

**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, Cisco Webex Code:15857-23975

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



Shri Ravinder Kumar,
S/o Shri Mehar Chand,
R/o 8497, Street No.1,
Maha Singh Nagar,
Daba Lohara Road, Ludhiana.

.....Appellant

Versus

Public Information Officer
O/o Police Commissioner,
Ludhiana.

First Appellate Authority
O/o Police Commissioner,
Ludhiana.

...Respondents

AC No.3606 of 2021

Present: (i) **Shri Ravinder Kumar, Appellant in person.**
(ii) **None on behalf of the PIO/Respondent.**

ORDER

1. The RTI application is dated 29.04.2021 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 10.06.2021 and the second appeal was filed in the Commission on 10.08.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice of hearing was issued to the parties for 22.11.2021 in Commission's office at Chandigarh. Accordingly, the case has been heard today. Shri Ravinder Kumar, appellant comes present in person to attend the hearing before the Bench. He states that he has sought the documents in connection with the investigation conducted on FIR No.194/2019 dated 05.02.2019 lodged with PS Div.-03, Ludhiana pursuant to a complaint, which have not been provided to him.

3. Neither the PIO O/o Police Commissioner, Ludhiana has come present nor he has deputed any of his representatives to attend the hearing in person before the Bench nor any information has been supplied to the appellant. This attitude of the PIO is viewed adversely.

4. The PIO is O/o Police Commissioner, Ludhiana is issued show cause notice to explain his absence and as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for failing to appear for the hearing and for not complying with the directions of the Bench. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.



-2-

AC No.3606/2021

5. In addition to the written reply, the PIO is hereby given an opportunity u/s 20(1) proviso thereto for personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply and does not avail himself of the opportunity of personal hearing on the next 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.

6. The Bench observes that the appellant himself states that the PIO's reply dated 15.07.2021 has been received by him on 17.07.2021 after filing of second appeal that the case is still under investigation. PIO is directed to ensure to supply information to the appellant before the next hearing and also to come present before the Bench in person on the next hearing.

7. Since the Bench is not in a position to arrive at a conclusion without hearing the version of the PIO, the matter is adjourned. **To come up for hearing on 24.01.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
22.11.2021**

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

Copy to (By Regd.Post)

**Public Information Officer
O/o Police Commissioner,
Ludhiana.**

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Shri Major Singh Tiwana,
S/o Shri Sadhu Singh
Village & PO Neelon Kalan,
Tehsil Samrala, District Ludhiana.

Versus

.....Appellant

Public Information Officer

O/o Block Development and,
Panchayat Officer (BDPO),
Machhiwara Sahib, District Ludhiana.

Public Information Officer

Junior Engineer,
O/o BDPO Mahhiwara Sahib
District Ludhiana

First Appellate Authority

O/o District Development and,
Panchayat Officer (DDPO),
District Nawanshehar.

...Respondents

AC No.3603 of 2021

Present: (i) **Shri Major Singh Tiwana, Appellant, in person.**
(ii) **Shri Raghbir Singh, Panchayat Secretary, O/o BDOP Machhiwara Sahib, District Ludhiana, on behalf of the PIO/Respondent.**

ORDER

1. The RTI application is dated 13.04.2021 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 12.06.2021 and the second appeal was filed in the Commission on 10.08.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice of hearing was issued to the parties for 22.11.2021 in Commission's office at Chandigarh. Accordingly, the case has been heard today. Shri Major Singh Tiwana, appellant comes present in person to attend the hearing before the Bench. He states that the information sought has not been supplied to him so far.

3. Shri Raghbir Singh, Panchayat Secretary, comes present to attend the hearing on behalf of the PIO before the Bench in person. He states that he has tried to trace out the relevant record and has not been able to trace the same as the record relates to the year 1999. He further states that Point No.1 relates to him and Points No.2 & 3 relate to Shri Sudeep Kumar, Junior Engineer who maintains Measurement Books.

Cont...P-2



-2-

AC No.3603/2021

4. As per version of the representative of PIO, the Junior Engineer, Shri Sudeep Kumar O/o BDPO Machhiwara Sahib is impleaded as Respondent No.2. The Panchayat Secretary, Shri Raghbir Singh and Shri Sudeep Kumar, J.E. are directed to call the appellant to their office and allow him access to the relevant official records and provided him the information on their respective points as sought by the appellant before the next hearing.

5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 24.01.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
22.11.2021**

Copy to (By Regd.Post)

**Public Information Officer,
Shri Sudeep Kumar,
Junior Engineer
O/o BDPO Mahhiwara Sahib
District Ludhiana.**

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

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Shri R.C. Tandon,
146, Urban Estate,
PO Chachoki, Phagwara,
District Kapurthala.

.....Appellant

Versus

Public Information Officer

O/o Jalandhar Development Authority
Jalandhar.

Public Information Officer

Shri Rakesh Kumar, Supdt./APIO,
O/o Estate Officer (Regulatory),
Jalandhar Development Authority,
Jalandhar.

First Appellate Authority-cum-

O/o Estate Officer,
Jalandhar Development Authority
Jalandhar.

....Respondents

AC No.3600 of 2021

Present: (i) **Shri R.C. Tandon, Appellant, in person.**
(ii) **Shri Sanjeev Sharma, SDO, Jalandhar Development Authority,
Jalandhar, PIO/Respondent, in person.**

ORDER

1. The RTI application is dated 21.04.2021 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 21.06.2021 and the second appeal was filed in the Commission on 10.08.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice of hearing was issued to the parties for 22.11.2021 in Commission's office at Chandigarh. Accordingly, the case has been heard today. Shri R.C. Tandon, appellant comes present in person to attend the hearing before the Bench.

3. Shri Sanjeev Sharma, SDO O/o J.D.A. Jalandhar comes present to attend the hearing in person. He states that the RTI application was received on 03.05.2021 and further transferred under Section 5(4) to the Estate Officer(Regulatory), Jalandhar Development Authority on 04.05.2021. Thereafter, 8/9 reminders were sent to APIO O/o EO (Regulatory), J.D.A. Jalandhar and a reply was received on 16.11.2021 which has been provided to the appellant.

Cont...P-2



-2-

AC No.3600/2021

4. On the asking of the Bench, the appellant Shri R.C. Tandon states that he has received information on 20.11.2021 and further states that he is not satisfied with the information as he has sought copy of the document relating to technology used to ascertain non-stability of his RCC framed structure, the Geological Report and the basis on which his building has been reported to be posing danger to the general public. He prays to the Bench to issue directions to the Estate Officer, Regulatory, J.D.A. Jalandhar to provide him the correct and complete information.

5. Post deliberations, the Bench observes that PIO O/o Estate Officer, Jalandhar Development Authority, Jalandhar is to supply requisite information. As such, he is impleaded as Respondent No.2 and the APIO (Shri Rakesh Kumar, Superintendent), O/o Estate Officer, J.D.A. Jalandhar, reported to be the concerned person by the PIO, is directed to supply information to the appellant strictly as per his RTI application before next hearing as also to bring along the entire relevant record and produce the same before the Bench.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 16.02.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
22.11.2021**

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

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Shri Jagtar Singh,
S/o Shri Sampooran Singh,
Village Naraina, PO Bhagrana,
Block Khera, Tehsil Bassi Pathana,
District Fatehgarh Sahib.

.....Appellant

Versus

Public Information Officer

O/o Block Development and,
Panchayat Officer (BDPO),
Block Khera, District Fatehgarh Sahib.

First Appellate Authority

O/o District Development and,
Panchayat Officer (DDPO),
Fatehgarh Sahib.

...Respondents

AC No.3615 of 2021

Present: (i) **Appellant- absent.**
(ii) **None on behalf of the PIO/Respondent.**

ORDER

1. The RTI application is dated 30.04.2021 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 31.05.2021 and the second appeal was filed in the Commission on 11.08.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice of hearing was issued to the parties for 22.11.2021 in Commission's office at Chandigarh. Accordingly, the case has been heard today. Shri Jagtar Singh, appellant has not come present to attend the hearing in person before the Bench.
3. The PIO O/o BDPO Khera, District Fatehgarh Sahib has also not come present nor he has deputed any of his representatives to attend the hearing on behalf of the PIO before the Bench.
4. In the absence of the Appellant and the PIO or his representative, the Bench is unable to proceed further in the matter and as such, the Bench deems it appropriate to adjourn the matter.

Cont...P-2



5. In view of the above, the matter is adjourned. **To come up for hearing on 16.02.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
22.11.2021**

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

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Shri Kamaljeet Singh,
S/o Shri Gurcharan Singh
Village & PO Kalakh,
Tehsil & District Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Chief Engineer,
Operation (Central Zone),PSPCL,
Power-1 Colony, Ludhiana.

First Appellate Authority

O/o Chief Engineer,
Operation (Central Zone),PSPCL,
Power-1 Colony, Ludhiana.

...Respondents

AC No.3583 of 2021

Present: (i) Appellant- absent,
(ii) None on behalf of the PIO/Respondent.

ORDER

1. The RTI application is dated 05.05.2021 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 17.06.2021 and the second appeal was filed in the Commission on 09.08.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice of hearing was issued to the parties for 22.11.2021 in Commission's office at Chandigarh. Accordingly, the case has been heard today. Shri Kamaljeet Singh, appellant has not come present to attend the hearing in person before the Bench.

3. The PIO O/o Chief Engineer, Punjab State Power Corporation Limited (PSPCL), Ludhiana has also not come present nor he has deputed any of his representatives to attend the hearing before the Bench on behalf of the PIO.

4. In the absence of the Appellant and the PIO or his representative, the Bench is unable to proceed further in the matter and as such, the Bench deems it appropriate to adjourn the matter.

Cont...P-2



-2-

AC No.3583/2021

5. In view of the above, the matter is adjourned. **To come up for hearing on 16.02.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
22.11.2021**

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

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Shri Veerpal Singh Loomba,
Village Bahmana, Basti Bahmana,
Tehsil Samana, District Patiala.

Versus

.....Appellant

Public Information Officer
O/o District Development and,
Panchayat Officer (DDPO), Patiala.

First Appellate Authority
O/o Director, Rural Development and
Panchayat, Punjab,
Vikas Bhawan, Sector-62,
S.A.S. Nagar (Mohali).

...Respondents

AC No.3637 of 2021

Present: (i) **Shri Veerpal Singh Loomba, Appellant, in person.**
(ii) **Shri Harvinder Singh Khalsa, Reader (Branch) O/o DDPO Patiala (through cisco webex).**

ORDER

(Heard in person/through cisco webex/on mobile phone)

1. The RTI application is dated 10.05.2021 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 15.06.2021 and the second appeal was filed in the Commission on 12.08.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice of hearing was issued to the parties for 22.11.2021 in Commission's office at Chandigarh. Accordingly, the case has been heard today. Shri Veerpal Singh Loomba, appellant comes present in person to attend the hearing before the Bench. He states that he has sought the action taken report regarding the directions of Hon'ble Punjab & Haryana High Court in a writ petition filed in connection with Punjab Village Common Lands (Regulation) Act, 1961- Amendment Act, 1973 and Rule 20 of The Punjab Village Common Lands Rules, 1964. However, the same has not been provided to him.
3. Shri Harvinder Singh Khalsa, Reader O/o DDPO Patiala comes present to attend the hearing through cisco webex. Though initially, his presence was visible on cisco webex, but later on, his connectivity through cisco webex was disrupted. He is contacted on mobile phone. He does not respond to the phone calls, but later on, he contacts the Bench and states that there was some problem in audio and states that reply has been sent to the appellant that the information asked for by him will have to be obtained by the appellant from Suvidha Centre by depositing certain fees. There is a Government letter to this effect.

Cont...P-2



-2-

AC No.3637/2021

4. In view of the version of the PIO i.e. Reader O/o DDPO, Patiala, is directed to send a copy of the Government letter by e.mail to the Bench. The Bench deems it appropriate to adjourn the matter so as to listen to the versions of the appellant and the PIO simultaneously, to arrive at a conclusion.

5. In view of the above, the matter is adjourned. **To come up for hearing on 16.02.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
22.11.2021**

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

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Shri Mehar Chand,
House No.128, Gali No.3/3,
Green Avenue, Bibi Wala Road,
Bathinda.

....Appellant

Versus

Public Information Officer

O/o Superintendent,
Education Branch-4,
O/o Secretary to Govt. Of Punjab,
Department of School Education,
Sector-9, Chandigarh.

First Appellate Authority

O/o Secretary to Govt. Of Punjab,
Department of School Education,
Sector-9, Chandigarh.

...Respondents

AC No.3635 of 2021

**Present: (i) Shri Madan Lal, on behalf of Shri Mehar Chand, Appellant
(ii) None on behalf of the PIO/Respondent.**

ORDER

1. The RTI application is dated 21.05.2021 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 21.06.2021 and the second appeal was filed in the Commission on 12.08.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice of hearing was issued to the parties for 22.11.2021 in Commission's office at Chandigarh. Accordingly, the case has been heard today. Shri Madan Lal comes present on behalf of the appellant to attend the hearing before the Bench and produces authority letter for the same. He states that the appellant has sought copies of the documents relating to a complaint made by the Principal, GSSS Gobindpura, District Bathinda i.e. statement made by the Principal before the Secretary, School Education etc. which has not been provided.

3. Neither the PIO/Superintendent, Education-4 Branch, O/o Secretary to the Govt. Of Punjab, Department of School Education has come present to attend the hearing in person nor has deputed any of his representative to attend the hearing before the Bench. On the perusal of case file, the Bench observes that

Cont..P-2



PIO vide letter dated 25.10.2021 has informed the Commission regarding non receipt of RTI application of the appellant, which is not a valid excuse as a copy of RTI application is sent by the Commission to the PIO along with the notice by registered post.

4. The PIO is directed to supply information to the appellant before the next hearing and ensure to come present in person before the Bench on the next hearing.

5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 16.02.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

Chandigarh
22.11.2021

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

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Shri Romesh Chander Mahajan(Er.),
Director, Sub Station (Retd.)
PSPCL-32, Sukh Enclave,
New Officers Colony, Patiala.

....Appellant

Versus

Public Information Officer

O/o GMADA,
PUDA Bhawan, Sector-62,
S.A.S. Nagar (Mohali).

First Appellate Authority

O/o GMADA
PUDA Bhawan, Sector-62
S.A.S. Nagar (Mohali).

...Respondents

AC No.3581 of 2021

Present: (i) **Shri Romesh Chander Mahajan, Appellant**
(ii) **None on behalf of the PIO/Respondent.**

ORDER

1. The RTI application is dated 12.03.2021 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 11.06.2021 and the second appeal was filed in the Commission on 09.08.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice of hearing was issued to the parties for 22.11.2021 in Commission's office at Chandigarh. Accordingly, the case has been heard today. Shri Romesh Chander Mahajan, appellant comes present in person to attend the hearing before the Bench. He states that he has sought information from GMADA regarding a Mobile Tower installed by Reliance Jio Company on a 8-storey building of society in Sector-76, Mohali, in which his flat is on the 8th floor, un-authorisdelly without the consent of GMADA and the concerned society.

3. Neither the PIO O/o GMADA has come present nor he has deputed any of his representatives to attend the hearing in person before the Bench. The Bench, on perusal of case file, observes that a letter dated 25.10.2021 has been received from GMADA stating therein that the information as per inspection of documents, has been supplied to the appellant.

Cont..P-2



4. On the asking of the Bench, the appellant states that his brother had gone for inspection of records and he has been supplied partial information only upto 2020 and that complete information in pursuance of his letters dated 16.02.2021 and 03.03.2021 i.e. upto date information has not been supplied to him in spite of his e-mails sent to GMADA. He also states that he had brought to the notice of PIO O/o GMADA the directions dated 12.03.2021 passed by the Hon'ble Punjab and Haryana High Court in this context.

6. The Bench directs the PIO O/o GMADA, Mohali to call the appellant once again and allow him access to the entire relevant record and provide him the information as may be identified by him before the next hearing. The PIO is also directed to come present in person before the Bench on the next hearing.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 16.02.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
22.11.2021**

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