



Makhan SinghS/o Sh. Jagir Singh,
Village – Bikka, P. O. – Khan Khana,
Distt. – Shaheed Bhagat Singh Nagar(Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Sr. Supdt. of Police,
Shaheed Bhagat Singh Nagar (Punjab)

First Appellate Authority,
O/o The Inspector General of Police,
Zonal, Ludhiana(Punjab)

...Respondents

Appeal Case No. 2384 of 2021

Present : None on behalf of the appellant.
Sh. Naresh Kumar, Head Constable O/o D. S. P, Banga, for the respondent

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 11.02.2021. First appeal is dated 05.04.2021. Second appeal has been received in the Commission on 18.05.2021.

On the last date of hearing, held on 06.09.2021 ;

- i) Sh. Naresh Kumar, Head Constable of office of Deputy Superintendent of Police, Banga, stated that a point-wise reply was given to the appellant vide letter no. 2039 dated 10.05.2021 and again vide letter no. 3123 dated 26.07.2021.
- ii) The appellant stated that incomplete information was given to him by the respondent PIO, moreover, whatever information was given to him is uncertified.
- iii) The appellant was advised to visit the office of the respondent PIO on 07.09.2021 at 11:00 A. M. and point deficiency/deficiencies in the information supplied to him and collect the remaining information after identifying the same.
- iv) The respondent PIO concerned was directed to facilitate the appellant during his visit and supply the remaining information to the appellant on the spot and also to certify the information, which was already given to him.
- v) An opportunity was given to the appellant to confirm whether he received certified copies of the required information.

Sh. Naresh Kumar, Head Constable of office of Deputy Superintendent of Police, Banga, who appeared in today's hearing , states that a point-wise reply has been given to the appellant vide letter no 4408 dated 27.09.2021. He also intimates the Commission that a reply has also been sent to the Commission vide letter no. 4586 dated 07.10.2021, which has been received in the Commission vide Diary No. 23368 dated 13.10.2021. It, alongwith annexure, is taken on record.

The appellant, Sh. Makhan Singh, could not make himself available to intimate the status of the instant appeal-case during the proceedings of the case.

Contd...2/-

After examining the documents placed in the case-file, it is found that the appellant through a letter dated 22.11.2021, which has been received in the Commission vide Diary No. 26140 dated 22.11.2021, has intimated the Commission that incomplete information has been given to him by the respondent PIO. It is taken on record.

An opportunity is given to the appellant to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned. He is also advised to represent this case in person or through his representative on the next date fixed for hearing through facility of Software/application 'CISCO Webex Meetings'. or the case would be decided on merits.

The respondent PIO concerned is also directed to represent this case in person or through his representative on the next date fixed for hearing through facility of Software/application 'CISCO Webex Meetings' so that facts of this case could be cleared.

The case is adjourned to 7th February, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 24th November, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

P. S. :

The appellant, Sh. Makhan Singh, made himself available, after the hearing of the instant appeal-case was over. He was read out the above order.

The case stands adjourned to 7th February, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.



Mandeep Singh
S/o Sh. Rattan Singh,
Village Devi Nagar,
Teh. & Distt. – DeraBassi,
Distt. – S. A. S. Nagar (Mohali) (Punjab)

V/s

....Appellant

Public Information Officer,
O/o The Director,
Local Government, Punjab,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

First Appellate Authority,
O/o The Director,
Local Government, Punjab,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

...Respondents

Appeal Case No. 4015 of 2020

Present : Sh. Mandeep Singh, the appellant in person.
Sh. Sandeep Kumar, Dealing Hand(Establishment Branch) , on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 22.09.2020. First appeal is dated 24.10.2020. Second appeal has been received in the Commission on 14.12.2020.

On the last date of hearing, held on 08.09.2021;

- i) The appellant stated that he has not received any information. Ms. Sunita Rani, Superintendent-cum-PIO(Establishment Branch), stated that a clear report, after getting clarified, from the office of Executive Officer, Nagar Council, Derabassi, was received on 07.09.2021 and the same would be sent to the appellant, after getting signature of the competent signing authority of the office, and sought an adjournment in this case.
- ii) An opportunity was given to the appellant to visit the office of the respondent PIO to inspect the relevant official record on 13.09.2021 at 02:30 P. M. to collect the required information/reply.
- iii) The respondent PIO concerned was directed to facilitate the appellant during his visit to office and hand over the required information/reply to the appellant.
- iv) An opportunity was given to the appellant to confirm whether he received the information/reply and to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned.

The appellant, Sh. Mandeep Singh, who appeared in person states that he visited the office of the respondent on 13.09.2021 and he was intimated that enquiry is going on and report would be given to him positively but till date document has been received.

Sh. Sandeep Kumar, Dealing Hand(Establishment Branch), who appeared on behalf of the respondent PIO in today's hearing, states that a letter has been sent to office of Executive Officer (Rajesh Kumar), Nagar Council, Kharar vide letter no. 38879 dated 17.09.2021 with the directions to supply the required information.

After examining the case-file, it is found that the RTI request is addressed to Director, Local Government, Punjab, Chandigarh and the information demanded is regarding action taken report on a complaint no. 3810 dated 25.08.2020 filed against Executive Officer (Rajesh Kumar), Nagar Council, Derabassi, which is to be given by office of Director, Local Government, Punjab, Chandigarh, hence, the oral-submission made by Sh. Sandeep Kumar, Dealing Hand(Establishment Branch), is not acceptable. Hence, directions are hereby given to the respondent PIO to file a proper reply under signature of concerned PIO to the query raised by the appellant through RTI request no him with a copy to the Commission by the next date of hearing.

Sh. Rajesh Kumar is presently posted at Nagar Council, Kharar, hence, a copy of this order be sent through registered post to Executive Officer (Rajesh Kumar), Nagar Council, Kharar with the directions to remain present during the proceedings of the instant appeal-case on the next date fixed for hearing to clear the facts of this case.

An opportunity is given to the appellant to confirm whether he has received the information/reply (which would be supplied by respondent PIO) or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned by the next date of hearing.

The case is adjourned to 21st February, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 24th November, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

(Regd. Post) Sh. Rajesh Kumar
The Executive Officer,
Nagar Council,
Kharar (Punjab)

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Jagjit Singh
Aman Nagar, Street – 03,
Back Side Green Land School,
Near Jalandhar Bye Pass,
Ludhiana(Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Director,
Local Government, Punjab,
Municipal Bhawan,
Sector 35 - A, Plot No. 03, Chandigarh
First Appellate Authority,
O/o The Director,
Local Government, Punjab,
Municipal Bhawan,
Sector 35 - A, Plot No. 03, Chandigarh

...Respondents

Appeal Case No. 4055 of 2020

Present : Sh. Jagjit Singh , the appellant in person.
Sh. Rajeev Saggar, Superintendent-cum-APIO of Vigilance Cell, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 14.02.2020. First appeal is dated 25.05.2020. Second appeal has been received in the Commission on 15.12.2020.

On the last date of hearing, held on 08.09.2021 ;

- i) Sh. Navdeep Sharma, Chief Sanitary Inspector (Vigilance Cell), stated that the enquiry is pending in this case, hence, detail of movement of complaint(regarding which information was demanded) and correspondence done in the instant case has been provided to the appellant through vide letter no. 2246 dated 22.06.2021.
- ii) The appellant stated that he received only forwarding letter and no enclosure attached to it.
- iii) An opportunity was given to the appellant to visit the office of the respondent PIO to inspect the relevant official record on 08.09.2021 at 03:00 P. M. to collect the above-mentioned reply.
- iv) The respondent PIO concerned was directed to facilitate the appellant during his visit to office and hand over the required information/reply to the appellant.
- v) An opportunity was given to the appellant to confirm whether he received the information/reply and to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned.

Sh. Rajeev Saggar, Superintendent-cum-APIO of Vigilance Cell, who appeared on behalf of the respondent PIO in today's hearing, states that the appellant did not visit the office of the respondent to inspect the relevant official record on 08.09.2021 as directed vide orders dated 08.09.2021.

The appellant, Sh. Jagjit Singh, who appeared in person in today's hearing, states that he could not visit the office of the respondent and requested to fix another date to inspect the relevant official record.

Nevertheless, the appellant is advised to visit the office of the respondent PIO to inspect the relevant official record on 25.11.2021 at 04:00 P. M. to appellant to inspect the relevant official record and collect the remaining information/reply.

The respondent PIO concerned is directed to facilitate the appellant to inspect the relevant official record during his visit to the office on 25.11.2021 at 04:00 P. M. also directed to supply the required information to the appellant.

The date and time of visit of the appellant and inspection of the relevant official record in the office of the respondent has been announced to the parties during the proceedings of the instant appeal-case.

Both the parties mutually agreed to it during the hearing today.

An opportunity is also given to the appellant to confirm whether he received the information or not, by the next date of hearing.

The case is adjourned to 21st February, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 24th November, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'



Malkiat Singh Mann, Advocate
S/o Sh. Gurbaksh Singh Mann,
Preet Vihar, Dhuri, Distt. – Sangrur (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Tehsildar,
Dhuri, Distt. – Sangrur (Punjab)

First Appellate Authority,
O/o The Sub Divisional Magistrate,
Dhuri, Distt. – Sangrur (Punjab)

...Respondents

Appeal Case No. 4058 of 2020

Present : None on behalf of the appellant.
Ms. Meenu Bala, Senior Assistant, on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.
The RTI request is dated 07.07.2020. First appeal is dated 02.08.2020. Second
appeal has been received in the Commission on 15.12.2020.

On the last date of hearing, held on 08.09.2021 ;

- i) Dr. Zebby Mann, who appeared for the appellant, stated that the appellant has not received any information.
- ii) Ms. Neetu Bala, Senior Assistant, stated that the appellant did not visit the office of the respondent to collect the required information as directed vide orders dated 23.06.2021.
- iii) An opportunity was given to the appellant to visit the office of the respondent PIO to inspect the relevant official record today itself i. e. 08.09.2021 at 02:00 P. M. to identify and collect the required information.
- iv) The respondent PIO concerned was directed to facilitate the appellant or his representative to inspect the relevant official record during his visit to office to identify the required information and also directed to supply the required information to the appellant.
- v) An opportunity was given to the appellant to confirm whether he received the information and to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned.

Ms. Meenu Bala, Senior Assistant, who appeared on behalf of the respondent PIO in today's hearing, states that the requisite information has already been supplied to the appellant.

The appellant, Sh. Malkiat Singh Mann, Advocate is not present in today's hearing.

Nevertheless, an opportunity is given to the appellant to confirm whether he received the information or it would be assumed that the appellant is satisfied with the information supplied to him and the case would be decided on merits.

The case is adjourned to 21st February, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

(Sanjiv Garg)

State Information Commissioner
Punjab

Date : 24th November, 2021

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Rakesh Kumar Gupta, Advocate,
8/237, Jagraon Road,
Mandi Mullanpur,
Distt. – Ludhiana -141101 (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Director,
Local Government, Punjab,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

First Appellate Authority,
O/o The Director,
Local Government, Punjab,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

...Respondents

Appeal Case No. 256 of 2021

Present : Sh. Rakesh Kumar Gupta, Advocate, the appellant in person.
i) Ms. Kamaljit Kaur, Senior Town Planner-cum-PIO, in person ;
ii) Sh. Vijay Kumar, Assistant Town Planner ;
iii) Sh. Rajeev Kumar, Building Inspector, (Town Planning Wing) , on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 15.07.2020. First appeal is dated 09.08.2020. Second appeal has been received in the Commission on 11.01.2021.

On the last date of hearing, held on 08.09.2021;

- i) Sh. Vijay Kumar, Assistant Town Planner, stated that available information was supplied to the appellant and part information at point no. 05, 06 and 07 of the RTI request relates with office of Executive Officer, Nagar Council, Mullanpur Dakhan and a reply was sent to the appellant vide letter no. 2277 dated 01.07.2021.
- ii) The appellant stated that he does not require information at point no. 05, 06 and 07 anymore as it relates with office of Nagar Council, Mullanpur Dakhan.
- iii) An opportunity was given to the appellant to point out deficiencies, if any, in the information already supplied to him by office of Director, Local Government, Punjab, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned.
- iv) The Public Information Officer of office of Executive Officer, Nagar Council, Mullanpur Dakhan, who was impleaded as necessary party in the instant appeal-case, vide orders dated 23.06.2021 was exempted from personal appearance in further hearings of this case.

Ms. Kamaljit Kaur, Senior Town Planner-cum-PIO, who appeared in person with Sh. Vijay Kumar, Assistant Town Planner and Sh. Rajeev Kumar, Building Inspector (Town Planning Wing), states that the requisite information has already been supplied to the appellant.

The appellant, Sh. Rakesh Kumar Gupta, Advocate , who appeared in person / is not present in today's hearing, states that information at point no. 04, 09 and 10 of the RTI request is still pending.

Another opportunity is given to the respondent PIO concerned to send a reply, in writing, in connection with point no. 04, 09 and 10 of the RTI request to the appellant with a copy to the Commission by the next date of hearing.

An opportunity is given to the appellant to confirm whether he has received the reply (which would be supplied by respondent PIO) or not.

The case is adjourned to 21st February, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 24th November, 2021

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

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Rakesh Kumar Gupta, Advocate,
8/237, Jagraon Road,
Mandi Mullanpur,
Distt. – Ludhiana -141101 (Punjab)

....Appellant

V/s

(Regd. Post)

Public Information Officer,
O/o The Director,
Local Government, Punjab,
(Establishment Branch),
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

First Appellate Authority,
O/o The Director,
Local Government, Punjab,
Municipal Bhawan,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

...Respondents

Appeal Case No. 255 of 2021

Present : Sh. Rakesh Kumar Gupta, Advocate, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 23.07.2020. First appeal is dated 09.08.2020. Second appeal has been received in the Commission on 11.01.2021.

On the last date of hearing, held on 08.09.2021 ;

- i) The appellant stated that no information was supplied to him by the respondent PIO.
- ii) Neither the respondent PIO nor any of his representative was present. He had not sent any intimation regarding his non-availability.
- iii) Moreover, the requisite information was not supplied by the respondent PIO to the information seeker even after the directions were given by the Commission vide orders dated 23.06.2021. The Commission took a serious view of this casual approach of the respondent PIO and a show cause notice under Section 20 (1) of the RTI Act was issued to Public Information Officer concerned of Establishment Branch of office of Director, Local Government, Punjab under the provisions of the RTI Act, 2005.
- iv) The respondent PIO concerned was directed to supply the certified copies of the required information to the appellant as per queries raised by him through RTI request, through registered post or e-mail with a copy to the Commission.
- v) An opportunity was given to the appellant to confirm whether he received the information and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

The appellant, Sh. Rakesh Kumar Gupta, Advocate, who appeared in in today's hearing, states that no information has been given to him by the respondent PIO till date.

Neither the respondent PIO nor any of his representative is present in today's hearing.

As the RTI request of the appellant is addressed to office of Director, Local Government Punjab, Chandigarh and on the hearing, held on 23.06.2021, Ms. Sunita Rani, Superintendent-cum-PIO(Establishment Branch), was present and intimated that the information sought by the appellant through RTI request relates with office of Nagar Councils, Municipal Corporations and Improvement Trusts of various Districts and sought an adjournment in this case so that the required information could be supplied to the appellant.

Afterwards, on the hearing, held on 08.09.2021, neither she (Ms. Sunita Rani, Superintendent) was present during the hearing nor sent any document showing that the required information had been given to the appellant.

After examining the documents placed on record, it is found that the respondent PIO through a reply vide letter no. 42855 dated 21.10.2021 signed by Superintendent(Establishment Branch)-cum-PIO, which has been received in the Commission vide Diary No. 24010 dated 25.10.2021, showing that directions were given Superintendent(Establishment Branch)to the Executive Officer, Nagar Council, Mullanpur Dakhan to supply the required information to the appellant. It is taken on record.

As the RTI request is dated 23.07.2020 and directions were given by Superintendent(Establishment Branch) to the Executive Officer, Nagar Council, Mullanpur Dakhan to supply the required information vide letter dated 21.10.2021, which is after eight months of the proceedings of this case, is not acceptable. Moreover, a show-cause notice was issued vide orders dated 08.09.2021 with the directions to the concerned PIO Superintendent-cum-PIO(Establishment Branch) to appear before the Commission personally but he/she did not visit the Commission to attend the hearing. The requisite information has also not been supplied by the respondent PIO to the information seeker even after a period of more than one year, even after the directions were given vide orders dated 23.06.2021 and 08.09.2021, which reflects that he/she is trying to delay in supplying the required information to the information-seeker. The Commission took a serious view of this casual approach of the respondent PIO.

For making delay in supplying the requisite information to the information-seeker under Section 20 (1) of the RTI Act, a penalty of Rs. 5,000/- (Rupees Five Thousand Only) is imposed upon the concerned Public Information Officer, who is Superintendent-cum-PIO(Establishment Branch) office of Director, Local Government Punjab. A copy of this order be sent to him/her through registered post.

Contd...3/-

The amount of penalty will be deposited in the treasury of Punjab Government under the head.....

Major Head .. 0070 -Other Administrative Services
Sub-Major Head .. 60 - Other Services
Minor Head .. 800 - Other Receipts
Sub-Head .. 86 - Fee under the Right to Information Act, 2005
Detailed Head .. 0070 Other Administrative Services
60 Other Services- 800- Other Receipts-
86- Fees under the Right to Information Act, 2005

And a copy of challan receipt be submitted to the Commission by the next date of hearing.

Last opportunity is also given to the respondent PIO concerned to supply the certified copies of the required information to the appellant as per queries raised by him through RTI request, through registered post or e-mail with a copy to the Commission by the next date of hearing

An opportunity is also given to the appellant to confirm whether he has received the information or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

A copy of this order be sent to Director, Local Government, Punjab, Chandigarh to ensure compliance of the above-announced order of the Commission. A copy of this order be sent to him through registered post.

The case is adjourned to 21st February, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 24th November, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

(Regd. Post)

The Director,
Local Government, Punjab,
Municipal Bhawan,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh



Sanjeev Thakur,
Village - Gudha Khurd,
P.O. Madhopur Cantt. - 145024
Tehsil – Pathankot, Distt. - Gurdaspur(Punjab)

...Appellant

V/s.

Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Gurdaspur(Punjab)

First Appellate Authority,
O/o The State Transport Commissioner, Punjab,
Sector-17, Chandigarh

... Respondents

Appeal Case No. 4644 of 2019

Present : None on behalf of the appellant.
Sh. Ravinder Singh, Section Officer, for the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.
The RTI request is dated 09.09.2019. First appeal is dated 15.10.2019. Second appeal has been received in the Commission on 13.12.2019.

On the last date of hearing, held on 08.09.2021 ;

- i) Sh. Ravinder Singh, Section Officer, stated that the requisite information was supplied to the appellant vide letter no. 1401 dated 18.06.2021 and through a letter, the appellant had pointed out deficiencies which were removed vide letter dated 26.08.2021.
- ii) An opportunity was given to the appellant to confirm whether he received complete information or to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned.

Sh. Ravinder Singh, Section Officer, who appeared on behalf of the respondent PIO in today's, states that complete information has already been supplied to the appellant vide letter no. 2343 dated 26.08.2021. He also intimates the Commission that a reply, alongwith a copy of supplied information of eighty pages has also been sent to the Commission vide letter no. 2342 dated 26.08.2021, which has been received in the Commission vide Diary No. 19151 dated 26.08.2021. It, alongwith copy of supplied information, is placed in the case-file.

The appellant, Sh. Sanjeev Thakur, could not make himself available to intimate the status of the instant appeal-case during the proceedings of the case.

Nevertheless, an opportunity is given to the appellant to confirm whether has received complete information from the respondent PIO or not and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned. He is also advised to represent this case in person or through his representative on the next date fixed for hearing through facility of Software/application 'CISCO Webex Meetings' or it would be assumed that the has received the required information and is satisfied with the same and the case would be decided on merits

The case is adjourned to 7th February, 2022 (Tuesday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

(Sanjiv Garg)

State Information Commissioner
Punjab

Date : 24th November, 2021

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Ajay Kumar Sharma S/o Sh. S. R. Sharma,
M/s Kurali Toll Bridge Co. Pvt. Ltd.,
Office No. 72, Sector 41-B,
Butrela, Chandigarh (U.T.)

....Appellant

V/s

Public Information Officer,
O/o The Executive Engineer,
Central Works Division,
P.W.D. (B & R), Punjab,
Sector 76, S. A. S. Nagar (Punjab)

First Appellate Authority,
O/o The Executive Engineer,
Central Works Division,
P.W.D. (B & R), Punjab,
Sector 76, S. A. S. Nagar (Punjab)

...Respondents

Appeal Case No. 3273 of 2020

Present : Sh. Maninder Arora, Advocate, on behalf of the appellant.
Sh. Amanpreet Singh, Junior Engineer, on behalf of the respondent.

ORDER

The RTI request is dated 29.06.2020. First appeal is dated 20.08.2020.

Second appeal has been received in the Commission on 28.10.2020.

On the last date of hearing, held on 27.09.2021 ;

- i) Sh. Maninder Arora, Advocate, stated that incomplete information was given to him at point no. 01 of the RTI request and whatever information is given to him is uncertified. He also stated that no information was given to him at point no. 02 of the RTI request.
- ii) Sh. Amanpreet Singh, Junior Engineer, stated that the required information was given to the appellant only information at point no. 02 is pending as the related case-file is sent to higher authorities for approval and whenever funds would be available, the same information would be given to the appellant.
- iii) The respondent-PIO was directed to supply the copies of the information at point no. 01 after getting it certified and send a reply, in writing, in connection with point no. 02 of the RTI request to the appellant with a copy to the Commission.
- iv) An opportunity was given to the appellant to confirm whether he received the information/reply.

Sh. Amanpreet Singh, Junior Engineer, who appeared on behalf of the respondent PIO in today's hearing, states that a reply has been given to the appellant vide letter no. 2359 dated 30.09.2021 intimating him that the letters are sent to higher authorities for release of 'security money' and copy of letters has been sent to the appellant.

Sh. Maninder Arora, Advocate, who appeared on behalf of the appellant, Sh. Ajay Kumar Sharma in today's hearing, states that complete information has not been given to him at point no. 01 of the RTI request till date no information has been given to him at point no. 02 of the RTI request.

Nevertheless, the appellant or his authorized representative is advised to visit the office of the respondent PIO to inspect the relevant official record on 02.12.2021 at 11:00 A. M. to collect the remaining information.

The respondent PIO concerned is directed to facilitate the appellant or his authorized representative to inspect the relevant official record during his visit to the office on 02.12.2021 at 11:00 A. M. also directed to supply the required information to the appellant.

The date and time of visit of the appellant in the office of the respondent has been announced to the parties during the proceedings of the instant appeal-case.

Both the parties mutually agreed to it during the hearing today.

An opportunity is also given to the appellant to confirm whether he received the information and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned by the next date of hearing.

The case is adjourned to 7th February, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 24th November, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

N. K. Sayal,
"Punjab Sayal Street,
Sirhind,
Distt. – Fatehgarh Sahib - 140406 (Punjab)

V/s

....Appellant

- i) Public Information Officer,
O/o The Director,
Deptt. of Local Government, Punjab,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh
- ii) Public Information Officer,
O/o The Superintendent,
(Establishment Branch)
O/o The Director,
Deptt. of Local Government,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh
(Regd. Post)
- iii) Public Information Officer,
O/o The Chief Vigilance Officer,
O/o The Director,
Deptt. of Local Government, Punjab,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

First Appellate Authority,
O/o The Director,
Deptt. of Local Government, Punjab,
Municipal Bhawan, Sector 35 - A,
Plot No. 03, Chandigarh

...Respondents

Appeal Case No. 2824 of 2021

Present : Sh. N. K. Sayal , the appellant in person.
Sh. Rajeev Saggar, Superintendent-cum-APIO,(Vigilance Cell), on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 05.12.2020. First appeal is dated 05.03.2021. Second appeal has been received in the Commission on 17.06.2021.

On the last date of hearing, held on 27.09.2021 ;

- i) Sh. Navdeep Sharma, Chief Sanitary Inspector (Vigilance Cell), stated that the information sought through RTI request relates with office of Superintendent, Establishment Branch of Local Government, Punjab and the RTI request of the appellant was forwarded to that office vide letter no. 3310 dated 02.09.2021.
- ii) As the information demanded by the appellant through RTI request, relates with Establishment Branch of Local Government, Punjab, hence, Public Information Officer-cum-Superintendent, Establishment Branch of Local Government, Punjab was impleaded as necessary party in this case.

Contd...2/-

- iii) A copy of the order was sent to concerned PIO alongwith RTI request through registered post with the directions to supply the certified copies of the required information to the appellant as per queries raised by him through RTI request with a copy to the Commission and also to represent this case in person on the next date of hearing fixed through facility of Software/application 'CISCO Webex Meetings' to clear the facts of this case.

The appellant, Sh. N. K. Sayal, who appeared in person states that no information has been given to him by the respondent PIO till date.

Sh. Rajeev Saggar, Superintendent-cum –PIO,(Vigilance Cell),, who appeared on behalf of the respondent PIO in today's hearing, states that the information sought through RTI request relates with office of Superintendent, Establishment Branch of Local Government, Punjab and the RTI request of the appellant was forwarded to that office vide letter no. 3310 dated 02.09.2021.

After examining the case-file, it is found that Public Information Officer-cum-Superintendent, Establishment Branch of Local Government, Punjab was impleaded as necessary party in this case with the directions to supply the certified copies of the required information to the appellant as per queries raised by him through RTI request with a copy to the Commission.

Neither the respondent PIO office of Superintendent, Establishment Branch of Local Government, Punjab nor any of his representative is present in today's hearing. He/She has also not sent any intimation regarding his/her non-availability. Moreover, the requisite information has not been supplied by the respondent PIO to the information seeker even after the directions were given by the Commission vide orders dated 08.09.2021. The Commission took a serious view of this casual approach of the respondent PIO.

In view of the above, a show cause notice under Section 20 (1) of the RTI Act is issued to Public Information Officer concerned of office of Superintendent, Establishment Branch of Local Government, Punjab, as to why penalty be not imposed upon him/her for willful delay/denial in supplying the information to the RTI applicant under the provisions of the RTI Act, 2005.

He/She may note that in case he/she does not file his/her submission and does not avail himself/herself of the opportunity of personal hearing on the next date fixed through facility of Software/application 'CISCO Webex Meetings', it will be presumed that he/she has nothing to say and the Commission shall proceed to take further proceedings against him/her ex-parte and disciplinary action would be recommended against him/her under Section 20 (2) of the RTI Act, 2005. A copy of this order be sent to him/her through registered post.

Last opportunity is also given to the respondent PIO concerned to supply the certified copies of the required information to the appellant as per queries raised by him through RTI request, through registered post or e-mail with a copy to the Commission by the next date of hearing

An opportunity is also given to the appellant to confirm whether he has received the information or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned.

Sh. Rajeev Sagar, Superintendent-cum-APIO(Vigilance Cell), is directed to remain present during the proceedings of the instant appeal-case on the next date fixed for hearing so that facts of this case could be cleared.

A copy of this order be sent to Director, Local Government, Punjab, Chandigarh to ensure compliance of the above-announced order of the Commission. A copy of this order be sent to him through registered post.

The case is adjourned to 21st February, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 24th November, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

(Regd. Post) The Director,
 Deptt. of Local Government,
 Municipal Bhawan, Sector 35 - A,
 Plot No. 03, Chandigarh

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'



Jaspal Singh
S/o Sh. Avtar Singh,
H. No. 1205, Gali No. 08,
Hussainpura(East),
Amritsar (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Superintending Engineer,
Punjab Water Supply
And Sewerage Board,
HYDE Market , Near Dr. Waryam Singh Hospital,
Amritsar (Punjab)

First Appellate Authority,
O/o The Superintending Engineer,
Punjab Water Supply
And Sewerage Board,
HYDE Market , Near Dr. Waryam Singh Hospital,
Amritsar (Punjab)

...Respondents

Appeal Case No. 3704 of 2021

Present : Sh. Amritpal Singh on behalf of the appellant.
i) Sh. S. K. Ranga, Superintending Engineer, in person ;
ii) Sh. Pardeep Jain, S. D. O., on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 19.05.2021. First appeal is dated 18.06.2021. Second appeal has been received in the Commission on 17.08.2021.

Sh. Amritpal Singh, who appeared on behalf of the appellant, Sh. Jaspal Singh in today's hearing, states that no information has been given to the appellant by the respondent PIO till date.

Sh. S. K. Ranga, Superintending Engineer, who appeared in person, in today's hearing, states that the information demanded through RTI request is more than twenty years old and seeks an adjournment in this case so that the information could be supplied to the appellant.

The request is granted.

Another opportunity is given to the respondent-PIO concerned to supply the certified copies of the required information to the appellant, as per queries raised by him through his RTI request, through registered post before the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information (which would be supplied by respondent PIO) or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned by the next date of hearing.

The case is adjourned to 7th February, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

(Sanjiv Garg)

State Information Commissioner
Punjab

Date : 24th November, 2021

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'

Prem Kumar Rattan,
H. No. 78/8,
Park Road, Navi Mandi,
Dhuri, Distt. – Sangrur (Punjab)

....Appellant

V/s

(Regd. Post) Public Information Officer,
O/o The Executive Officer,
Nagar Council,
Dhuri, Distt. – Sangrur (Punjab)

Encl: RTI Request

(Regd. Post) First Appellate Authority,
O/o The Additional Deputy Commissioner
(Urban Development),
Patiala (Punjab)

...Respondents

Appeal Case No. 3892 of 2021

Present : Sh. Prem Kumar Rattan, the appellant in person.
None on behalf of the respondent.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 16.06.2021. First appeal is dated 15.07.2021. Second appeal has been received in the Commission on 31.08.2021.

The appellant, Sh. Prem Kumar Rattan, who appeared in today's hearing, states that no information has been given to him by the respondent PIO till date.

Neither the respondent PIO nor any of his representative is present in today's hearing. He has also not sent any intimation regarding his non-availability. Moreover, the requisite information has not been supplied by the respondent PIO to the information seeker even after a period of four months. The Commission took a serious view of this casual approach of the respondent PIO.

In view of the above, a show cause notice under Section 20 (1) of the RTI Act is issued to Public Information Officer concerned of office of Executive Officer, Nagar Council, Dhuri as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant under the provisions of the RTI Act, 2005.

He may note that in case he does not file his submission and does not avail himself of the opportunity of personal hearing on the next date fixed through facility of Software/application 'CISCO Webex Meetings', it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex-parte. A copy of this order be sent to him through registered post.

Last opportunity is given to the respondent PIO concerned to supply the certified copies of the required information to the appellant as per queries raised by him through RTI request, through registered post or e-mail with a copy to the Commission by the next date of hearing

Contd...2/-

An opportunity is also given to the appellant to confirm whether he has received the information or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned. He is also advised to represent his case in person or through his representative on the next date of hearing.

As First Appellate Authority in the instant appeal-case is Regional Deputy Director, Urban Local Bodies, Pb., Patiala and six posts of Deputy Director, Urban Local Bodies in State of Punjab has been abolished and in every District, Additional Deputy Commissioner (Urban Development) are appointed, accordingly, a copy of this order be sent through registered post in the name of First Appellate Authority office of Additional Deputy Commissioner (Urban Development), Patiala instead of Regional Deputy Director, Local Bodies, Patiala for further hearing/hearings of this case.

The case is adjourned to 21st February, 2022 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.

Copies of the orders be sent to the parties.

Date : 24th November, 2021

(Sanjiv Garg)
State Information Commissioner
Punjab

Encl:RTI Request

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '1589136034'