

# 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.**



## Shri Rohit Sabharwal

S/o Sh. Vijay Sabharwal  
Kundan Bhawan,  
126, Model Gram, Ludhiana.

...Appellant

Versus

## Public Information Officer

O/o Municipal Corporation,  
Zone-A, Ludhiana.

## First Appellate Authority

O/o Municipal Corporation  
Ludhiana.

...Respondents

### Appeal Case No.2344 of 2018

Present: Appellant Sh.Rohit Sabharwal is absent.  
Sh.Manoj Kumar, Supdt. Zone A, Municipal Corporation, Ludhiana  
Sh.Charanjit Singh, Supdt. Zone-D, Municipal Corpn. Ludhiana  
PIO/Respondents for their respective Zones

### ORDER:

The case was last heard on 07.01.2019. Shri Rohit Sabharwal, Appellant was absent, but an e-mail dated 03.01.2019 had been received from Ms. Sukhjinder Kaur, Advocate to exempt the personal presence of the Appellant and had informed that no information had been received.

On behalf of PIO/Respondent, Sh.Manoj Kumar and Sh.Charanjit Singh, Superintendents of Zone A and D respectively had come present. On enquiry about point wise clarification on RTI Application of the appellant, reference was made to the Affidavit submitted as reply to Show Cause Notice by Sh.Manoj Kumar, Sudpt. Zone-A, received vide Diary No.24977 dated 13.12.2018 vide which the necessary clarification had been given in regard to information sought by the appellant. It was also stated by them before the Court that the file from which the requisite information was to be derived was under movement and was not traceable.

It was stated by Sh.Charanjit Singh, Supdt. Zone-D that the file in question was sent to Addl. Commissioner (R ) office vide Dy.No.346 dated 07.01.2016 but had not been received back by him. Thereafter, the Addl. Commissioner (S) vide order dated 16.05.2018 directed that his staff be apprised of the file. Then he wrote to Receipt and Despatch Clerks of Addl. Commissioner (R) and Addl. Commissioner(S) to know about the movement of file vide letter dated 06.07.2018. Upon this, Receipt and Despatch Clerk gave reply dated 10.07.2018 which was also enclosed with the affidavit.

It was further stated that a circular had been issued by PIO-cum-Superintendent Establishment, Municipal Corporation on dated 10.07.2018 to all the Departments/Branches of Municipal Corporation to inform about the file if it had been traced out by any of them. However, the file was untraceable.



**Appeal Case No.2344 of 2018**

After discussing with both the Superintendents who had come present on behalf of Municipal Corporation and going through the file, it was decided that the Diary Despatch Clerk Shri Nirmal Singh, whose reply dated 10.07.2018 was available in the file, be called alongwith the Movement Register of files, to appear before the Commission on the next date of hearing to clarify in regard to the movement of file as the record relating to movement of files was maintained by him and the case was adjourned to 25.02.2019.

Today, both the PIO/Respondent on behalf of Zone A and B of Municipal Corporation Sh.Charanjit Singh and Sh.Manoj Kuamr have come present alongwith Sh.Nirmal Singh, Despatch Clerk. Today also, both the PIOs reiterated their earlier version of having issued circular to all the Branches to trace out the relevant file but is still not traceable. This cannot absolve them of the responsibility of misplacing the official record. It is observed that they are trying to withhold the information deliberately or it is their negligence. The Additional Commissioner Shri Sanyam Aggarwal who is at present posted in place of Sh.Rishi Pal, Addl. Commissioner ( R) will come present on the next date of hearing so that this issue could be sorted out.

The Appellant is also advised to come present in person on the next date of hearing.

The next date of hearing is fixed for **15.04.2019 at 11.00 AM.**

Copies of the orders be sent to the parties concerned.

**Dated: 25.02.2019**

Sd/-  
**(Sanjiv Garg)**  
**State Information Commission**  
**Punjab**

**CC to:**  
**(Regd. Post) Sh. Sanyam Aggarwal,**  
**Additional Commissioner**  
**Municipal Corporation,**  
**Ludhiana.**

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



**Shri Achhru Bansal**, Advocate,  
State Bank Street Samana,  
Distt Patiala.-147101

.....Appellant

V/s.

**Public Information Officer**,  
O/o Director, Food, Civil Supplies &  
Consumer Affairs, Punjab,  
Chandigarh.

**First Appellate Authority**,  
O/o Director, Food Civil Supplies and  
Consumer Affairs, Pb., Chandigarh.

..... Respondents

## **Appeal Case No. 1289 of 2018**

**Present:** The Appellant, Sh. Achhru Bansal is present .  
Dr. Anjuman Bhaskar, Assistant Director, O/o Director, Food,  
Civil Supplies & Consumer Affairs, Respondent/PIO.

## **ORDER**

This case was last heard on 07.01.2019, when the appellant Sh.Achhru Bansal was present. On behalf of PIO/Respondent Sh.Amit Kumar, Inspector O/o Director, Food, Civil Supplies & Consumer Affairs, Punjab had come present. Shri Achhru Bansal had stated that he had pointed out deficiencies vide his letter dated 02.01.2019. Copy of same was available in file.

While discussing with the parties, it was found that the appellant was satisfied with the reply to Points No.2, 3, 6 & 7. Regarding other points, the Appellant was not satisfied. Accordingly, as pointed out by the appellant, the PIO/Respondent was directed to supply information on Point No.1 and give clarification regarding LIFO principle as mentioned at Point 4. He was further directed to supply information on Point No.5. Regarding Point No.8 to 11, PIO was directed to collect information from the contractor M/s Datar Security Services Group and then supply the same to the Appellant as neither it was appropriate to ask the said party to supply the information to the Appellant directly nor the said party was supposed to supply the same directly as the agreement had been entered into between the Department and the said party.

...1/2



**Appeal Case No. 1289 of 2018**

Last opportunity was given to the PIO/ Appellant to supply the complete information to the Appellant, otherwise penalty will be imposed.

Today, Dr. Anjuman Bhaskar, Assistant Director, comes present and clarifies regarding LIFO at Point No.4 and states that this term means 'LAST IN FIRST OUT'. She hands over information regarding Points No.8 to 10 as collected from the agency M/s Datar Security Services Group. Regarding point No.5, she assures to give attested copy to the appellant and regarding Point No.11, she also assures to supply information to the Appellant today itself. The appellant also gives in writing showing his satisfaction to the information received.

In view of the assurance of the PIO as well as the letter given by the Appellant regarding receipt of information, **the appeal is disposed of and the case is closed.**

Copies of the order be sent to both the parties.

**Dated:25.02.2019**

**Sd/-  
(Sanjiv Garg)  
State Information Commission  
Punjab**

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



**Shri Amandeep Singh**

J-538/64, Bhai Randhir Singh Nagar,

Ludhiana(M-9463241538

.....Appellant

**Versus**

**Public Information Officer,**

O/o Secretary, DTO-cum-Regional

Transport Authority, Ludhiana

**First Appellate Authority**

O/o State Transport Commissioner, Punjab

SCO No.177-78, Sector-17C,

Chandigarh.

.....Respondent.

**Appeal Case No.2520 of 2018**

**Present:**

The Appellant Shri Amandeep Singh is present.

Sh.Amardeep Singh, Clerk, O/o Secretary, RTA Ludhiana, is present

on behalf of Respondent/PIO.

## **ORDER**

The case was last heard on 01.01.2019. The Appellant Sh.Amandeep Singh was present. Shri Gurmeet Singh, Senior Assistant, O/o Secretary, RTA Ludhiana was also present.

On the last date, Sh.Gurmeet Singh, Sr. Asstt. had come present and handed over letter dated 24.12.2018 to the Appellant and a copy to the Commission. The Appellant had pointed out that whereas the office order dated 30.12.2013 attached with letter dated 24.12.2018 mentioned Mrs. Kiranjit Kaur, Junior Assistant, dealing with passing of old vehicles, it did not make mention of other officials including Gurmeet Singh who was dealing with registration of new vehicles.

After discussion with the parties, the Appellant was advised to visit the office of PIO/Respondent **on 08.01.2019 at 3.00 PM.** Sh. Gurmeet Singh, present on behalf of PIO, was directed to ensure that revised information regarding Point No.8 is given after removing the objection raised by the Appellant.

The Appellant as well as the PIO/Respondent were also directed to appear in person or through authorized representative on the next date of hearing.

**Appeal Case No.2520 of 2018**



Today, Shri Amardeep Singh, Clerk comes present on behalf of PIO/Respondent and hands over letter No.4864 dated 08.02.2019 enclosing therewith letter dated 07.01.2019 vide which the information has been supplied to the Appellant. A copy is also submitted to the Court which is taken on record.

During the course of proceedings, it was observed that the Appellant is reluctant to sit on the chair in spite of asking by the staff repeatedly and kept on standing with mobile in his upper pocket. On careful watching by the staff, it is revealed that he has kept his mobile camera on functioning mode and has been caught red handed making video-graphy of the court proceedings. Though the recording, whatsoever it was, has been got deleted. But it is in violation of the court ethics. The appellant shows disrespect to the Court which is not tolerable in any way. Though the Court has acted in a fair and transparent manner to help the Appellant to get information as sought by him, why the appellant has indulged in such activity is highly objectionable.

In view of the above, the Court decides not to go ahead with further proceedings of the case. **The appeal is disposed of as it is and the case is closed.**

Copies of the order be sent to both the parties.

**Dated:25.02.2019**

**Sd/-  
(Sanjiv Garg)  
State Information Commission  
Punjab**

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



**Sh. Ashok Kumar Sharma,**  
H. No 2356/1, Mohalla Lal Bagh,  
Patiala. M : 9888000319

....Applicant

**Vs.**

**Public Information Officer,**  
O/o Deputy Controller Finance &  
Accounts, PRTC, Nabha Road, Patiala.

**First Appellate Authority,**  
O/o Chief Accounts Officer, Head  
Office, PRTC, Nabha Road, Patiala.

...Respondents

## **Appeal Case No. 1993 of 2018**

**Present:** The Appellant Sh. Ashok Kumar Sharma is present.  
Sh. Gian Chand, Sr. Asstt. and Smt. Rajesh Sharma, Supdt. are  
present on behalf of the Respondent/PIO.

## **ORDER**

The case was last heard on 07.01.2019. The Appellant Sh. Ashok Kumar Sharma was absent and nobody was present on behalf of PIO/Respondent.

The PIO/Respondent was directed to supply the information to the Appellant, as directed in the previous hearing, before the next date and must come present in person or through authorized representative on the next date of hearing.

Today, the Appellant Sh. Ashok Kumar Sharma comes present. On behalf of PIO/Respondent, Shri Gian Chand, Senior Assistant and Smt. Rajesh Sharma, Supdt. come present and state that the information has been supplied to the Appellant and submit a copy of letter Endst.No.1308/PIO dated 22.02.2019 to the Court which is taken on record.

On the asking of the Court, the Appellant expresses his satisfaction to the information supplied and also gives in writing to this effect.

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

Copies of the orders be sent to both the parties.

**Dated: 25.02.2019**

Sd/-  
**(Sanjiv Garg)**  
**State Information Commission**  
**Punjab**

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



**Sh. Ashok Kumar Sharma,**  
H. No 2356/1, Mohalla Lal Bagh,  
Patiala. M : 9888000319

....Applicant

**Vs.**

**Public Information Officer,**  
O/o The General Manager,  
PRTC, Patiala Depot, Patiala.

**First Appellate Authority,**  
O/o Chief Accounts Officer,  
HO, PRTC, Nabha Road, Patiala.

...Respondents

## **Appeal Case No. 1992 of 2018**

**Present:** The Appellant Sh. Ashok Kumar Sharma is present.  
Sh. Gian Chand, Sr. Asstt. and Smt. Rajesh Sharma, Supdt. are  
present on behalf of the Respondent/PIO.

## **ORDER**

The case was last heard on 07.01.2019. The Appellant Sh. Ashok Kumar Sharma was absent and nobody was present on behalf of PIO/Respondent.

The PIO/Respondent was directed to supply the information to the Appellant, as directed in the previous hearing, before the next date and must come present in person or through authorized representative on the next date of hearing. The Appellant was also advised to come present on the next date of hearing.

Today, Shri Ashok Kumar Sharma, Appellant is present. On behalf of PIO/Respondent, Shri Gian Chand, Senior Assistant and Smt. Rajesh Sharma, Supdt. come present. They hand over the information to the Appellant in the court. On the asking of the Court, the Appellant points out that the same should be attested by the competent authority. The representatives of the PIO/Respondent promise to get it done today itself.

The Appellant is advised to point out deficiencies, if any, in the information supplied and send the same to the PIO/Respondent.

The case is adjourned to **15.04.2019 at 11.00 AM.**

Both the parties to come present on the next date of hearing.

Copies of the order be sent to both the parties.

**Dated: 25.02.2019**

**Sd/-**  
**(Sanjiv Garg)**  
**State Information Commission**  
**Punjab**



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



**Sh. Hardeep Singh**

**S/o Sh.Wassan Singh**

H.No 35, Khatik Mandi, Ward No.1  
Ferozepur Cantt.-(M: 98721-23801)

....Appellant

**Vs.**

**Public Information Officer,**

O/o Executive Engineer,  
Central Works Division,  
PWD (B&R), Ferozepur

**First Appellate Authority,**

O/o Superintending Engineer  
Central Works Circle, PWD(B&R)  
Ferozepur.

...Respondents

## **Appeal Case No. 3433 of 2018**

**Present:** Shri Hardeep Singh Appellant is present.  
Shri Naresh Kumar, Sub Divisional Clerk is present  
on behalf of Respondents/PIO.

## **ORDER:**

The case was last heard on 02.01.2019. The Appellant Shri Hardeep Singh was absent. Shri Naresh Kumar, Sub Divisional Clerk was present on behalf of the PIO/ Respondent. He had stated that the Appellant had been asked three times in July, 2018 to inspect the record in the Divisional Office and as per his demand, the entire record in the Divisional Office had been shown to him and no copy of NOC had been found available in the record. He had also produced a copy of the letter dated 01.01.2019 addressed to the Appellant and copy endorsed to the Commission. The same had also been taken on record.

PIO/Respondent was directed to send a copy of this reply to the Appellant by registered post and produce copy of postal receipt on the next date of hearing.

Appellant was given last opportunity to come present on the next date of hearing to state whether he is satisfied with the information.

Today, the Appellant Sh. Hardeep Singh comes present. Nobody is present on behalf of the PIO/Respondent.

**Appeal Case No. 3433 of 2018**



In view of his absence in today's hearing, PIO/Respondent, O/o The Executive Engineer, Central Works Division, PWD (B&R), Ferozpur will Show Cause under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI Appellant and as to why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.

In addition, the PIO was also given an opportunity under Section 20(1) provision thereto, for a personal hearing with the sought for information, before the imposition of such penalty on the next date of hearing.

PIO/Respondent is directed to give in writing in the form of an affidavit if the requisite NOC is not available in their record.

The case is adjourned to **15.04.2019 at 11.00 A.M.**

Both the parties to come present on next date of hearing.

Copies of the order be sent to the parties.

Sd/-  
**(Sanjiv Garg)**  
**State Information Commission**  
**Punjab**

**Dated:25.02.2019**

**Show Cause Notice**

**Regd. Post**      **Public Information Officer (By Name)**  
O/o The Executive Engineer,  
Central Works Division, PWD (B&R)  
Ferozpur.

Encl: RTI Application

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



**Sh. Mohammad Khalil**

S/o Sh.Russamdeen

Vill. Dalelgarh, PO Himtana

Tehsil Malerkotla, Distt.Sangrur

(M: 94174-57130)

...Appellant

**Vs.**

**Public Information Officer,**

O/o General Manager,

Pepsu Road Transport Corpn.,

Patiala.

**First Appellate Authority,**

O/o Managing Director,

Pepsu Road Transport Corpn.,

Patiala.

...Respondents

## **Appeal Case No. 3437 of 2018**

**Present:**

Shri Mohammad Khalil, Appellant is absent .

No one is present on behalf of Respondents/PIO.

## **ORDER:**

The case was last heard on 02.01.2019. Sh. Jagtar Singh was present on behalf of the Appellant and had produced authority letter. Sh. Jagtar Singh had stated that no information had been supplied to the appellant.

Nobody was present on behalf of the PIO/Respondent nor any intimation had been received. The Commission took serious view of the casual attitude towards directions of the Commission to the PIO/Respondent and show cause notice had been issued to the PIO O/o, The General Manager, Pepsu Road Transport Corporation, Patiala under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI Appellant and as to why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.

In addition, the PIO/Respondent was also given an opportunity under Section 20(1) provision thereto, for a personal hearing with the sought for information before the imposition of such penalty on the next date of hearing.



**Appeal Case No. 3437 of 2018**

Today, on behalf of PIO/Respondent, Shri Gian Chand, Senior Assistant and Smt. Rajesh Sharma, Supdt. come present. They produce a copy of letter dated 24.01.2019 vide which the information has been supplied to the Appellant. On the asking of the court, they state that the same was sent by ordinary post. As such, the PIO/ Respondent is directed to send the information again to the Appellant by registered post and produce postal receipt on the next date.

The Appellant is advised to point out deficiencies, if any, on the receipt of information and send the same to the PIO/Respondent.

Both the parties to come present on next date of hearing.

The case is adjourned to **15.04.2019 at 11.00 A.M.**

Copies of the orders be sent to both the parties.

**Dated:25.02.2019**

**Sd/-  
(Sanjiv Garg)  
State Information Commission  
Punjab**

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



**Sh. Harbinder Singh**

S/o Sh. Sher Singh

H.No.1193, Ward No.6

Near Railway Lines, Ravidas Nagar

Mandi Mullanpur Dakha,

District Ludhiana.

(M: 98728-30033)

....Appellant

**Vs.**

**Public Information Officer,**

O/o The Secretary,

Regional Transport Authority,

Bharat Nagar Chowk, Ludhiana.

**First Appellate Authority,**

O/o Addl. State Transport

Commissioner, Punjab,

Sector-17B, Chandigarh.

...Respondents

## **Appeal Case No. 3457 of 2018**

**Present:** Shri Harbinder Singh, Appellant is absent.  
Sh.Amardeep Singh, Clerk is present  
on behalf of Respondents/PIO.

### **ORDER:**

The case was last heard on 02.01.2019. The Appellant Shri Harbinder Singh was absent without any intimation. On behalf of PIO/Respondent, Sh. Ravinder Kumar, Clerk had come present without any proper authority letter. He had stated that the information had been supplied to the Appellant vide letter No.2928 dated 07.12.2018. The same was available in the file as received in the Commission office vide Diary No.25326 dated 21.12.2018.

Sh.Ravinder Kumar had expressed inability to supply the information as per RTI Application of the Appellant as the Appellant had sought certified copies of traffic offences registered against his son Amrinder Singh Sekhon. He had stated that the name of offender is not fed into the Computer and only the vehicle No. is fed into the computer, whereas the driving license issued to Sh.Amrinder Singh Sekhon is valid for driving throughout India.

The Appellant Shri Harbinder Singh was given last opportunity to come present personally on the next date of hearing to put forth his version. But he has again failed to come today to attend the hearing.

Shri Amardeep Singh, Clerk who is present today on behalf of PIO/Respondent states that the said information has again been sent to the Appellant.

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

Copies of the order be sent to both the parties.

Sd/-

**(Sanjiv Garg)**

**State Information Commission  
Punjab**

**Dated:25.02.2019**

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



**Er. Simranjit Singh Virdi**  
R/o H.No.65A, Model Gram  
Ludhiana. (M: 98551-10077)

....Appellant

**Vs.**

**Public Information Officer,**  
O/o The Commissioner,  
Municipal Corporation,  
Zone-D, Ludhiana.

**First Appellate Authority,**  
O/o Addl. Commissioner,  
Municipal Corporation, Ludhiana

...Respondents

## Appeal Case No. 3466 of 2018

**Present:** Shri Simranjit Singh Virdi, Appellant is absent.  
Sh.Harjit Singh is present on behalf of Respondents/PIO.

### ORDER:

The case was last heard on 02.01.2019. The Appellant Er. Simranjit Singh Vidri was absent. However, an e.mail dated 26.12.2018 had been received for not being able to attend today's hearing.

Sh. Harjit Singh, Draftsman had come present on behalf of the PIO/ Respondent. He had stated that the information had been supplied to the Appellant vide letter dated 28.12.2018 which was also available in the file received in the Commission on 01.01.2019.

Sh.Harjit Singh, Representative of PIO had stated that as per reply sent to the Appellant regarding Point No.1., no action had been taken, being an old constructed building and regarding Point No.2, all challans are available on CMS which can be seen on Corporation's website. As regards reply to points 3 to 8, there had been no record available with them. Regarding reply to point No.9, it was stated that this area has been kept for residential purpose as per approved master plan. Regarding point No. 10, no reply had been given in the absence of any date, month & year in the RTI Application. He had further stated that in regard to the same very building, another RTI Application had also be filed by the appellant to which necessary reply had already been given on 13.12.2018.



Today, the Appellant Sh.Simranjit Singh Virdi is present. On behalf of PIO/Respondent Shri Harjit Singh, Draftsman is present. He states that the information has again been supplied vide letter dated 18.02.2019.

On going through the file, it is observed that the First Appellate Authority had ordered the PIO to give proper information regarding Points No.1, 2 & 10. However, the PIO ignoring the orders of the First Appellate Authority, has filed reply in the second appeal in the State Information Commission.

Now vide letter dated 18.02.2019, it is stated that as regards the demand of the appellant regarding challan, assessment sheet violation, demolition etc. in connection with property No.304-B, Model Gram, the documents have been supplied to the appellant vide letter dated 26.12.2018 and the information sought vide application dated 13.12.2018 is about the same property. Regarding point No.2, it is stated that no challan has been generated in the name of Smt. Prem Kaur who is shown owner of Building No.28-D in its plan (naqsha) as checked from the Challan Management System (CMS). Regarding Point No.10, there is no mention of the time of construction in the record, but however, at the time of approval of Plan (Naqsha), Shri Rajinder Kumar was posted as ATP.

PIO/Respondent is directed to give reply in the form of an affidavit that no challan is available in the record as required under Point No.2 and also to mention as to who was the official to check illegal construction at the time of complaint made by the appellant, as at Point No.10.

The information be supplied to the Appellant before the next date.

Both the parties to come present on next date of hearing fixed for **15.04.2019 at 11.00 A.M.**

Copies of the order be sent to both the parties.

**Dated:25.02.2019**

Sd/-  
**(Sanjiv Garg)**  
**State Information Commission**  
**Punjab**

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



**Sh.Vijay Kumar S/o Sh.Surjan Dass**

H.No.653, Ward No.2, Gali No.01,  
Near Punjab National Bank  
Amritsar Road, Dashmesh Nagar,  
Moga.

....Applicant

**Vs.**

**Public Information Officer,**

O/o The General Manager  
Punjab Roadways, Moga.

**First Appellate Authority,**

O/o State Transport Commissioner,  
Punjab, Sector 17, Chandigarh.

...Respondents

## **Appeal Case No. 3477 of 2018**

**Present:** Shri Vijay Kumar, Appellant is present.  
Sh. Jarnail Singh, Supdt. & Ashok Kumar, Record Keeper,  
Pb.Roadways, Moga are present on behalf of Respondents/PIO.

### **ORDER:**

The case was last heard on 02.01.2019. The Appellant Sh.Vijay Kumar was present and on behalf of PIO/Respondent, Sh.Ashok Kumar was present. The appellant had stated that he had received copy of joining report of Sh.Jaspal Singh, Ex-Inspector, but the copy of his regularization order had not been supplied..

Sh. Ashok Kumar who had come present on behalf of the PIO/ Respondent, had produced letter No.2615 dated 19.12.2018, as per which copy of regularization order of Sh.Jaspal Singh, Ex-Inspector had already been supplied to the Appellant and seniority list had been supplied vide letter produced on the last hearing, whereas the appellant stated that no copy of regularization order had been received. When asked to clarify in this regard, he had stated that the same would be checked from the record. Copy of letter dt.19.12.2018 was taken on record.

After discussing with both the Appellant and Representative of PIO, it was decided that Sh. Vijay Kumar, Appellant would visit office of PIO/Respondent at Moga on **18.01.2019** and Sh. Ashok Kumar would ensure that availability of the requisite/complete information as per RTI application of the Appellant, otherwise, besides imposition of penalty, compensation would also be awarded in favour of the Appellant.

...1/2



**Appeal Case No.3477/2018**

Today Shri Vijay Kumar, Appellant is present. On behalf of PIO/Respondent, Sh.Jarnail Singh, Supdt. comes present and produces letter dated 19.12.2018, in which it is stated that copies of orders in respect of Sh.Jaspal Singh, Ex-Inspector had already been sent to him and seniority list was enclosed with this letter. A letter dated 17.01.2019 is also produced by him to the effect that Shri Jaspal Singh, Inspector had retired from their Depot on 30.09.2016 and as per office record, the salary of this employee had been drawn on regular basis w.e.f. 01.10.1978 and all his pensionary benefits had also been released from this very date.

Shri Vijay Kumar, Appellant agrees and states that the documents meet with his requirement and he also gives in writing that he is satisfied with the information supplied.

**In view of this, the appeal is disposed of and the case is closed.**

Copies of the order be sent to both the parties.

**Dated:25.02.2019**

Sd/-  
**(Sanjiv Garg)**  
**State Information Commission**  
**Punjab**

# PUNJAB STATE INFORMATION COMMISSION

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

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Email: [psic31@punjabmail.gov.in](mailto:psic31@punjabmail.gov.in) Visit us - [www.infocommpunjab.com](http://www.infocommpunjab.com)

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



Sh. Parveen Kohli  
S/o Sh.Sawdesh Kohli  
#451/2, College Road, Jagraon  
District Ludhiana.

....Applicant

Versus

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

First Appellate Authority,  
O/o Regional Dy. Director,  
Urban Local Bodies, Ludhiana.

...Respondents

## Appeal Case No. 3440 of 2018

**Present:** Shri Parveen Kohli, Appellant is absent.  
Sh.Amarinder Singh, Executive Officer, PIO is present.

### ORDER:

The case was last heard on 02.01.2019. The Appellant Shri Parveen Kohli was absent without any intimation. As such, no statement of Appellant could be recorded. Nobody was present on behalf of PIO/Respondents. However, an e.mail dated 01.01.2019 had been received from the PIO-cum-Executive Officer, Municipal Council, Jagraon to the effect that the process of depositing the material taken during Panchayat election duty was going on. As such, he had requested for adjournment of case to next date. Copy of the same was taken on record.

PIO/Respondent was directed to supply the requisite information to the Appellant by registered post and produce copy of the postal receipt on the next date of hearing. The Appellant was also advised to go through the requisite information after the receipt of same by him and point out deficiencies, if any, with a copy to the Commission.

Today, Shri Amarinder Singh, Executive Officer, Municipal Council, Jagraon is present today. He produces letter dated 22.02.2019 vide which the entire information has been supplied to the Appellant. However, the Appellant Sh. Parveen Kohli is again absent.

The Appellant is given last opportunity to appear before the Commission, otherwise the case will be decided on merits.

Both the parties to come present on next date of hearing which is fixed for **15.04.2019 at 11.00 A.M.**

Copies of the order be sent to both the parties.

**Dated:25.02.2019**

Sd/-  
(Sanjiv Garg)  
State Information Commission  
Punjab

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



Sh. Parveen Kohli  
S/o Sh.Sawdesh Kohli  
#451/2, College Road, Jagraon  
District Ludhiana.

....Applicant

Versus

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

First Appellate Authority,  
O/o Regional Dy. Director,  
Urban Local Bodies, Ludhiana.

...Respondents

## Appeal Case No. 3470 of 2018

**Present:** Shri Parveen Kohli, Appellant is absent.  
Sh.Amarinder Singh, Executive Officer, PIO is present.

### ORDER:

The case was last heard on 02.01.2019. The Appellant Shri Parveen Kohli was absent without any intimation. As such, no statement of Appellant could be recorded. Nobody was present on behalf of PIO/Respondents. However, an e.mail dated 01.01.2019 had been received from the PIO-cum-Executive Officer, Municipal Council, Jagraon to the effect that the process of depositing the material taken during Panchayat election duty was going on. As such, he had requested for adjournment of case to next date. Copy of the same was taken on record.

PIO/Respondent was directed to supply the requisite information to the Appellant by registered post and produce copy of the postal receipt on the next date of hearing. The Appellant was also advised to go through the requisite information after the receipt of same by him and point out deficiencies, if any, with a copy to the Commission.

Today, Shri Amarinder Singh, Executive Officer, Municipal Council, Jagraon is present today. He produces letter dated 22.02.2019 vide which the entire information has been supplied to the Appellant. However, the Appellant Sh.Parveen Kohli is again absent.

The Appellant is given last opportunity to appear before the Commission, otherwise the case will be decided on merits.

Both the parties to come present on next date of hearing which is fixed for **15.04.2019 at 11.00 A.M.**

Copies of the order be sent to both the parties.

**Dated:25.02.2019**

Sd/-  
(Sanjiv Garg)  
State Information Commission  
Punjab

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



**Kamaljeet Singh** S/o Sh. Bhajan Singh  
H.No.134/10, B-18,  
Mohalla Milap Nagar, Hoshiarpur.  
(M-9779425023)

....Applicant

**Vs.**

**Public Information Officer,**  
O/o The Director  
State Transport, Punjab  
Sector-17, Chandigarh.

**First Appellate Authority,**  
O/o Principal Secretary to Govt. of Punjab  
Department of Transport,  
Punjab Civil Secretariat-2,  
Sector-9, Chandigarh.

...Respondents

## **Appeal Case No. 3444 of 2018**

**Present:** Shri Kamaljeet Singh, Appellant is present.  
Sh.Sukhjot Singh, Audit Officer, Sh.Darshan Singh, Jr.Asstt.  
are present on behalf of Respondents/PIO.

### **ORDER:**

The case was last heard on 02.01.2019 when the Appellant Shri Kamaljeet Singh had come present. He had stated that he had not been provided any information.

Sh.Balbair Singh, Sr.Asstt. and Sh.Amarjit Singh, Clerk who had come present on behalf of PIO/Respondents had stated that this RTI Application had been transferred to the Director, State Transport by the office of Principal Secretary to Govt. of Punjab, Department of Transport. They had stated that out of 18 Depots of Punjab Roadways about which information has been asked for, information in respect of 9 Depots had been traced out and the information about remaining Depots was being traced out.

After discussion with the Appellant and the representatives of PIO/Respondent, it was decided that the Appellant would visit office of Director, State Transport, Punjab on 21.01.2019 at 11.00 AM to inspect the record regarding the information sought by him. Sh. Balbir Singh, Senior Assistant was directed to ensure that inspection of the record by the Appellant. PIO/Respondent was also directed to supply the requisite information to the Appellant and receipt be taken from the Appellant.

...1/2

**Appeal Case No. 3444 of 2018**



Today, the Appellant comes present. On behalf of PIO/Respondent Shri Sukhjit Singh, Audit Officer and Sh.Darshan Singh, Jr.Asstt. come present. They state that the information has been supplied to the Appellant and the remaining information is in respect of Jalandhar-II Depot, where entire information remains pending; Information for 2000-2016 of Nangal Depot remains pending; regarding Amritsar Depot, total information is remaining, regarding Moga Depot, information for 2000-2013 remains, and the information for 2014-2018 has been supplied. The information regarding promotion from Driver to Yardmaster also remains to be supplied. PIO is directed to supply the entire information and is directed to come present personally before the next date of hearing.

The Appellant will point out deficiencies, if any, within a week and the PIO will supply information after removing the deficiencies on the next date.

Both the parties to come present on next date of hearing which is fixed for **15.04.2019 at 11.00 A.M.**

Copies of the orders be sent to both the parties.

**Dated:25.02.2019**

**Sd/-  
(Sanjiv Garg)  
State Information Commissioner,  
Punjab**

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



**Sh. Bharat Bhushan Mattu**  
H.No.153, Akash Nagar  
Near Greenland School,  
PO Netaji Nagar, Salem Tabri  
Ludhiana-141008 (M-9779928472)

...Appellant

V/s.

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

**First Appellant Authority,**  
O/o State Transport Commissioner, Pb.  
Sector-17, Chandigarh.

....Respondents

## Appeal Case No.3431 of 2018

**Present:** Appellant, Shri Bharat Bhushan Mattu is absent.  
Nobody is present on behalf of the PIO/Respondent.

### ORDER:

The case was last heard on 02.01.2019 when the Appellant Shri Bharat Bhushan Mattu was absent. However, he had sent letter dated 18.12.2018 stating that in spite of his repeated requests, he had not been supplied the information as per his RTI application and so far, whatever information had been supplied to him was vague, incomplete and unspecific to which he was not satisfied. He had also shown his inability to attend the hearing on 02.01.2019 being a patient of chronic disease.

None had come present on behalf of the Secretary, Regional Transport Authority, Jalandhar. As such, PIO/Respondent was directed to supply the complete information to the Appellant to his satisfaction as per his RTI Application by registered post and produce copy of postal receipt on the next date. Copy of the RTI application was again sent to the PIO/Appellate Authority by registered post.

Today, again the Appellant is absent, but a letter dated 15.02.2019 has been received from him reiterating his version as was made previously vide letter dated 18.12.2018.

On behalf of PIO/Respondent, nobody has come present for the 2<sup>nd</sup> consecutive hearing. The Commission takes a serious view of the casual approach towards the orders of Commission. Last opportunity is given to the PIO/Respondent to supply the complete information to the Appellant and come present in person on the next date of hearing, otherwise strict action would be taken.

The Appellant is also advised to go through the information when the same is received by him and point out deficiencies, if any, on the next date.

Both the parties to come present on the next date of hearing which is fixed for **15.04.2019 at 11.00**

**AM.**

Copies of the orders be given to the parties.

**Sd/-**  
**(Sanjiv Garg)**

**State Information Commissioner,**  
**Punjab**

**Dated: 25.02.2019**

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



**Sh. Kamaljit Singh**

**S/o Sh. Tej Ram**

Vill. Kotli Roulan PO Kahnuwan

Tehsil & Distt. Gurdaspur

M: 98765-37761)

.... Complainant

**Vs.**

**Public Information Officer,**

O/o Deputy Commissioner,

Gurdaspur

...Respondent

## **Complaint Case No. 628 of 2018**

**Present:** Shri Kamaljit Singh Complainant is present .  
Sh.Aman Pal Singh, DRO is present on behalf of  
Respondents/PIO.

### **ORDER:**

The case was last heard on 29.10.2018. The complainant on the last hearing had affirmed non-availability of relevant file in the record room and he had produced letter dated 22.11.2018 from Director, Land Records, Jalandhar, according to which the relevant file had been deposited in D.C. Office Gurdaspur on 21.07.1965 and complainant was advised to contact D.C. Office Gurdaspur.

On the previous hearing to the last date of hearing, Respondent/PIO had been advised to give in writing in the form of an affidavit as to why information was not being located or was missing, but no affidavit had been submitted before the Commission in spite of clear directions.

In view of the above, PIO O/o The Deputy Commissioner, Gurdaspur was issued Show Cause Notice under Section 20(1) of the RTI Act, as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI Appellant and as to why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005. An opportunity under Section 20(1) provision thereto, was also given for a personal hearing with the sought for information before the imposition of such penalty on the next date of hearing.

...1/2



**Complaint Case No. 628 of 2018**

Today, the complainant Shri Kamaljit Singh comes present. The Shri Aman Pal Singh, DRO Gurdaspur also comes present. He hands over letter dated 20.02.2019 which contains the affidavit sworn by Shri Aman Pal Singh, District Revenue Officer, Gurdaspur as per which the entire position regarding the availability of information as also the report regarding inspection of record by the complainant himself has been explained. The complainant expresses his satisfaction to the information supplied and also gives in writing to the Commission to this effect.

Since the complainant is satisfied with the information supplied to him, **the complaint is disposed of and the case is closed.**

Copies of the orders be given to both the parties.

**Dated:25.02.2019**

**Sd/-  
(Sanjiv Garg)  
State Information Commissioner,  
Punjab**