

# **PUNJAB STATE INFORMATION COMMISSION**

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.

Fax 0172-2864110 Phone No-0172-2864120

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**Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.**



**Sh.Rakesh Kumar Gupta**

R/o #8/237, Jagraon Road,  
Mandi Mullanpur,  
Distt.Ludhiana-141101

....Appellant

**Versus**

**Public Information Officer,**

O/o The Executive Officer,  
Municipal Council, Mullanpur Dakha,  
District Ludhiana

**First Appellate Authority,**

O/o The Regional Dy.Director,  
Urban Local Bodies, Ludhiana

...Respondents

## **Appeal Case No. 3445 of 2018**

Present: None is present on behalf of the Appellant.  
None is present on behalf of PIO/Respondent.

### **ORDER**

This case was last heard on 05.03.2019 and the Appellant, Sh. Rakesh Kumar Gupta was present and stated that he has not received the information even though he has inspected the record in the office of Municipal Council, Mullanpur Dakha on being called by the PIO/Respondent to do so on 18.02.2019 and he has identified the information to be supplied. Sh. Amrinder Singh, Executive Officer, PIO/Respondent was asked as to why the information has not been supplied in spite of issuance of show cause notice. The PIO/Respondent prayed for some time to supply the requisite information as he holds the double charge of Executive Officer, M.C. Mullanpur Dakha as well as M.C. Jagraon. The request of the PIO/Respondent was accepted and he was directed to supply the information before 15.03.2019.

After examining the documents placed on record, it is found that the Appellant, Sh. Rakesh Kumar Gupta, has sent a letter dated 22.04.2019, which has been received in the Commission through e-mail, requesting the Commission that the PIO be directed to provide complete information and sought an adjournment in this case. It is taken on record.

After examining the documents placed on record, it is also found that the Respondent has also sent a reply vide letter no. 394 dated 22.04.2019 signed by PIO-cum-Executive Officer, Nagar Council, Mullanpur Dakhan, which has been received in the Commission through e-mail, requesting the Commission to adjourn this case as he is not able to attend today's hearing due to election duties. It is taken on record.

Both the parties to come present on the next date of hearing which is fixed For **18.06.2019 at 11.00 A. M.**

Copies of the orders be sent to the parties.

**Dated: 23<sup>rd</sup> April, 2019**

**(Sanjiv Garg)  
State Information Commissioner  
Punjab**

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**Sh.Rakesh Kumar Gupta**

R/o #8/237, Jagraon Road,  
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Distt.Ludhiana-141101

....Appellant

**Versus**

**Public Information Officer,**

O/o The Executive Officer,  
Municipal Council, Mullanpur Dakha,  
District Ludhiana.

**First Appellate Authority,**

O/o The Regional Dy.Director,  
Urban Local Bodies, Ludhiana

...Respondents

## **Appeal Case No. 3446 of 2018**

Present: None is present on behalf of the Appellant.  
None is present on behalf of PIO/Respondent.

### **ORDER**

This case was last heard on 05.03.2019 and the Appellant, Sh. Rakesh Kumar Gupta was present and stated that he has not received the information even though he has inspected the record in the office of Municipal Council, Mullanpur Dakha on being called by the PIO/Respondent to do so on 18.02.2019 and he has identified the information to be supplied. Sh. Amrinder Singh, Executive Officer, PIO/Respondent was asked as to why the information has not been supplied in spite of issuance of show cause notice. The PIO/Respondent prayed for some time to supply the requisite information as he holds the double charge of Executive Officer, M.C. Mullanpur Dakha as well as M.C. Jagraon. The request of the PIO/Respondent was accepted and he was directed to supply the information before 15.03.2019.

After examining the documents placed on record, it is found that the Appellant, Sh. Rakesh Kumar Gupta, has sent a letter dated 22.04.2019, which has been received in the Commission through e-mail, requesting the Commission that the PIO be directed to provide complete information and sought an adjournment in this case. It is taken on record.

After examining the documents placed on record, it is also found that the Respondent has also sent a reply vide letter no. 394 dated 22.04.2019 signed by PIO-cum-Executive Officer, Nagar Council, Mullanpur Dakhan, which has been received in the Commission through e-mail, requesting the Commission to adjourn this case as he is not able to attend today's hearing due to election duties. It is taken on record.

Both the parties to come present on the next date of hearing which is fixed For **18.06.2019 at 11.00 A. M.**

Copies of the orders be sent to the parties.

**Dated: 23<sup>rd</sup> April, 2019**

**(Sanjiv Garg)  
State Information Commissioner  
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**Sh.Rakesh Kumar Gupta**

R/o #8/237, Jagraon Road,  
Mandi Mullanpur,  
Distt.Ludhiana-141101

....Appellant

**Versus**

**Public Information Officer,**

O/o The Executive Officer,  
Municipal Council, Mullanpur Dakha,  
District Ludhiana.

**First Appellate Authority,**

O/o The Regional Dy.Director,  
Urban Local Bodies, Ludhiana.

...Respondents

## **Appeal Case No. 3447 of 2018**

Present: None is present on behalf of the Appellant.  
None is present on behalf of PIO/Respondent.

### **ORDER**

This case was last heard on 05.03.2019 and the Appellant, Sh. Rakesh Kumar Gupta was present and stated that he has not received the information even though he has inspected the record in the office of Municipal Council, Mullanpur Dakha on being called by the PIO/Respondent to do so on 18.02.2019 and he has identified the information to be supplied. Sh. Amrinder Singh, Executive Officer, PIO/Respondent was asked as to why the information has not been supplied in spite of issuance of show cause notice. The PIO/Respondent prayed for some time to supply the requisite information as he holds the double charge of Executive Officer, M.C. Mullanpur Dakha as well as M.C. Jagraon. The request of the PIO/Respondent was accepted and he was directed to supply the information before 15.03.2019.

After examining the documents placed on record, it is found that the Appellant, Sh. Rakesh Kumar Gupta, has sent a letter dated 22.04.2019, which has been received in the Commission through e-mail, requesting the Commission that the PIO be directed to provide complete information and sought an adjournment in this case. It is taken on record.

After examining the documents placed on record, it is also found that the Respondent has also sent a reply vide letter no. 394 dated 22.04.2019 signed by PIO-cum-Executive Officer, Nagar Council, Mullanpur Dakhan, which has been received in the Commission through e-mail, requesting the Commission to adjourn this case as he is not able to attend today's hearing due to election duties. It is taken on record.

Both the parties to come present on the next date of hearing which is fixed For **18.06.2019 at 11.00 A. M.**

Copies of the orders be sent to the parties.

**Dated: 23<sup>rd</sup> April, 2019**

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**Sh.Rakesh Kumar Gupta**

R/o #8/237, Jagraon Road,  
Mandi Mullanpur,  
Distt.Ludhiana-141101

....Appellant

**Versus**

**Public Information Officer,**

O/o The Executive Officer,  
Municipal Council, Raikot,  
District Ludhiana

**First Appellate Authority,**

O/o The Regional Dy. Director,  
Urban Local Bodies, Ludhiana

...Respondents

## **Appeal Case No. 3449 of 2018**

Present: None is present on behalf of the Appellant.  
Sh. Balbir Singh, Executive Officer-cum-PIO, in person.

## **ORDER**

This case was last heard on 05.03.2019 and PIO was directed to supply the information to the Appellant by registered post and produce postal receipt before the Commission. The Appellant was also advised to point out deficiencies, if any, after the information is received by him and send to the PIO/Respondent.

Sh. Balbir Singh, Executive Officer-cum-PIO, appeared in person in today's hearing and states that in response to the RTI request, the requisite information has already been supplied to the applicant, Sh. Rakesh Kumar Gupta through registered post on 08.04.2019. A copy of postal receipt is taken on record.

After examining the documents placed on record, it is found that the Appellant, Sh. Rakesh Kumar Gupta, has sent a letter dated 23.04.2019, which has been received in the Commission through e-mail, through which, he has pointed out certain deficiencies in the information supplied and sought an adjournment in this case. It is taken on record.

The PIO/Respondent is directed to supply the information to the Appellant by registered post after removing the deficiencies, pointed out by him before the next date of hearing and produce postal receipt before the Commission on the next date.

Both the parties to come present on the next date of hearing which is fixed for **19.06.2019 at 11.00 A. M.**

Copies of the orders be sent to the parties.

**Dated: 23<sup>rd</sup> April, 2019**

**(Sanjiv Garg)**  
**State Information Commissioner**  
**Punjab**

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**Sh.Rakesh Kumar Gupta**

R/o #8/237, Jagraon Road,  
Mandi Mullanpur, Distt.Ludhiana-141101

....Appellant

**Versus**

**Public Information Officer,**

O/o The Executive Officer,  
Municipal Council, Jagraon,  
District Ludhiana

**First Appellate Authority,**

O/o The Regional Dy. Director,  
Urban Local Bodies, Ludhiana

...Respondents

## **Appeal Case No. 3450 of 2018**

Present: None is present on behalf of the Appellant.  
None is present on behalf of PIO/Respondent.

## **ORDER**

This case was last heard on 05.03.2019 and Sh. Rakesh Kumar Gupta, Appellant was present and stated that he has pointed out deficiencies in the information vide his e-mail dated 05.03.2019. Sh. Amrinder Singh, Executive Officer, PIO/Respondent and Smt. Nisha, Accountant, M.C. Jagraon, who were present that day, were directed to supply the requisite information after removing the deficiencies as pointed by the Appellant otherwise strict action will be taken.

After examining the documents placed on record, it is found that the Appellant, Sh. Rakesh Kumar Gupta, has sent a letter dated 23.04.2019, which has been received in the Commission through e-mail, requesting the Commission that the PIO be directed to provide complete information and sought an adjournment in this case. It is taken on record.

After examining the documents placed on record, it is also found that the Respondent has also sent a reply vide letter no. 891 dated 16.04.2019 signed by PIO-cum-Executive Officer, Nagar Council, Jagraon, which has been received in the Commission through e-mail, requesting the Commission to adjourn this case as he is not able to attend today's hearing due to election duties. It is taken on record.

An opportunity is given to the applicant to point out deficiencies in the information supplied to him in writing to the respondent PIO. The PIO/Respondent is directed to supply the information to the Appellant by registered post after removing the deficiencies, which would be pointed out by him, before the next date of hearing and also produce postal receipt before the Commission on the next date.

Both the parties to come present on the next date of hearing which is fixed for **19.06.2019 at 11.00 A. M.**

Copies of the orders be sent to the parties.

**Dated: 23<sup>rd</sup> April, 2019**

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...Appellant

**Versus**

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**O/o** The Executive Officer,  
Municipal Council, Jagraon,  
District Ludhiana

**First Appellate Authority,**

**O/o** The Regional Dy. Director,  
Urban Local Bodies, Ludhiana

...Respondents

### **Appeal Case No. 3451 of 2018**

Present: None is present on behalf of the Appellant.  
None is present on behalf of PIO/Respondent.

### **ORDER**

This case was last heard on 05.03.2019 and Sh. Rakesh Kumar Gupta, Appellant was present and stated that he has pointed out deficiencies in the information vide his e-mail dated 05.03.2019. Sh. Amrinder Singh, Executive Officer, PIO/Respondent and Smt. Nisha, Accountant, M.C. Jagraon were also present on that day. After discussing with both the parties, it was decided that the Appellant will visit office of PIO/Respondent on 15.03.2019 to inspect the record and identify the information. The Executive Officer, Sh. Amrinder Singh assured that Smt. Nisha would be present at the time of inspection by the Appellant. He was directed to supply the requisite information as identified by the appellant and after removing the deficiencies as pointed by him otherwise strict action will be taken.

After examining the documents placed on record, it is found that the Appellant, Sh. Rakesh Kumar Gupta, has sent a letter dated 23.04.2019, which has been received in the Commission through e-mail, requesting the Commission that the PIO be directed to provide complete information and sought an adjournment in this case. It is taken on record.

After examining the documents placed on record, it is also found that the Respondent has also sent a reply vide letter no. 891 dated 16.04.2019 signed by PIO-cum-Executive Officer, Nagar Council, Jagraon, which has been received in the Commission through

e-mail, requesting the Commission to adjourn this case as he is not able to attend today's hearing due to election duties. It is taken on record.



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**Appeal Case No. 3451 of 2018**

-2-

An opportunity is given to the applicant to point out deficiencies in the information supplied to him in writing to the respondent PIO. The PIO/Respondent is directed to supply the information to the Appellant by registered post after removing the deficiencies, which would be pointed out by him, before the next date of hearing and also produce postal receipt before the Commission on the next date.

Both the parties to come present on the next date of hearing which is fixed for **19.06.2019 at 11.00 A. M.**

Copies of the orders be sent to the parties.

**Dated: 23<sup>rd</sup> April, 2019**

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R/o #8/237, Jagraon Road,  
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...Appellant

**Versus**

**Public Information Officer,**

O/o The Executive Officer,  
Municipal Council, Jagraon,  
District Ludhiana

**First Appellate Authority,**

O/o The Regional Dy. Director,  
Urban Local Bodies, Ludhiana

...Respondents

## **Appeal Case No. 3452 of 2018**

Present: None is present on behalf of the Appellant.  
None is present on behalf of PIO/Respondent.

### **ORDER**

This case was last heard on 05.03.2019 and Sh. Rakesh Kumar Gupta, Appellant was present and stated that he has pointed out deficiencies in the information vide his e-mail dated 05.03.2019. Sh. Amrinder Singh, Executive Officer, PIO/Respondent and Smt. Nisha, Accountant, M. C. Jagraon were present on that day. PIO/Respondent handed over the information to the Appellant in the Court with a copy to the Court which is placed in the case-file. On the asking of the Court, the Appellant stated that he needs to check if deficiencies are there. Accordingly, he was advised to go through the information and point out deficiencies, if any. PIO/Respondent is directed to supply the requisite information after removing the deficiencies as pointed by the Appellant.

After examining the documents placed on record, it is found that the Appellant, Sh. Rakesh Kumar Gupta, has sent a letter dated 23.04.2019, which has been received in the Commission through e-mail, requesting the Commission that the PIO be directed to provide complete information and sought an adjournment in this case. It is taken on record.

After examining the documents placed on record, it is also found that the Respondent has also sent a reply vide letter no. 891 dated 16.04.2019 signed by PIO-cum-Executive Officer, Nagar Council, Jagraon, which has been received in the Commission through e-mail, requesting the Commission to adjourn this case as he is not able to attend today's hearing due to election duties. It is taken on record.



As per orders dated 05.03.2019, the Appellant was supposed to point out deficiencies in the information supplied to him, but through his letter dated 23.04.2019, he has only mentioned about his non-availability during the hearing but has not intimated about any discrepancies.

An opportunity is given to the applicant to point out deficiencies, if any, in the information supplied to him and send the same in writing to the respondent PIO through registered post. The PIO/Respondent is directed to supply the information to the Appellant by registered post after removing the deficiencies, which would be pointed out by him, before the next date of hearing and also produce postal receipt before the Commission on the next date.

Both the parties to come present on the next date of hearing which is fixed for **19.06.2019 at 11.00 A. M.**

Copies of the orders be sent to the parties.

**Dated: 23<sup>rd</sup> April, 2019**

**(Sanjiv Garg)  
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**Sh.Rakesh Kumar Gupta**

R/o #8/237, Jagraon Road,  
Mandi Mullanpur,  
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....Appellant

**Versus**

**Public Information Officer,**

O/o The Executive Officer,  
Municipal Council, Mullanpur Dakha,  
District Ludhiana

**First Appellate Authority,**

O/o The Regional Dy.Director,  
Urban Local Bodies, Ludhiana

...Respondents

## **Appeal Case No. 3453 of 2018**

Present: None is present on behalf of the Appellant.  
None is present on behalf of PIO/Respondent.

### **ORDER**

This case was last heard on 05.03.2019 and the Appellant Sh. Rakesh Kumar Gupta was present and stated that he has not received the information even though he has inspected the record in the office of Municipal Council, Mullanpur Dakha on being called by the PIO/Respondent to do so on 18.02.2019 and he has identified the information to be supplied. When Sh. Amrinder Singh, Executive Officer, PIO/Respondent was asked as to why the information has not been supplied in spite of issuance of show cause notice, the PIO/Respondent prayed for some time to supply the requisite information as he holds the double charge of Executive Officer, M.C. Mullanpur Dakha as well as M.C. Jagraon.

After examining the documents placed on record, it is found that the Appellant, Sh. Rakesh Kumar Gupta, has sent a letter dated 22.04.2019, which has been received in the Commission through e-mail, requesting the Commission that the PIO be directed to provide complete information and sought an adjournment in this case. It is taken on record.

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After examining the documents placed on record, it is also found that the Respondent has also sent a reply vide letter no. 394 dated 22.04.2019 signed by PIO-cum-Executive Officer, Nagar Council, Mullanpur Dakhan, which has been received in the Commission through e-mail, requesting the Commission to adjourn this case as he is not able to attend today's hearing due to election duties. It is taken on record.

Both the parties to come present on the next date of hearing which is fixed For **25.06.2019 at 11.00 A. M.**

Copies of the orders be sent to the parties.

**Dated: 23<sup>rd</sup> April, 2019**

**(Sanjiv Garg)  
State Information Commissioner  
Punjab**

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**Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.**



**Sh.Rakesh Kumar Gupta**

R/o #8/237, Jagraon Road,  
Mandi Mullanpur,  
Distt.Ludhiana-141101

....Appellant

**Versus**

**Public Information Officer,**

O/o The Executive Officer,  
Municipal Council, Mullanpur Dakha,  
District Ludhiana

**First Appellate Authority,**

O/o The Regional Dy.Director,  
Urban Local Bodies, Ludhiana

...Respondents

## **Appeal Case No. 3454 of 2018**

Present: None is present on behalf of the Appellant.  
None is present on behalf of PIO/Respondent.

### **ORDER**

This case was last heard on 05.03.2019 and the Appellant Sh. Rakesh Kumar Gupta was present and stated that he has not received the information even though he has inspected the record in the office of Municipal Council, Mullanpur Dakha on being called by the PIO/Respondent to do so on 18.02.2019 and he has identified the information to be supplied. When Sh. Amrinder Singh, Executive Officer, PIO/Respondent was asked as to why the information has not been supplied in spite of issuance of show cause notice, the PIO/Respondent prayed for some time to supply the requisite information as he holds the double charge of Executive Officer, M.C. Mullanpur Dakha as well as M.C. Jagraon.

After examining the documents placed on record, it is found that the Appellant, Sh. Rakesh Kumar Gupta, has sent a letter dated 22.04.2019, which has been received in the Commission through e-mail, requesting the Commission that the PIO be directed to provide complete information and sought an adjournment in this case. It is taken on record.

After examining the documents placed on record, it is also found that the Respondent has also sent a reply vide letter no. 394 dated 22.04.2019 signed by PIO-cum-Executive Officer, Nagar Council, Mullanpur Dakhan, which has been received in the Commission through e-mail, requesting the Commission to adjourn this case as he is not able to attend today's hearing due to election duties. It is taken on record.

Both the parties to come present on the next date of hearing which is fixed For **25.06.2019 at 11.00 A. M.**

Copies of the orders be sent to the parties.

**Dated: 23<sup>rd</sup> April, 2019**

**(Sanjiv Garg)  
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**Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.**



**Sh.Rakesh Kumar Gupta**

R/o #8/237, Jagraon Road,  
Mandi Mullanpur,  
Distt.Ludhiana-141101

....Appellant

**Versus**

**Public Information Officer,**

O/o The Executive Officer,  
Municipal Council, Mullanpur Dakha,  
District Ludhiana

**First Appellate Authority,**

O/o The Regional Dy.Director,  
Urban Local Bodies, Ludhiana

...Respondents

## **Appeal Case No. 3455 of 2018**

Present: None is present on behalf of the Appellant.  
None is present on behalf of PIO/Respondent.

### **ORDER**

This case was last heard on 05.03.2019 and the Appellant Sh. Rakesh Kumar Gupta was present and stated that he has not received the information even though he has inspected the record in the office of Municipal Council, Mullanpur Dakha on being called by the PIO/Respondent to do so on 18.02.2019 and he has identified the information to be supplied. When Sh. Amrinder Singh, Executive Officer, PIO/Respondent was asked as to why the information has not been supplied in spite of issuance of show cause notice, the PIO/Respondent prayed for some time to supply the requisite information as he holds the double charge of Executive Officer, M.C. Mullanpur Dakha as well as M.C. Jagraon.

After examining the documents placed on record, it is found that the Appellant, Sh. Rakesh Kumar Gupta, has sent a letter dated 22.04.2019, which has been received in the Commission through e-mail, requesting the Commission that the PIO be directed to provide complete information and sought an adjournment in this case. It is taken on record.

After examining the documents placed on record, it is also found that the Respondent has also sent a reply vide letter no. 394 dated 22.04.2019 signed by PIO-cum-Executive Officer, Nagar Council, Mullanpur Dakhan, which has been received in the Commission through e-mail, requesting the Commission to adjourn this case as he is not able to attend today's hearing due to election duties. It is taken on record.

Both the parties to come present on the next date of hearing which is fixed For **25.06.2019 at 11.00 A. M.**

Copies of the orders be sent to the parties.

**Dated: 23<sup>rd</sup> April, 2019**

**(Sanjiv Garg)  
State Information Commissioner  
Punjab**

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**Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.**



Shri Makhan Singh, S/o Shri Jang Singh,  
R/o Mashana, Block Sangat,  
Bathinda.

..... Appellant

**Versus**

**Public Information Officer,**  
O/o Senior Medical Officer Incharge  
Community Health Centre, Sangat,  
Distt. Bathinda(Punjab)

**First Appellate Authority,**  
O/o The Civil Surgeon  
Bathinda (Punjab)

.....Respondent.

## **Appeal Case No. 1765 of 2018**

Present: The Appellant, Sh. Makhan Singh, is present.  
Dr. Sarabjit Singh, Senior Medical Officer I/c, CHC, Sangat  
Respondent/PIO, alongwith Sh.Vinod Kumar, Senior Assistant.

### **ORDER**

This case was last heard on 05.03.2019 and the Appellant, Shri Makhan Singh was present today. The PIO/Respondent Dr.. Sarabjit Singh, SMO I/c alongwith Shri Vinod Kumar, Senior Assistant came present and hand over letter dated 28.02.2019 containing the information sought by the Appellant. On the asking of the Court, the appellant goes through the information supplied point wise and expresses his dis-satisfaction over the information supplied. He states that certain documents have not been supplied as desired vide RTI application such as copies of the bills of expenditure and tour diaries of some of the MPHWS (Female) and it contains only summary of budget and expenditure.

Today, Dr. Sarabjit Singh, Senior Medical Officer-cum-PIO I/c, CHC, Sangat, who came present alongwith Sh. Vinod Kumar, Senior Assistant in today's hearing, states that available information has already been supplied to the applicant. He also submits a reply vide letter no. 557 dated 18.04.2019 signed by himself, appended to which is a point-wise reply in an affidavit signed by himself, mentioning that available information has been given to the appellant and no other information apart from the information supplied, is available in the official record. It is taken on record.

The original affidavit is handed over to the Appellant, Sh. Makhan Singh, during the hearing in the Commission today. A copy of the same is taken on record and the Appellant has also acknowledged the same in writing, which is taken on record.

It has also been observed that in the orders dated 05.03.2019 ( at Para No. 05), it has been written inadvertently that “ a penalty of Rs. 5000/- (Rupees Five thousand only) is imposed upon Executive Officer, Municipal Council, Khanna, District Ludhiana “, whereas, in the instant appeal case, the respondent PIO is Senior Medical Officer Incharge Community Health Centre, Sangat, Distt. Bathinda, hence, the remarks mentioned in para no. 06 (through which penalty of Rs. 5000/- was inadvertently announced) **is withdrawn**.

In view of all the above, the **case is disposed of and closed**.

Copies of the orders be sent to the parties.

**Dated: 23<sup>rd</sup> April, 2019**

**(Sanjiv Garg)  
State Information Commissioner  
Punjab**

# **PUNJAB STATE INFORMATION COMMISSION**

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.

Fax 0172-2864110 Phone No-0172-2864120

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**Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.**



**Sh. Jagtar Singh S/o Sh. Jagir Singh,**  
#3385, Sector-47D, Chandigarh

....Applicant

**Versus**

**Public Information Officer,**  
O/o Pepsu Road Transport Corporation,  
HO, Nabha Road, Patiala.

**First Appellate Authority,**  
O/o Pepsu Road Transport Corporation,  
HO, Nabha Road, Patiala.

...Respondents

## **Appeal Case No. 3037 of 2018**

Present: None is present on behalf of the Appellant.  
None is present on behalf of PIO/Respondent.

### **ORDER**

This case was last heard on 05.03.2019 and PIO/Respondent was given last opportunity to supply the information to the Appellant. Last opportunity was also given to the Appellant to confirm whether he has received the information to his satisfaction or not.

Neither the Appellant, Sh. Jagtar Singh nor the respondent is present in today's hearing. The Appellant has also not intimated the Commission that whether he has received the required information from the respondent or not.

Last opportunity is given to the PIO/Respondent to supply the information to the Appellant and produce a document in support of his contention, showing that the required information has been supplied to the Appellant or penal action would be taken against him under provisions of the RTI ACT. Last opportunity is also given to the Appellant to confirm whether he has received the information to his satisfaction or it will be assumed that he has received the information and does not wish to pursue this case further and the case would be decided on merits.

The case is adjourned to next date of hearing which is fixed for  
**26.06.2019 at 11.00 A. M.**

Copies of the orders be sent to the parties.

**Dated: 23<sup>rd</sup> April, 2019**

**(Sanjiv Garg)**  
**State Information Commissioner**  
**Punjab**

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**Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.**



Sh.Jaspal Singh  
S/o Sh.Ramesh Arora  
H.No.319/3, Gurdeep Nagar  
Jagraon, Distt.Ludhiana

...Petitioner

**Versus**

**Public Information Officer**  
**O/o** Executive Officer,  
Municipal Council, Jagraon  
District Ludhiana

**First Appellate Authority**  
O/o Deputy Director  
Urban Local Bodies, Ludhiana

...Respondents

## **Appeal Case No. 3005 of 2018**

Present: The Appellant, Sh. Jaspal Singh is present.  
Ms. Nisha Accountant is present on behalf of PIO/Respondent.

### **ORDER**

This case was last heard on 05.03.2019 and Sh. Amrinder Singh, Executive Officer, Municipal Council, Mullanpur Dakha (who is presently holding double charge of Executive Officer, M.C. Mullanpur Dakha as well as M.C. Jagraon), and Smt. Nisha, Accountant, who came present on that day, stated that the information regarding deposit of EPF of the temporary workers has to be supplied by the concerned Contractors and Smt. Nisha, Accountant also gave reference to letter dated 15.06.2018, sent vide e-mail dated 04.03.2019, written to the concerned Contractors to supply the copies of EPF challans for the period 04 of 2013 to 11 of 2017 vide which the EPF of workers had been deposited, but so far there is no information available in the office as received from the said contractors, to show whether the amount of EPF as asked for RTI application has been deposited or not. She also stated that the Municipal Councils make payments of salary of the workers, but the EPF is to be deducted and deposited by the Contractors. Accordingly, Smt. Nisha, Accountant was directed either to collect the information from the Contractors expeditiously or to give a statement by way of affidavit to the effect that no such information relating to deduction and deposit of EPF of the temporary workers is available with the office of Municipal Council, Jagraon.

The Appellant, Sh. Jaspal Singh, who appeared in today's hearing, orally states that through his RTI request dated 11.06.2018, the information sought for by him is regarding E P.F. of employees for the period from 2014 and he has received information only from the year 2017 onwards.

As Smt. Nisha, Accountant was directed either to collect the information from the Contractors expeditiously or to give a statement by way of affidavit to the effect that no such information relating to deduction and deposit of EPF of the temporary workers is available with the office of Municipal Council, Jagraon and she has neither supplied complete information to the appellant nor given any reply in an affidavit as ordered on 05.03.2019, a notice under Section 20 (2) of the RTI Act is issued as to why disciplinary action be not recommended against her for willful delay in supplying the information to the RTI applicant. under the provisions of the RTI Act, 2005.

Last opportunity is given to the PIO/Respondent to supply the information to the Appellant and produce a document in support of his contention, showing that the required information has been supplied to the Appellant. An opportunity is also given to the Appellant to point out deficiencies in the information, which would be supplied to him, in writing, to the respondent PIO and the respondent PIO is directed to remove the same by the next date of hearing.

The case is adjourned to next date of hearing which is fixed for **26.06.2019 at 11.00 A. M.**

Copies of the orders be sent to the parties.

**Dated: 23<sup>rd</sup> April, 2019**

**(Sanjiv Garg)  
State Information Commissioner  
Punjab**

# **PUNJAB STATE INFORMATION COMMISSION**

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**Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.**



Sh.Jaspal Singh  
S/o Sh.Ramesh Arora  
H.No.319/3, Gurdeep Nagar  
Jagraon, Distt.Ludhiana

...Petitioner

**Versus**

**Public Information Officer**  
**O/o** Executive Officer,  
Municipal Council, Jagraon  
District Ludhiana

**First Appellate Authority**  
O/o Deputy Director  
Urban Local Bodies, Ludhiana

...Respondents

## **Appeal Case No. 3005 of 2018**

Present: The Appellant, Sh. Jaspal Singh is present.  
Ms. Nisha Accountant is present on behalf of PIO/Respondent.

### **ORDER**

This case was last heard on 05.03.2019 and Sh. Amrinder Singh, Executive Officer, Municipal Council, Mullanpur Dakha (who is presently holding double charge of Executive Officer, M.C. Mullanpur Dakha as well as M.C. Jagraon), and Smt. Nisha, Accountant, who came present on that day, stated that the information regarding deposit of EPF of the temporary workers has to be supplied by the concerned Contractors and Smt. Nisha, Accountant also given reference to letter dated 15.06.2018, sent vide e-mail dated 04.03.2019, written to the concerned Contractors to supply the copies of EPF challans for the period 04 of 2013 to 11 of 2017 vide which the EPF of workers had been deposited, but so far there is no information available in the office as received from the said contractors, to show whether the amount of EPF as asked for RTI application has been deposited or not. She also stated that the Municipal Councils makes them payment of salary of the workers, but the EPF is to be deducted and deposited by the Contractors. Accordingly, Smt. Nisha, Accountant was directed either to collect the information from the Contractors expeditiously or to give a statement by way of affidavit to the effect that no such information relating to deduction and deposit of EPF of the temporary workers is available with the office of Municipal Council, Jagraon.



The Appellant, Sh. Jaspal Singh, who appeared in today's hearing, orally states that through his RTI request dated 11.06.2018, the information sought for by him is regarding E P.F. of employees for the period from 2014 and he has received information only from the year 2017 onwards.

As Smt. Nisha, Accountant was directed either to collect the information from the Contractors expeditiously or to give a statement by way of affidavit to the effect that no such information relating to deduction and deposit of EPF of the temporary workers is available with the office of Municipal Council, Jagraon and she has neither supplied complete information to the appellant nor given any reply in an affidavit as ordered on 05.03.2019, a notice under Section 20 (2) of the RTI Act is issued as to why disciplinary action be not recommended against her for willful delay in supplying the information to the RTI applicant. under the provisions of the RTI Act, 2005.

Last opportunity is given to the PIO/Respondent to supply the information to the Appellant and produce a document in support of his contention, showing that the required information has been supplied to the Appellant. An opportunity is also given to the Appellant to point out deficiencies in the information, which would be supplied to him, in writing, to the respondent PIO and the respondent PIO is directed to remove the same by the next date of hearing.

The case is adjourned to next date of hearing which is fixed for **26.06.2019 at 11.00 A. M.**

Copies of the orders be sent to the parties.

**Dated: 23<sup>rd</sup> April, 2019**

**(Sanjiv Garg)  
State Information Commissioner  
Punjab**

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**Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.**



**Sh.Krishan Gopal Singla**

S/o Sh.Brij Lal,  
W.No.16B/190, Sangrur Road,  
Dhuri, District Sangrur.

...Petitioner

**Versus**

**Public Information Officer**

(Regd. Post) O/o The Chief Engineer  
PWD (B&R), Patiala

**First Appellate Authority**

O/o Chief Engineer(HQ)  
PWD (B&R), Patiala

...Respondents

## **Appeal Case No. 3025 of 2018**

Present: Sh. Prem Kumar Rattan, on behalf of the Appellant, is present.  
Sh. Jasbir Singh, Sub Divisional Engineer, is present on behalf of  
PIO/Respondent.

### **ORDER**

This case was last heard on 05.03.2019 and a penalty of Rs. 2500/- (Rupees Two thousand Five Hundred only) was imposed on the concerned PIO/Respondent of office of Chief Engineer, Public Works Department (B&R), Patiala. PIO/Respondent was also directed to appear in person and submit the proof of having deposited the penalty and also to supply the complete information to the Appellant.

Sh. Jasbir Singh, Sub Divisional Engineer, who appeared on behalf of the PIO/Respondent in today's hearing.

Sh. Prem Kumar Rattan, appeared on behalf of the Appellant, Sh.Krishan Gopal Singla in today's hearing, orally states that complete information has not been given to the Appellant.

Last opportunity is given to the PIO/Respondent to supply the information to the Appellant and produce a document in support of his contention, showing that the required information has been supplied to the Appellant. He is also directed to appear in person before the Commission to represent this case, on the next date of hearing.

An opportunity is also given to the Appellant to point out deficiencies in the information, which would be supplied to him, in writing, to the respondent PIO and the respondent PIO is directed to remove the same by the next date of hearing.

After examining the documents placed on record, it emerges that the respondent PIO concerned has not complied with the orders dated 05.03.2019 passed by the Commission, through which penalty of Rs. 2500/- was imposed upon PIO concerned.

Due to evasive attitude of the respondent PIO concerned, a compensation of Rs. 2500/- (Rupees Two Thousand Five Hundred only) is awarded to the applicant, Sh. Krishan Gopal Singla. The compensation shall be paid by public authority concerned by way of crossed cheque/Demand Draft in the name of Krishan Gopal Singla. The crossed cheque/Demand Draft shall be made from the bank account of public authority concerned and not from the individual official.

Last opportunity is also given to the PIO/Respondent to deposit the penalty amount of Rs. 2500/- in the Govt. Treasury under the head "0070-Other Administrative Services-60-Other Services-800-Other Receipts-86-Fees under the Right to Information Act" by the next date of hearing.

The respondent PIO is also directed to produce the supporting documents i. e. a copy of treasury challan and a copy of cheque/Demand Draft in the Commission on the next date of hearing to establish the fact that order of the Commission has been complied with. A copy of this order be sent to him through registered post.

The case is adjourned to next date of hearing which is fixed for  
**25.06.2019 at 11.00 A. M.**

Copies of the orders be sent to the parties.

**Dated: 23<sup>rd</sup> April, 2019**

**(Sanjiv Garg)  
State Information Commissioner  
Punjab**