

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 Meeting Code:15857-23975
Helpline NO.0172-2864100 (10.00 AM to 04.00 PM on working days)

Shri Karamjeet Singh,
S/o Sh. Maghar Singh,
1169, Khanna Nagar,W.No.12,
Road Bye Pass,Lehragaga,
District Sangrur.

..Appellant

Versus

Public Information Officer
O/o Chairman-cum-Managing Director,
PSPCL, Head Office, The Mall, Patiala.

First Appellate Authority,
O/o Chief Engineer, HRD,
PSPCL, The Mall, Patiala

Public Information Officer,
O/o Chief Engineer, HQs
(South Zone),PSPCL, The Mall, Patiala

Public Information Officer,
O/o Chief Engineer, Technical to Director,
Admn., ,PSPCL, The Mall, Patiala.

Public Information Officer
Dy. Chief Accounts Officer (P&F)
PSPCL, Patiala.

.....Respondents

AC No.4066 of 2020

Present:

- (i) Shri Karamjeet Singh, appellant.
- (ii) Shri Sandeep Gupta, Dy.Chief Engineer/PIO, Technical to Director, Admn., PSPCL, Patiala in person before the Bench.
- (iii) Shri Anant Goyal, Law Officer/Nodal Officer, RTI, PSPCL, Patiala in person before the Bench.
- (iii) Ms. Kiran Bala, Deputy Secretary (P&R)/APIO,PSPCL Patiala In person before the Bench.

ORDER

(Head Through Cisco Webex/on Mobile Phone)

1. This order may be read with reference to the order dated 07.06.2021 passed by this Bench on the previous hearing.
2. The case has been heard today through Cisco Webex. The appellant comes present to attend the hearing through Cisco Webex. But due to poor audibility, he is contacted on

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mobile phone. He states that only partial information has been supplied and that he is satisfied with the information on Points No.1 to 6.

3. Shri Sandeep Gupta, Dy. Chief Engineer/PIO, Technical to Director(Admn.), PSPCL, Patiala. He states that regarding RTI application dated 31.01.2020, the appellant was sent reply on 02.03.2020. Thereafter, with regard to the deficiencies pointed out, he was supplied information on 25.05.2021. He was called to office and was shown the relevant record. He further states that out of 10 points, the appellant had shown satisfaction with the information on points 1 to 6. Shri Anant Goyal, Nodal Officer states that in compliance with the orders of Hon'ble Commission, the consolidated information in respect of all the points was supplied to the appellant vide letter dated 10.08.2021.

4. On the asking of the Bench, the appellant states that information supplied is misleading and he is not satisfied with the same.

5. Although the Bench is convinced that the appellant has been supplied adequate information, yet the Bench directs the PIO-cum-Dy.Chief Engineer/Headquarters (South Zone), PSPCL, Patiala, the PIO-cum-Dy.Chief Engineer/Tech. to Director (Admn.), PSPCL, Patiala and PIO, Dy.Chief Accounts Officer (P&F), PSPCL, Patiala to supply complete information in respect of the points relating to them once again. They are further directed to file separate affidavits on non-judicial stamp paper duly signed by the PIO and attested by the Notary Public to the effect that the information as available in AC No.4066/2020 has been supplied to the appellant. It be further stated that nothing has been concealed therein and the statement made is true and correct. The PIOs concerned are directed to bring along the entire relevant record as also the original affidavits and produce the same before the Bench on the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 06.12.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of order be given to the concerned parties.

**Chandigarh
24.08.2021**

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

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Shri Tejinder Singh, Advocate
Civil Court, Tehsil Complex,
Backside Sanjh Kender,
Phillaur, District Jalandhar.

.....Appellant

Versus

Public Information Officer
O/o Greater Ludhiana Area
Development Authority(GLADA)
Ludhiana.

First Appellate Authority-cum-
O/o Addl. Chief Administrator,
Greater Ludhiana Area
Development Authority(GLADA)
Ludhiana..

....Respondents

AC No.1177 of 2021

**Present: (i) Shri Tejinder Singh, Appellant
(ii) None on behalf of the PIO, GLADA, Ludhiana.**

ORDER:

(Heard through Cisco Webex/On Mobile Phone)

1. This order may be read with reference to the order dated 07.06.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through Cisco Webex. Shri Tejinder Singh, appellant attends the hearing through Cisco Webex. He states that he was not called by the PIO to inspect the records as per directions of the Bench. He, however, visited on his own the office of PIO, but not to speak of showing him any record and providing him the information, he was not entertained at all and was made to go one official to another and rather, he has been subjected to harassment.
3. Neither the PIO has come present to attend the hearing nor he has deputed any of his representative to attend the hearing through Cisco Webex. Shri Gulshan Kumar, Estate Officer, GLADA, Ludhiana who attended the previous hearing, is contacted on mobile phone. On enquiring about the absence from the hearing, he states that he has been transferred and now

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AC No.1177/2021

Shri Lavleen, SDO, Public Health is the PIO and informed that he will make him to contact the Bench and attend the hearing. However, no response was received from Shri Lavleen, PIO. This indifferent and lackadaisical attitude on the part of PIO is viewed adversely.

4 The PIO O/o Estate Officer, GLADA, 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 not supplying information to the appellant and 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.

5. In addition to the written reply, PIO O/o Estate Officer, GLADA, Ludhiana is hereby given an opportunity u/s 20(1) proviso thereto for a 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 proceeding against him ex-parte.

6. The PIO is further directed to supply the complete information to the appellant before the next hearing as also to ensure to come present before the Bench on the next hearing.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 06.12.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

Sd/-

**Chandigarh
23.08.2021
Copy to (By Regd.Post)**

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

**Public Information Officer
O/o Estate Officer,
GLADA, Ludhiana.**

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Shri Satvinder Singh,
#2778/7, Sector-61,
Mohali.

.....Appellant

Versus

Public Information Officer
O/o Estate Officer,
Greater Mohali Area
Development Authority(GMADA)
Mohali.

First Appellate Authority-cum-
O/o Estate Officer,
Greater Mohali Area
Development Authority(GMADA)
Mohali.

....Respondents

AC No.1139 of 2021

Present: (i) **Shri Satvinder Singh, Appellant**
(ii) **None on behalf of the PIO.**

ORDER:

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 07.06.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through Cisco Webex. Shri Satvinder Singh, appellant attends the hearing through Cisco Webex. He states that he has not been provided any information by the respondent.
3. Neither the PIO has come present to attend the hearing nor has deputed any of his representatives to attend the hearing. The Bench observes that the PIO has failed to attend the hearing for the second consecutive hearing. Moreover, the information sought by the appellant has also not been provided. Further, no reply to the show cause notice has been filed. The Bench takes serious note of the absence of PIO/Respondent as also of the non-compliance of the directions of the Bench.

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AC No.1139/2021

4. The facts of the case prove beyond any doubt that the PIO/Respondent, O/o Estate Officer, Greater Mohali Area Development Authority, Mohali does not deserve any leniency. Hence, in exercise of the powers conferred by Section 20(1) of the RTI Act, a penalty to the tune of Rs.5,000/- (Rupees Five Thousand only) is imposed upon PIO/Respondent, O/o Estate Officer, Greater Mohali Area Development Authority, Mohali, to be deducted from his salary, which is to be deposited in the State Treasury under the relevant head. The Drawing & Disbursing Officer concerned is directed to deduct the amount of penalty of Rs.5,000/- from the salary of the PIO and deposit the same in State Treasury in the following Head of Account and to report its compliance to the Commission before the next hearing:-

- 0070-Other Administrative Services -60-Other Services-

-0800-Other Receipts- 86-Fee under the RTI Act, 2005.

5. The PIO is also directed to comply with the directions of the Bench given on the previous hearing as also to produce the evidence for having deposited the amount of penalty imposed, before the next hearing. PIO is also directed to come present before the Bench to attend the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 06.12.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
24.08.2021**

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

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O/o Greater Mohali Area
Development Authority(GMADA)
Mohali.**

