



Sh. Ramandeep Singh Ahluwalia, (9464500405)
(RTI Activist), Ward No. 18, Street No. 2,
Kartar Nagar, Amloh Road, Khanna,
Ludhiana-141401.

.....Appellant/Complainant

Versus

Public Information Officer
O/o Municipal Engineer, Municipal Council,
Mandi Gobindgarh, District Fatehgarh Sahib.

.....Respondent

First Appellate Authority
O/o Regional Deputy Director,
Urban Local Govt. Ludhiana.

Appeal Case No.1046 of 2020
(Cisco Webex Proceedings)

Present: Appellant: Sh. Ramandeep Singh Ahluwalia
Respondent: Sh. Sandeep Singh (JE), 7508100568

ORDER:

1. This order may be read in the continuity of previous order dated 23.03.2021, 05.05.2021, 22.06.2021 and 21.09.2021 (vide which order was reserved).

Decision announced on 25.10.2021.

2. Information sought:-

Particulars of Information Required : Information in regards to the document relating to the tender notification wide tender Id. No 2018_DLG_28413_1 and tender reference No: ME/AME/019 floated in the month of FEB-MARCH 2019. The point of information required is as follows:

1. Inspection and certified copy of samples (defined under information of the RTI Act 2005 to be supplied in the presence of the undersigned at site of work) along with the estimate and inspection of site with physical measurement of the new Road Gullies and with all other measurement at site (after intimating time and date along with the name of the officials present at site) against the work "Providing / laying of interlocking tiles (60MM) on side berms on Amloh Road, Municipal Council, Mandi Gobindgarh.
2. Certified copy of the complete detail of the earth excavated/pulled out from the site in complete dimension of length and breadth wise and the depth wise from the site as mentioned in para No-1. Number of the tractor trolley filed each day to day and the complete address of the place/plot where the excavated earth was stacked. Also supply the date for inspection of those plots where that excavated earth was stacked.
3. Certified copy of the complete detail of the brick that were excavated/pulled out from the site along with the detail at which cost was those bricks sold. If deducted from the bill of the contractor than the complete detail on which basis was the amount and rate of those second hand bricks were deducted from the bills of the contractor.

Appeal Case No.1046 of 2020
(Cisco Webex Proceedings)

Facts:

3. On 21.09.2021 Appellant, Sh. Ramandeep Singh Ahluwalia requested the court to transfer all his case to some another bench for reconsideration as he was not satisfied with the decision made by this undersigned bench.
4. **Written Submission by respondent PIO:** A letter (undertaking) vide diary no. 22625 dated 05.10.2021, is received in the commission from respondent PIO, relevant portion of which is reproduced below:

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਅਤੇ ਹਵਾਲੇ ਅਧੀਨ ਬੇਨਤੀ ਹੈ ਕਿ ਉਕਤ ਅਪੀਲ ਕੇਸ ਨਾਲ ਸਬੰਧਤ ਰਿਕਾਰਡ ਸ੍ਰੀ ਰਮਨਦੀਪ ਸਿੰਘ ਆਹਲੂਵਾਲੀਆ, ਮਕਾਨ ਨੰ. 458, ਨਿਊ ਵਾਰਡ ਨੰ. 18, ਸਟਰੀਟ ਨੰ. 02, ਕਰਤਾਰ ਨਗਰ, ਅਮਲੋਹ ਰੋਡ ਖੰਨਾ ਨੂੰ ਇਸ ਦਫਤਰ ਦੇ ਪੱਤਰ ਨੰ. 621 ਮਿਤੀ 19.04.2021 ਰਾਹੀਂ ਦੇ ਦਿੱਤਾ ਗਿਆ ਸੀ ਅਤੇ ਲੜੀ ਨੰ. 01 ਨਾਲ ਸਬੰਧਤ ਮੰਗੀ ਗਈ ਸੈਂਪਲਾਂ ਦੀ ਫੋਟੋਕਾਪੀ ਦੀ ਸੂਚਨਾਂ ਪੱਤਰ ਨੰ. 632 ਮਿਤੀ 23.04.2021 ਰਾਹੀਂ ਦੇ ਦਿੱਤੀ ਗਈ ਸੀ (ਨੱਥੀ ਪੱਤਰਾਂ ਦੀ ਫੋਟੋਕਾਪੀ) ਉਕਤ ਤੋਂ ਇਲਾਵਾ ਦਫਤਰੀ ਰਿਕਾਰਡ ਅਨੁਸਾਰ ਅਪੀਲ ਕੇਸ ਨੰ. 1046 ਆਫ 2020 ਸਬੰਧੀ ਹੋਰ ਕੋਈ ਸੂਚਨਾਂ ਲੰਬਿਤ ਨਹੀਂ ਹੈ।
ਨੱਥੀ ਪੱਤਰਾਂ ਦੀ ਫੋਟੋਕਾਪੀ।

5. Taking note of the prayer of the appellant to transfer this case to some another bench for redressal, this Court is of the considered view that the appellant has no reason to approach this Commission again for the same RTI application when the case has been properly heard/addressed by the bench of undersigned.
6. In view of this Court, it is a clear cut case of **forum shopping**. Such practice is against the judicial discipline. The act of **bench-hunting** or **bench shopping** or **bench-avoiding is not permissible under the law**. No appellant/complainant can play hide and seek with the courts or adopt pick and choose. Another settled canon of administration of justice is that no appellant/complainant should be permitted to misuse the judicial process by filing frivolous petitions. No appellant/complainant has a right to unlimited drought upon the Court time and public money in order to get his affairs settled in the manner as he wishes. In any event there is no justifiable reason in such a case to permit the petitioner to invoke the extraordinary jurisdiction of the Court under RTI Act 2005 of the Commission once again seeking similar relief. In various judgments, the Apex Court has heavily come on and criticized the bench hunting. Bench hunting has been deprecated by the Apex Court in the case of Sarguja Transport Service Vs. State Transport Appellate Tribunal, Madhya Pradesh, Gwalior reported in (1987) 1 SCC 5 and in [M/S. Upadhyay & Co vs State Of U.P. & others](#) reported in (1999) 1 SCC 81.

Appeal Case No.1046 of 2020
(Cisco Webex Proceedings)

Decision:

7. Keeping in view of the forgoing discussion of the case and perusal of the records placed in the case file, this Court is of the view that the RTI application has been **suitably replied** and the information has been supplied to the **best extent**. Moreover, **the factual position has been brought to the notice of the appellant.**

The appeal is disposed of accordingly.

Chandigarh
Dated: 25.10.2021

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Pb.



Sh. Ramandeep Singh Ahluwalia, (9464500405)
(RTI Activist), Ward No. 18, Street No. 2,
Kartar Nagar, Amloh Road, Khanna,
Ludhiana-141401.

.....Appellant/Complainant

Versus

Public Information Officer
O/o Municipal Engineer, Municipal Council,
Mandi Gobindgarh, District Fatehgarh Sahib.

.....Respondent

First Appellate Authority
O/o Regional Deputy Director,
Urban Local Govt. Ludhiana.

Appeal Case No.1047 of 2020
(Cisco Webex Proceedings)

Present: Appellant: Sh. Ramandeep Singh Ahluwalia
Respondent: Sh. Sandeep Singh (JE), 7508100568

ORDER:

1. This order may be read in the continuity of previous order dated 23.03.2021, 05.05.2021, 22.06.2021 and 21.09.2021 (vide which order was reserved).

Decision announced on 25.10.2021.

2. Information sought:-

Particulars of Information Required : Information in regards to the tender notification wide tender Id. No 2018_DLG_28413 and tender reference No: ME/AME/019 floated in the month of FEB-MARCH 2019. The point of information required is as follows:

1. Inspection of the computer (of technical department in which tender bid are received and documents scanned and enclosed by the bidders are enclosed and are printed out by the public authority) of the public authority, Municipal Council, Mandi Gobindgarh in the presence of their computer operator for inspection/checking of the documents enclosed by the contractor's in regards to the items of tenders floated under the subjected notification and the bidders who-so-ever filed/placed the bids for the items of the subjected tender during placing of bids. Certified copy of the documents which so-ever required which have scanned and updated by the bidders after filling/placing the bids in regards to the subjected tender notification in the presence of the computer operator.

Appeal Case No.1047 of 2020
(Cisco Webex Proceedings)

Facts:

3. On 21.09.2021 Appellant, Sh. Ramandeep Singh Ahluwalia requested the court to transfer all his case to some another bench for reconsideration as he was not satisfied with the decision made by this undersigned bench.
4. **Written Submission by respondent PIO:** A letter (undertaking) vide diary no. 22625 dated 05.10.2021, is received in the commission from respondent PIO, relevant portion of which is reproduced below:

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਅਤੇ ਹਵਾਲੇ ਅਧੀਨ ਬੇਨਤੀ ਹੈ ਕਿ ਉਕਤ ਅਪੀਲ ਕੇਸ ਨਾਲ ਸਬੰਧਤ ਰਿਕਾਰਡ ਸ੍ਰੀ ਰਮਨਦੀਪ ਸਿੰਘ ਆਹਲੂਵਾਲੀਆ, ਮਕਾਨ ਨੰ. 458, ਨਿਊ ਵਾਰਡ ਨੰ. 18, ਸਟਰੀਟ ਨੰ. 02, ਕਰਤਾਰ ਨਗਰ, ਅਮਲੋਹ ਰੋਡ ਖੰਨਾ ਨੂੰ ਇਸ ਦਫਤਰ ਦੇ ਪੱਤਰ ਨੰ. 621 ਮਿਤੀ 19.04.2021 ਰਾਹੀਂ ਦੇ ਦਿੱਤਾ ਗਿਆ ਸੀ ਅਤੇ ਲੜੀ ਨੰ. 01 ਨਾਲ ਸਬੰਧਤ ਮੰਗੀ ਗਈ ਸੈਂਪਲਾਂ ਦੀ ਫੋਟੋਕਾਪੀ ਦੀ ਸੂਚਨਾਂ ਪੱਤਰ ਨੰ. 632 ਮਿਤੀ 23.04.2021 ਰਾਹੀਂ ਦੇ ਦਿੱਤੀ ਗਈ ਸੀ (ਨੱਥੀ ਪੱਤਰਾਂ ਦੀ ਫੋਟੋਕਾਪੀ) ਉਕਤ ਤੋਂ ਇਲਾਵਾ ਦਫਤਰੀ ਰਿਕਾਰਡ ਅਨੁਸਾਰ ਅਪੀਲ ਕੇਸ ਨੰ. 1046 ਆਫ 2020 ਸਬੰਧੀ ਹੋਰ ਕੋਈ ਸੂਚਨਾਂ ਲੰਬਿਤ ਨਹੀਂ ਹੈ।
ਨੱਥੀ ਪੱਤਰਾਂ ਦੀ ਫੋਟੋਕਾਪੀ।

5. Taking note of the prayer of the appellant to transfer this case to some another bench for redressal, this Court is of the considered view that the appellant has no reason to approach this Commission again for the same RTI application when the case has been properly heard/addressed by the bench of undersigned.
6. In view of this Court, it is a clear cut case of **forum shopping**. Such practice is against the judicial discipline. The act of **bench-hunting** or **bench shopping** or **bench-avoiding is not permissible under the law**. No appellant/complainant can play hide and seek with the courts or adopt pick and choose. Another settled canon of administration of justice is that no appellant/complainant should be permitted to misuse the judicial process by filing frivolous petitions. No appellant/complainant has a right to unlimited drought upon the Court time and public money in order to get his affairs settled in the manner as he wishes. In any event there is no justifiable reason in such a case to permit the petitioner to invoke the extraordinary jurisdiction of the Court under RTI Act 2005 of the Commission once again seeking similar relief. In various judgments, the Apex Court has heavily come on and criticized the bench hunting. Bench hunting has been deprecated by the Apex Court in the case of Sarguja Transport Service Vs. State Transport Appellate Tribunal, Madhya Pradesh, Gwalior reported in (1987) 1 SCC 5 and in [M/S. Upadhyay & Co vs State Of U.P. & others](#) reported in (1999) 1 SCC 81.

Appeal Case No.1047 of 2020
(Cisco Webex Proceedings)

Decision:

7. Keeping in view of the forgoing discussion of the case and perusal of the records placed in the case file, this Court is of the view that the RTI application has been **suitably replied** and the information has been supplied to the **best extent**. Moreover, **the factual position has been brought to the notice of the appellant.**

The appeal is disposed of accordingly.

Chandigarh
Dated: 25.10.2021

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Pb.



Sh. Ramandeep Singh Ahluwalia, (9464500405)
(RTI Activist), Ward No. 18, Street No. 2,
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.....Appellant/Complainant

Versus

Public Information Officer
O/o Municipal Engineer, Municipal Council,
Mandi Gobindgarh, District Fatehgarh Sahib.

.....Respondent

First Appellate Authority
O/o Regional Deputy Director,
Urban Local Govt. Ludhiana.

Appeal Case No.1048 of 2020
(Cisco Webex Proceedings)

Present: Appellant: Sh. Ramandeep Singh Ahluwalia
Respondent: Sh. Sandeep Singh (JE), 7508100568

ORDER:

1. This order may be read in the continuity of previous order dated 23.03.2021, 05.05.2021, 22.06.2021 and 21.09.2021 (vide which order was reserved).

Decision announced on 25.10.2021.

2. Information sought:-

1. Certified copy of the work order issued and supplied to M/S Garg Enterprises of Ludhiana received by Sh. Pankaj Kumar on 2-7-2019 in regards to the work description "Providing / laying of interlocking tiles (60MM) on side berms on Amloh Road, Municipal Council, Mandi Gobindgarh.
2. Certified copy of the layout/plan along with the copy of the estimate and its analysis and the copy of the CSR against which the estimate was prepared of the said work as detailed in Para No 1.
3. Certified copy of the resolution against which the resolution was passed in the house of the said work as detailed in Para No 1 along with the copy of the resolution passed by the office of the Director of Department of local government Punjab and the copy of the estimated vetted by the office of the Eng.-In-Chief of the Department of Local Government.
4. Certified copy of the NOC procured from the department of the PWD, Forest Department and the Canal Department Punjab before preparing of the estimate of the subjected work and floating of the said tender for the said work as mentioned in item No 1 of the RTI Application.
5. Certified copy of the Running and final bills prepared by the SO/JE Sh. Sandeep Singh or Sh. Kuljinder Singh in the MB Books and passed till date of the work as detailed in Para No1

Appeal Case No.1048 of 2020
(Cisco Webex Proceedings)

Facts:

3. On 21.09.2021 Appellant, Sh. Ramandeep Singh Ahluwalia requested the court to transfer all his case to some another bench for reconsideration as he was not satisfied with the decision made by this undersigned bench.
4. **Written Submission by respondent PIO:** A letter (undertaking) vide diary no. 22625 dated 05.10.2021, is received in the commission from respondent PIO, relevant portion of which is reproduced below:

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਅਤੇ ਹਵਾਲੇ ਅਧੀਨ ਬੇਨਤੀ ਹੈ ਕਿ ਉਕਤ ਅਪੀਲ ਕੇਸ ਨਾਲ ਸਬੰਧਤ ਰਿਕਾਰਡ ਸ੍ਰੀ ਰਮਨਦੀਪ ਸਿੰਘ ਆਹਲੂਵਾਲੀਆ, ਮਕਾਨ ਨੰ. 458, ਨਿਊ ਵਾਰਡ ਨੰ. 18, ਸਟਰੀਟ ਨੰ. 02, ਕਰਤਾਰ ਨਗਰ, ਅਮਲੋਹ ਰੋਡ ਖੰਨਾ ਨੂੰ ਇਸ ਦਫਤਰ ਦੇ ਪੱਤਰ ਨੰ. 496 ਮਿਤੀ 22.10.2020 (ਪੇਜ 1 ਤੋਂ 441) ਰਾਹੀਂ ਹੱਥਦਸਤੀ ਦਿੱਤੀ ਗਈ ਸੀ। ਉਸ ਉਪਰੰਤ ਪ੍ਰਾਰਥੀ ਵੱਲੋਂ ਮਿਤੀ 09.04.2021 ਨੂੰ ਡੇਫੀਸੈਂਸੀ ਭੇਜੀ ਸੀ ਜਿਸ ਦੀ ਸੂਚਨਾਂ ਇਸ ਦਫਤਰ ਦੇ ਪੱਤਰ ਨੰ. 661 ਮਿਤੀ 27.05.2021 ਰਾਹੀਂ ਅਤੇ ਪੱਤਰ ਨੰ. 694 ਮਿਤੀ 07.06.2021 (ਪੇਜ 1 ਤੋਂ 15) ਰਾਹੀਂ ਦੇ ਦਿੱਤੀ ਗਈ ਹੈ। ਉਕਤ ਤੋਂ ਇਲਾਵਾ ਦਫਤਰੀ ਰਿਕਾਰਡ ਅਨੁਸਾਰ ਅਪੀਲ ਕੇਸ ਨੰ. 1048 ਆਫ 2020 ਸਬੰਧੀ ਹੋਰ ਕੋਈ ਸੂਚਨਾਂ ਲੰਬਿਤ ਨਹੀਂ ਹੈ।

5. Taking note of the prayer of the appellant to transfer this case to some another bench for redressal, this Court is of the considered view that the appellant has no reason to approach this Commission again for the same RTI application when the case has been properly heard/addressed by the bench of undersigned.
6. In view of this Court, it is a clear cut case of **forum shopping**. Such practice is against the judicial discipline. The act of **bench-hunting** or **bench shopping** or **bench-avoiding is not permissible under the law**. No appellant/complainant can play hide and seek with the courts or adopt pick and choose. Another settled canon of administration of justice is that no appellant/complainant should be permitted to misuse the judicial process by filing frivolous petitions. No appellant/complainant has a right to unlimited drought upon the Court time and public money in order to get his affairs settled in the manner as he wishes. In any event there is no justifiable reason in such a case to permit the petitioner to invoke the extraordinary jurisdiction of the Court under RTI Act 2005 of the Commission once again seeking similar relief. In various judgments, the Apex Court has heavily come on and criticized the bench hunting. Bench hunting has been deprecated by the Apex Court in the case of Sarguja Transport Service Vs. State Transport Appellate Tribunal, Madhya Pradesh, Gwalior reported in (1987) 1 SCC 5 and in [M/S. Upadhyay & Co vs State Of U.P. & others](#) reported in (1999) 1 SCC 81.

Appeal Case No.1048 of 2020
(Cisco Webex Proceedings)

Decision:

7. Keeping in view of the forgoing discussion of the case and perusal of the records placed in the case file, this Court is of the view that the RTI application has been **suitably replied** and the information has been supplied to the **best extent**. Moreover, **the factual position has been brought to the notice of the appellant.**

The appeal is disposed of accordingly.

Chandigarh
Dated: 25.10.2021

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Pb.



Sh. Ramandeep Singh Ahluwalia, (9464500405)
(RTI Activist), Ward No. 18, Street No. 2,
Kartar Nagar, Amloh Road, Khanna,
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.....Appellant/Complainant

Versus

Public Information Officer
O/o Municipal Engineer, Municipal Council,
Mandi Gobindgarh, District Fatehgarh Sahib.

.....Respondent

First Appellate Authority
O/o Regional Deputy Director,
Urban Local Govt. Ludhiana.

Appeal Case No.1245 of 2020
(Cisco Webex Proceedings)

Present: Appellant: Sh. Ramandeep Singh Ahluwalia
Respondent: Sh. Sandeep Singh (JE), 7508100568

ORDER:

1. This order may be read in the continuity of previous order dated 23.03.2021, 05.05.2021, 22.06.2021 and 21.09.2021 (vide which order was reserved).

Decision announced on 25.10.2021.

2. Information sought:-

Certified copy of the all DNIT's, work orders and the estimate's (whose bills have been made/entered/posted in the MB Books) of in regards to the bills of works in the MB Books No. 452 to 460.

Facts:

3. On 21.09.2021 Appellant, Sh. Ramandeep Singh Ahluwalia requested the court to transfer all his case to some another bench for reconsideration as he was not satisfied with the decision made by this undersigned bench.
4. **Written Submission by respondent PIO:** A letter (undertaking) vide diary no. 22625 dated 05.10.2021, is received in the commission from respondent PIO, relevant portion of which is reproduced below:

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਅਤੇ ਹਵਾਲੇ ਅਧੀਨ ਬੇਨਤੀ ਹੈ ਕਿ ਉਕਤ ਅਪੀਲ ਕੇਸ ਨਾਲ ਸਬੰਧਤ ਰਿਕਾਰਡ ਸ੍ਰੀ ਰਮਨਦੀਪ ਸਿੰਘ ਆਹਲੂਵਾਲੀਆ, ਮਕਾਨ ਨੰ. 458, ਨਿਊ ਵਾਰਡ ਨੰ. 18, ਸਟਰੀਟ ਨੰ. 02, ਕਰਤਾਰ ਨਗਰ, ਅਮਲੋਹ ਰੋਡ ਖੰਨਾ ਨੂੰ ਇਸ ਦਫਤਰ ਦੇ ਪੱਤਰ ਨੰ. 509 ਮਿਤੀ 15.01.2021 (ਪੇਜ 1 ਤੋਂ 471) ਅਤੇ ਪੱਤਰ ਨੰ. 637 ਮਿਤੀ 29.04.2021 (ਪੇਜ 1 ਤੋਂ 8) ਰਾਹੀਂ ਦੇ ਦਿੱਤੀ ਗਈ ਹੈ। ਇਸ ਤੋਂ ਇਲਾਵਾ ਅਪੀਲ ਕੇਸ ਨੰ. 1245 ਆਫ 2020 ਸਬੰਧਤ ਰਿਕਾਰਡ ਅਪੀਲ ਕੇਸ ਨੰ. 1246 ਆਫ 2020 ਦੇ ਦਿੱਤਾ ਗਿਆ ਹੈ (1 ਤੋਂ 707)। ਇਸ ਤੋਂ ਇਲਾਵਾ ਅਪੀਲ ਕੇਸ ਨੰ. 1245 ਆਫ 2020 ਸਬੰਧੀ ਦਫਤਰੀ ਰਿਕਾਰਡ ਅਨੁਸਾਰ ਹੋਰ ਕੋਈ ਸੂਚਨਾ ਲੰਬਿਤ ਨਹੀਂ ਹੈ।

Appeal Case No.1245 of 2020
(Cisco Webex Proceedings)

5. Taking note of the prayer of the appellant to transfer this case to some another bench for redressal, this Court is of the considered view that the appellant has no reason to approach this Commission again for the same RTI application when the case has been properly heard/addressed by the bench of undersigned.
6. In view of this Court, it is a clear cut case of **forum shopping**. Such practice is against the judicial discipline. The act of **bench-hunting** or **bench shopping** or **bench-avoiding is not permissible under the law**. No appellant/complainant can play hide and seek with the courts or adopt pick and choose. Another settled canon of administration of justice is that no appellant/complainant should be permitted to misuse the judicial process by filing frivolous petitions. No appellant/complainant has a right to unlimited drought upon the Court time and public money in order to get his affairs settled in the manner as he wishes. In any event there is no justifiable reason in such a case to permit the petitioner to invoke the extraordinary jurisdiction of the Court under RTI Act 2005 of the Commission once again seeking similar relief. In various judgments, the Apex Court has heavily come on and criticized the bench hunting. Bench hunting has been deprecated by the Apex Court in the case of Sarguja Transport Service Vs. State Transport Appellate Tribunal, Madhya Pradesh, Gwalior reported in (1987) 1 SCC 5 and in [M/S. Upadhyay & Co vs State Of U.P. & others](#) reported in (1999) 1 SCC 81.

Decision:

7. Keeping in view of the forgoing discussion of the case and perusal of the records placed in the case file, this Court is of the view that the RTI application has been **suitably replied** and the information has been supplied to the **best extent**. Moreover, **the factual position has been brought to the notice of the appellant**.

The appeal is disposed of accordingly.

Chandigarh
Dated: 25.10.2021

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Pb.



Sh. Ramandeep Singh Ahluwalia, (9464500405)

(RTI Activist), Ward No. 18, Street No. 2,
Kartar Nagar, Amloh Road, Khanna,
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.....Appellant/Complainant

Versus

Public Information Officer

O/o Municipal Engineer, Municipal Council,
Mandi Gobindgarh, District Fatehgarh Sahib.

.....Respondent

First Appellate Authority

O/o Regional Deputy Director,
Urban Local Govt. Ludhiana.

Appeal Case No.1246 of 2020

(Cisco Webex Proceedings)

Present: Appellant: Sh. Ramandeep Singh Ahluwalia

Respondent: Sh. Sandeep Singh (JE), 7508100568

ORDER:

1. This order may be read in the continuity of previous order dated 23.03.2021, 05.05.2021, 22.06.2021 and 21.09.2021 (vide which order was reserved).

Decision announced on 25.10.2021.

2. Information sought:-

Certified copy of the all the complete MB Books (Measurement Books) issued to the SO/JE Sh. Kuljinder Singh in which the bills of the works have been made/posted along with the certified copy of the DNIT, work orders and the estimate (whose bills have been made/entered in the MB Books) excluding the MB Books No. 452 to 460 Nos. issued to him from the date of joining that is from year 2017 till date all complete in all respect in A4 size paper without reducing the size of the copy of the pages and the pages duly numbered including the first and the last page of the MB Books.

Facts:

3. On 21.09.2021 Appellant, Sh. Ramandeep Singh Ahluwalia requested the court to transfer all his case to some another bench for reconsideration as he was not satisfied with the decision made by this undersigned bench.
4. **Written Submission by respondent PIO:** A letter (undertaking) vide diary no. 22625 dated 05.10.2021, is received in the commission from respondent PIO, relevant portion of which is reproduced below:

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਅਤੇ ਹਵਾਲੇ ਅਧੀਨ ਬੇਨਤੀ ਹੈ ਕਿ ਉਕਤ ਅਪੀਲ ਕੇਸ ਨਾਲ ਸਬੰਧਤ ਰਿਕਾਰਡ ਸ੍ਰੀ ਰਮਨਦੀਪ ਸਿੰਘ ਆਹਲੂਵਾਲੀਆ, ਮਕਾਨ ਨੰ. 458, ਨਿਊ ਵਾਰਡ ਨੰ. 18, ਸਟਰੀਟ ਨੰ. 02, ਕਰਤਾਰ ਨਗਰ, ਅਮਲੋਹ ਰੋਡ ਖੰਨਾ ਨੂੰ ਇਸ ਦਫਤਰ ਦੇ ਪੱਤਰ ਨੰ. 509 ਮਿਤੀ 15.01.2021 (ਪੇਜ 1 ਤੋਂ 471) ਅਤੇ ਪੱਤਰ ਨੰ. 637 ਮਿਤੀ 29.04.2021 (ਪੇਜ 1 ਤੋਂ 8) ਰਾਹੀਂ ਦੇ ਦਿੱਤੀ ਗਈ ਹੈ। ਇਸ ਤੋਂ ਇਲਾਵਾ ਅਪੀਲ ਕੇਸ ਨੰ. 1245 ਆਫ 2020 ਸਬੰਧਤ ਰਿਕਾਰਡ ਅਪੀਲ ਕੇਸ ਨੰ. 1246 ਆਫ 2020 ਦੇ ਦਿੱਤਾ ਗਿਆ ਹੈ (1 ਤੋਂ 707)। ਇਸ ਤੋਂ ਇਲਾਵਾ ਅਪੀਲ ਕੇਸ ਨੰ. 1245 ਆਫ 2020 ਸਬੰਧੀ ਦਫਤਰੀ ਰਿਕਾਰਡ ਅਨੁਸਾਰ ਹੋਰ ਕੋਈ ਸੂਚਨਾ ਲੰਬਿਤ ਨਹੀਂ ਹੈ।

Appeal Case No.1246 of 2020
(Cisco Webex Proceedings)

5. Taking note of the prayer of the appellant to transfer this case to some another bench for redressal, this Court is of the considered view that the appellant has no reason to approach this Commission again for the same RTI application when the case has been properly heard/addressed by the bench of undersigned.
6. In view of this Court, it is a clear cut case of **forum shopping**. Such practice is against the judicial discipline. The act of **bench-hunting** or **bench shopping** or **bench-avoiding is not permissible under the law**. No appellant/complainant can play hide and seek with the courts or adopt pick and choose. Another settled canon of administration of justice is that no appellant/complainant should be permitted to misuse the judicial process by filing frivolous petitions. No appellant/complainant has a right to unlimited drought upon the Court time and public money in order to get his affairs settled in the manner as he wishes. In any event there is no justifiable reason in such a case to permit the petitioner to invoke the extraordinary jurisdiction of the Court under RTI Act 2005 of the Commission once again seeking similar relief. In various judgments, the Apex Court has heavily come on and criticized the bench hunting. Bench hunting has been deprecated by the Apex Court in the case of Sarguja Transport Service Vs. State Transport Appellate Tribunal, Madhya Pradesh, Gwalior reported in (1987) 1 SCC 5 and in [M/S. Upadhyay & Co vs State Of U.P. & others](#) reported in (1999) 1 SCC 81.

Decision:

7. Keeping in view of the forgoing discussion of the case and perusal of the records placed in the case file, this Court is of the view that the RTI application has been **suitably replied** and the information has been supplied to the **best extent**. Moreover, **the factual position has been brought to the notice of the appellant**.

The appeal is disposed of accordingly.

Chandigarh
Dated: 25.10.2021

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Pb.



Sh. Ramandeep Singh Ahluwalia, (9464500405)
(RTI Activist), Ward No. 18, Street No. 2,
Kartar Nagar, Amloh Road, Khanna,
Ludhiana-141401.

.....Appellant/Complainant

Versus

Public Information Officer
O/o EO, Municipal Council,
Khanna, Ludhiana.

.....Respondent

First Appellate Authority
O/o Regional Deputy Director,
Urban Local Govt. Ludhiana.

Appeal Case No.1449 of 2020
(Cisco Webex Proceedings)

Present: Appellant: Sh. Ramandeep Singh Ahluwalia
Respondent: Sh. Rajesh Rehni (SDO), 9888089001

ORDER:

1. This order may be read in the continuity of previous order dated 23.03.2021, 05.05.2021, 22.06.2021 and 21.09.2021 (vide which order was reserved).

Decision announced on 25.10.2021.

2. Information sought:-

1. Certified copy of the detail of complaints received and notice issued in regards to the violation of the rules and regulations of the Municipal Act from the period of 1-1-2018 till date. Also supply the certified copy of all the complaints received and the notice issued to the violators who had violated the rules and regulations of Municipal Act. Also supply the detail of stays against the notice of the violation issued by the Municipal Council, Khanna.
2. Certified copy of the detail of complaints received against illegal construction being carried out violating the rules and regulations of the Municipal Act and the action taken report against such complaints during the year 1-1-2018 till date. Also supply the detail of stays against the notice of the violation issued by the Municipal Council, Khanna.
3. Certified copy of the complete detail of the layout/maps (with name and address and the detailed fees collected) in regards to the commercial properties developed/constructed during the year 1-1-2017 till date in regards to Ward No 15 and ward No 18 under Municipal Council, Khanna. Also supply the detail (with name and address and the detailed fees collected) of CLU issued passed for developing/construction of commercial property (such as shops etc.) during the year 1-1-2017 till date in regards to Ward No 15 and ward No 18 under Municipal Council, Khanna.

Appeal Case No.1449 of 2020
(Cisco Webex Proceedings)

Facts:

3. On 21.09.2021 Appellant, Sh. Ramandeep Singh Ahluwalia requested the court to transfer all his case to some another bench for reconsideration as he was not satisfied with the decision made by this undersigned bench.
4. **Written Submission by respondent PIO:** A letter (undertaking) vide diary no. 22787 dated 06.10.2021, is received in the commission from respondent PIO Sh. Charanjit Singh , relevant portion of which is reproduced below:

1. ਇਹ ਕਿ ਮੇ ਨਗਰ ਕੌਸਲ ਖੰਨਾ ਵਿਖੇ ਬਤੌਰ ਪਬਲਿਕ ਇੰਨਫਾਰਮੇਸ਼ਨ ਅਫਸਰ-ਕਮ-ਕਾਰਜ ਸਾਧਕ ਅਫਸਰ ਤਾਇਨਾਤ ਹਾਂ ।
2. ਇਹ ਕਿ ਇੰਜੀਨੀਰਿੰਗ ਸ਼ਾਖਾ ਨਗਰ ਕੌਸਲ ਖੰਨਾ ਵੱਲੋਂ ਦਿੱਤੇ ਗਏ ਹਲਫੀਆ ਬਿਆਨ ਅਨੁਸਾਰ ਅਪੀਲ ਕੇਸ ਨੰ.1449 ਆਫ 2020 ਵਿਚ ਪੂਰਬੀ ਰਮਨਦੀਪ ਸਿੰਘ ਆਹਲੂਵਾਲੀਆ ਵੱਲੋਂ ਆਰ.ਟੀ.ਆਈ ਐਕਟ ਅਧੀਨ ਮੰਗੀ ਗਈ ਸੂਚਨਾ ਪੱਤਰ ਨੰ.390 ਮਿਤੀ 23-10-2020 ਪੱਤਰ ਨੰ. 1151 ਮਿਤੀ 28-12-2020 ਅਤੇ ਪੱਤਰ ਨੰ.04 ਮਿਤੀ 29-04-2021 ਪੱਤਰ ਨੰ.23 ਮਿਤੀ 13-09-2021 ਰਾਂਗੀ ਦੇ ਦਿੱਤੀ ਗਈ ਹੈ। ਇਸ ਤੋਂ ਇਲਾਵਾ ਨਗਰ ਕੌਸਲ ਖੰਨਾ ਕੋਲ ਕੋਈ ਵੀ ਰਿਕਾਰਡ ਨਹੀਂ ਹੈ।

5. Taking note of the prayer of the appellant to transfer this case to some another bench for redressal, this Court is of the considered view that the appellant has no reason to approach this Commission again for the same RTI application when the case has been properly heard/addressed by the bench of undersigned.
6. In view of this Court, it is a clear cut case of **forum shopping**. Such practice is against the judicial discipline. The act of **bench-hunting** or **bench shopping** or **bench-avoiding is not permissible under the law**. No appellant/complainant can play hide and seek with the courts or adopt pick and choose. Another settled canon of administration of justice is that no appellant/complainant should be permitted to misuse the judicial process by filing frivolous petitions. No appellant/complainant has a right to unlimited drought upon the Court time and public money in order to get his affairs settled in the manner as he wishes. In any event there is no justifiable reason in such a case to permit the petitioner to invoke the extraordinary jurisdiction of the Court under RTI Act 2005 of the Commission once again seeking similar relief. In various judgments, the Apex Court has heavily come on and criticized the bench hunting. Bench hunting has been deprecated by the Apex Court in the case of Sarguja Transport Service Vs. State Transport Appellate Tribunal, Madhya Pradesh, Gwalior reported in (1987) 1 SCC 5 and in [M/S. Upadhyay & Co vs State Of U.P. & others](#) reported in (1999) 1 SCC 81.

Appeal Case No.1449 of 2020
(Cisco Webex Proceedings)

Decision:

7. Keeping in view of the forgoing discussion of the case and perusal of the records placed in the case file, this Court is of the view that the RTI application has been **suitably replied** and the information has been supplied to the **best extent**. Moreover, **the factual position has been brought to the notice of the appellant.**

The appeal is disposed of accordingly.

Chandigarh
Dated: 25.10.2021

Sd/-
(Maninder Singh Patti)
State Information Commissioner, Pb.