appeal was filed in the Commission on 13.07.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. Notice of hearing was issued to the parties for 22.09.2020 by the Commission through Video Conferencing. at D.C. Office, Ludhiana. The appellant Shri Jasbir Singh comes present to attend the hearing through V.C. He states that he has been supplied information which is irrelevant and expressed his dissatisfaction over the same.

3. Shri Piara Singh, Assistant Transport Officer/PIO, O/o S.T.C. Punjab, Chandigarh comes present in person before the Bench to attend the hearing. He states that the information comprising 91 pages has been supplied to the appellant vide letter dated 14.03.2020 and again vide letter dated 17.08.2020. He further states that the information as asked for vide RTI application stands supplied to the appellant. On the asking of the Bench, he narrates the details of the documents supplied to the appellant. The documents supplied are examined by the Bench as Shri Piara Singh has come present in person for the hearing along with the case file.



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AC No.1847/2020

4. Post deliberations and examination of the case related documents, the Bench is of the opinion that the appellant has been supplied complete information as existing in the official documents and the same is in consonance with the RTI application of the appellant.

5. In view of the above, no further action is called for in the matter. **The appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

Chandigarh
22.09.2020

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

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Shri Sarabjeet Singh Gill,
H.No.60-35-P-376-1, St. No.8,
Maha Singh Nagar,
Post Office Dhandari Kalan,
Ludhiana-141014.

...Appellant

Versus

Public Information Officer

O/o Commissioner,
Municipal Corporation,
Ludhiana.

First Appellate Authority-cum-

The Commissioner,
Municipal Corporation,
Ludhiana.

....Respondents

AC No.1819 of 2020

Present:

- (i) **Appellant- absent.**
(ii) **Dr. Y.P. Singh, PIO, Health Branch, Municipal Corporation, Ludhiana.**

ORDER:

(Heard through Video Conferencing)

1. The RTI application is dated 02.03.2020 vide which the Appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 09.05.2020 and the second appeal was filed in the Commission on 07.07.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 22.09.2020 by the Commission through Video Conferencing. at D.C. Office, Ludhiana. The appellant Shri Sarabjeet Singh Gill has not come present to attend the hearing. However, an e.mail has been received from him stating that he is unable to attend the hearing and has also sought exemption from appearance in the hearing. He further states that no information has been provided by the PIO.
3. Dr.Y.P. Singh, PIO, Health Branch, Municipal Corporation, Ludhiana comes present to attend the hearing on behalf of the PIO. He states that the information has been supplied to the appellant vide letter dated 09.09.2020 and again on 15.09.2020 along with a CD containing the information. He is apprised of the version of appellant that no information has been received. The Bench, on perusing the case file finds that the information stands supplied to the appellant as copy of the documents sent to him has also been received in the Commission.



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AC No.1819/2020

4. The representative of the appellant Shri Amarjit Singh Dhamotia (father of the appellant) is contacted on mobile phone. He confirms the receipt of information by the appellant, but states that the CD supplied is blank and does not contain any information.

5. Post deliberations, the Bench observes that information as available in official documents stands supplied, however, as claimed by the representative of the appellant, the CD sent along with the documents is blank and hence, decides that the appellant will visit the office of PIO on 24.09.2020 at 11.30 AM. The PIO will provide the appellant the requisite information along with the C.D. The PIO is also directed to file an affidavit, within next seven days, duly signed by the PIO and attested by the Notary Public to the effect that the information as available in the official records in AC No.1819/2020 has been supplied to the appellant. Nothing has been concealed therein. The statement made is correct and authentic. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

6. With the aforesaid directions, **the appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
22.09.2020**

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

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Shri Sarabjeet Singh Gill,
H.No.60-35-P-376-1, St. No.8,
Maha Singh Nagar,
Post Office Dhandari Kalan,
Ludhiana-141014.

...Appellant

Versus

Public Information Officer

O/o Commissioner,
Municipal Corporation,
Ludhiana.

First Appellate Authority-cum-

The Commissioner,
Municipal Corporation,
Ludhiana.

....Respondents

AC No.1821 of 2020

Present:

- (i) Appellant- absent.
- (ii) Shri Vivek Verma, Superintendent/PIO, Non-Technical Branch, Municipal Corporation, Ludhiana.

ORDER:

(Heard through Video Conferencing)

1. The RTI application is dated 02.03.2020 vide which the Appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 08.05.2020 and the second appeal was filed in the Commission on 07.07.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 22.09.2020 by the Commission through Video Conferencing. at D.C. Office, Ludhiana. Today, the appellant Shri Sarabjeet Singh Gill has not come present to attend the hearing. However, an e.mail has been received from him stating that he is unable to attend the hearing today and has also sought exemption from appearance in the hearing. He further states that information has been provided by the PIO to his satisfaction.
3. Shri Vivek Verma, Superintendent, Non Technical Branch, Municipal Corporation, Ludhiana comes present to attend the hearing on behalf of the PIO. He states that the information has been supplied to the appellant vide letter dated 11.09.2020..

4. The representative of the appellant Shri Amarjit Singh Dhamotia (father of the appellant) is contacted on mobile phone, he also confirms the receipt of information in the instant case.

Cont..P-2



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AC No.1821/2020

5. In view of the above, no further cause of action is left in the matter. **The appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

Chandigarh
22.09.2020

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

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H.No.60-35-P-376-1, St. No.8,
Maha Singh Nagar,
Post Office Dhandari Kalan,
Ludhiana-141014.

...Appellant

Versus

Public Information Officer

O/o Commissioner,
Municipal Corporation,
Ludhiana.

First Appellate Authority-cum-

The Commissioner,
Municipal Corporation,
Ludhiana.

....Respondents

AC No.1822 of 2020

Present:

- (i) **Appellant- absent.**
(ii) **Ms. Ravneet Kaur, Building Inspector, Zone-D, Municipal Corporation, Ludhiana on behalf of the PIO.**

ORDER:

(Heard through Video Conferencing)

1. The RTI application is dated 20.03.2020 vide which the Appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 09.05.2020 and the second appeal was filed in the Commission on 07.07.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 22.09.2020 by the Commission through Video Conferencing. at D.C. Office, Ludhiana. Today, the appellant Shri Sarabjeet Singh Gill has not come present to attend the hearing. However, an e.mail has been received from him stating that he is unable to attend the hearing today and has also sought exemption from appearance in the hearing. He further states that no information has been provided by the PIO.
3. Ms. Ravneet Kaur, Building Inspector, Zone-D, Municipal Corporation, Ludhiana comes present to attend the hearing on behalf of the PIO. She states that the information has been supplied to the appellant vide letter dated 14.09.2020, despatched to the appellant on 17.09.2020. Copy of the same has also been received in the Commission.
4. The representative of the appellant Shri Amarjit Singh Dhamotia (father of the appellant) is contacted on mobile phone. He states that only partial information has been received by the appellant. The



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AC No.1822/2020

representative of the PIO Ms. Ravneet Kaur is apprised of the version of the representative of appellant for having received only the partial information. Upon this, she states that whatever information was available in the official records, has been supplied to the appellant and no other information is available related to the appeal case in the official records. On perusing the case file, the Bench is of the opinion that adequate information stands supplied to the appellant.

5. The PIO is now directed to file an affidavit, within next seven days, duly signed by the PIO and attested by the Notary Public to the effect that the information as available in the official records in AC No.1822/2020 has been supplied to the appellant. Nothing has been concealed therein. The statement made is correct and authentic. Original copy of the affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

5. In view of the above, no further cause of action is left in the matter. **The appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
22.09.2020**

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

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Shri Sarabjeet Singh Gill,
H.No.60-35-P-376-1, St. No.8,
Maha Singh Nagar,
Post Office Dhandari Kalan,
Ludhiana-141014.

...Appellant

Versus

Public Information Officer

O/o Commissioner,
Municipal Corporation,
Ludhiana.

First Appellate Authority-cum-

The Commissioner,
Municipal Corporation,
Ludhiana.

....Respondents

AC No.1823 of 2020

Present:

- (i) Appellant- absent.
- (ii) Shri Satish Kumar, Assistant Town Planner/PIO, Municipal Corporation, Zone-C, Ludhiana.

ORDER:

(Heard through Video Conferencing)

1. The RTI application is dated 07.03.2020 vide which the Appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 09.05.2020 and the second appeal was filed in the Commission on 07.07.2020 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 22.09.2020 by the Commission through Video Conferencing. at D.C. Office, Ludhiana. The appellant Shri Sarabjeet Singh Gill has not come present to attend the hearing. However, an e.mail has been received from him stating that he is unable to attend the hearing and has also sought exemption from appearance in the hearing.
3. Shri Satish Kumar, Assistant Town Planner/PIO, Municipal Corporation, Zone-C, Ludhiana comes present to attend the hearing on behalf of the PIO. He states that the information has been supplied to the appellant vide letter dated 30.06.2020 by speed post.
4. The representative of the appellant Shri Amarjit Singh Dhamotia (father of the appellant) is contacted on mobile phone, he confirms the receipt of information by the appellant.
5. In view of the above, no further cause of action is left in the matter. **The appeal case is disposed off and closed.** Copies of the order be sent to the concerned parties.

**Chandigarh
22.09.2020**

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

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Shri Trilochan Singh
R/o 848-A, MIG Jamalpur,
Ludhiana-141010.

..... Complainant

Versus

Public Information Officer
O/o Municipal Town Planner,
Municipal Corporation,
Ludhiana.

Remanded Back to:
First Appellate Authority
O/o Commissioner,
Municipal Corporation,
Ludhiana.

....Respondents

CC No.500 of 2020

Present: (i) **Shri Trilochan Singh, Complainant.**
(ii) **Shri Satish Kumar, Assistant Town Planner/APIO, Zone-C, Municipal Corporation, Ludhiana**

ORDER:

(Heard through Video Conferencing)

1. The RTI application is dated 24.06.2020 vide which the complainant has sought information as enumerated in his RTI application. The complaint was filed in the Commission on 03.08.2020 under Section 18 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. Notice of hearing was issued to the parties for 22.09.2020 by the Commission through Video Conferencing facility in the office of D.C. Ludhiana.
3. The case has been heard today through V.C. in DC Office, Ludhiana. Shri Trilochan Singh, complainant comes present to attend the hearing. He states that he has not been provided any information as yet.
4. Shri Satish Kumar, Assistant Town Planner/APIO, Zone-C, Municipal Corporation, Ludhiana attends the hearing. He states that the information, as asked for vide RTI application i.e. copies of the charge sheets issued to the officials concerned, have been supplied. He also hands over to the appellant during the hearing a copy of the written statement filed in the writ petition pending in the Hon'ble High Court.
5. On the asking of the Bench, the complainant states that he has sought information from the PIO O/o Municipal Town Planner of Municipal Corporation, whereas the information has been supplied by Zone-C of Municipal Corporation. On the asking of the Bench, the representative of the PIO states that the information sought actually relates to their Branch and as such, he has been deputed by their Branch to handle the case.



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CC No.500/2020

6. On perusal of case file, the Bench observes that the information asked for by the complainant relates to employees of Municipal Corporation i.e. Assistant Town Planner and Building Inspectors and the same has been provided to the complainant, but the appellant does not seem to be satisfied with the same. It is further ascertained that the complainant has not availed the provision of the Section 19(1) of the RTI Act by filing an appeal with the First Appellate Authority (FAA). As such, the FAA has not been able to address the grievances of the complainant.

7. It must be noted that there is an alternate and efficacious remedy of First Appeal available under Section 19(1) of the RTI Act. It appears that the complainant has failed to avail the same in the instant complaint.

8. In view of the aforesaid, the instant matter is remanded to the First Appellate Authority i.e. Joint Commissioner, Municipal Corporation, Ludhiana. The Commission hereby directs the FAA to treat the copy of the Complaint (enclosed herewith) as the First Appeal and decide the matter in accordance with the provisions of the RTI Act after giving all concerned parties an opportunity to be heard. In case, the complainant is not satisfied with the decision of the First Appellate Authority (FAA), he is at liberty to file second appeal with Punjab State Information Commission in accordance with the provisions of the RTI Act, 2005.

9. In view of the above, **the case is disposed off and closed.** Copy of the order be sent to the parties.

**Chandigarh
22.09.2020**

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

Copy to(By Regd. Post):

First Appellate Authority/Joint Commissioner, Municipal Corporation, Ludhiana.