

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864111, Visit us @ www.infocommpunjab.com,

Email: psic21@punjabmail.gov.in



Rakesh Kumar Gupta,
S/o Sh. Des Raj Gupta,
8/237, Jagraon Road,
Mandi Mullanpur, District Ludhiana.

Versus

Public Information officer,
o/o Executive Officer,
Municipal Council,
Jagraon, District Ludhiana.
First Appellate Authority,
o/o Deputy Director Local Bodies,
Mini Secretariat, Ludhiana – 141 001

Appeal Case No. 1001 of 2021 (Video Conference Proceedings)

PRESENT:

Rakesh Kumar Gupta (Appellant) 98149-24851

Raman Kumar, Superintendent (for the Respondent) 98157-55679

ORDER:

(To be read in continuity with earlier orders on 15.7.2021 and 15.7.2021)

1. The RTI application is dated **16.1.19** vide which the appellant has sought **information regarding vehicles etc.**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **14.5.19**, and Second Appeal was filed in the Commission on **18.2.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **15.7.2021**.

2. Both parties are present. The respondent PIO, as directed by this Commission, has submitted a pointwise reply to the RTI application along with partial information. The appellant in an email to this Commission as well as to the respondent PIO, has listed deficiencies in the information supplied to him. The deficiencies were pointed out to the respondent PIO at this hearing and he has assured this Commission that he will supply the pending information including the vehicle log books within ten days.

3. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

Contd. ...2

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Appeal Case No. 1001 of 2021 (Video Conference Proceedings)

4. **Next hearing on 26.5.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

25.2.2022

PUNJAB STATE INFORMATION COMMISSION

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Nitin Kumar Garg,
S/o Brish Bhan Garg,
C/o Police Public Dairy,
15 A, Model Town,
Ludhiana

Versus

Public Information officer,
o/o Headquarter, Zone D,
Municipal Corporation, Near Mata Rani Chowk,
Ludhiana.

First Appellate Authority-cum-
o/o Commissioner, Municipal Corporation,
Ludhiana

Appeal Case No. 2108 of 2021 (Video Conference Proceedings)

PRESENT:

Nitin Kumar Garg (Appellant) 78143-22100

Jaideep Singh, SDO (for the Respondent) 89689-77070

ORDER:

(To be read in continuity with earlier orders on 18.11.2021)

1. The RTI application is dated **18.1.2021** vide which the appellant has sought information **regarding financial statements/comparative statements on the basis of which tenders were allotted etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **22.2.2021** and Second Appeal was filed in the Commission on **30.4.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on 18.11.2021.

2. Both parties are present. The respondent PIO, represented by Jaideep Singh, SDO, (O&M) Cell, Zone D, states that the Municipal Corporation staff have been busy with the ongoing State Assembly Elections. He is herewith directed to supply the requested information within ten days of this hearing. A copy of the reply and information be sent to this Commission as well.

3. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

Contd. ...2

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Appeal Case No. 2108 of 2021 (Video Conference Proceedings)

4. **Next hearing on 26.5.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

25.2.2022

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REGISTERED SHOW CAUSE NOTICE

Nitin Kumar Garg,
S/o Brish Bhan Garg,
C/o Police Public Dairy,
15 A, Model Town,
Ludhiana.

Versus

Public Information officer,
o/o Municipal Corporation,
O & M Cell, Zone A,
Ludhiana.

Public Information officer,
o/o Headquarter, Zone A,
Municipal Corporation,
Near Mata Rani Chowk,
Ludhiana.

First Appellate Authority-cum-
o/o Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No. 2110 of 2021 (Video Conference Proceedings)

PRESENT:

Nitin Kumar Garg (Appellant) 78143-22100
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 18.11.2021)

1. The RTI application is dated **18.1.2021** vide which the appellant has sought information **regarding financial statement/comparative statements on basis of which tenders were allotted etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **22.2.2021** and Second Appeal was filed in the Commission on **30.4.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on 18.11.2021.

2. The respondent PIO is absent for the second successive hearing. This Commission deems it fit to issue the respondent PIO (O & M) Cell, Zone- A with this Show Cause Notice.

3. The respondent PIO is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **18.1.2021**.

Contd....2

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Appeal Case No. 2110 of 2021 (Video Conference Proceedings)

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him *ex parte*.” Copies of this order be sent to the parties through registered post.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 26.5.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

25.2.2022

Cc: Commissioner, Municipal Corporation, Ludhiana, for information and further necessary action.

PUNJAB STATE INFORMATION COMMISSION

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Nitin Kumar Garg,
S/o Brish Bhan Garg,
C/o Police Public Dairy,
15 A, Model Town,
Ludhiana.

Versus

Public Information officer,
o/o Headquarter, Zone B,
Municipal Corporation,
Near Mata Rani Chowk,
Ludhiana.

First Appellate Authority-cum-
o/o Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No. 2111 of 2021 (Video Conference Proceedings)

PRESENT:

Nitin Kumar Garg (Appellant) 78143-22100

Gurjeet Singh, JE from Zone B (for the Respondent) 70096-21098

ORDER:

(To be read in continuity with earlier orders on 18.11.2021)

1. The RTI application is dated **18.1.2021** vide which the appellant has sought information **regarding financial statement/comparative statements on basis of which tenders were allotted etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **22.2.2021** and Second Appeal was filed in the Commission on **30.4.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on 18.11.2021.

2. Both parties are present. The respondent PIO, represented by Gurjeet Singh, JE from Zone-B, O&M Cell, has submitted a copy of the reply sent to the appellant vide Letter No. 264/PIO/O&M/B Dated 18.2.2022 alongwith partial information. The respondent states that the corporation's staff have been busy with ongoing State Assembly Elections and has assured the Commission that all the pending information will be supplied within the next ten days.

3. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

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Appeal Case No. 2111 of 2021 (Video Conference Proceedings)

4. **Next hearing on 26.5.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

25.2.2022

PUNJAB STATE INFORMATION COMMISSION

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Jagjit Singh,

R/o Aman Nagar,

St.No.3, Backside Green Land School,

Near Jalandhar Bye Pass,

Ludhiana.

Versus

Public Information Officer,

o/o Municipal Corporation,

District Ludhiana.

First Appellate Authority,

o/o Municipal Corporation,

District Ludhiana.

Appeal Case No. 86 of 2021 (Video Conference Proceedings)

PRESENT:

Jagjit Singh (Appellant) 99142-48131 via Cisco Webex

Davinder Singh, Draftsman from Zone-A (for the Respondent) 98558-24996

ORDER:

(To be read in continuity with earlier orders on 9.4.2021, 12.8.2021, and 18.11.2021)

1. The RTI application is dated **25.2.2020** vide which the appellant has sought information **regarding two Complaints – vide Receipt No. EP578504591IN to the Commissioner and Receipt No. EP 578504441 to the ATP, dated 17.2.2019,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **25.5.2020** and Second Appeal was filed in the Commission on **21.12.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **18.11.2021**.

2. Both parties are present. At the last hearing on 18.11.2021, the respondent PIO was directed to make a certified copy of the entire file pertaining to the building listed in the RTI application and submit this to the Commission with a copy to the appellant. The respondent PIO has failed to comply with the Commission's direction.

3. The respondent PIO is herewith given one final opportunity to comply with this Commission's direction failing which penal action will be initiated as per the RTI Act, 2005.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

Contd....2

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Appeal Case No. 86 of 2021 (Video Conference Proceedings)

5. **Next hearing on 26.5.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
25.2.2022

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Jagjit Singh,

R/o Aman Nagar, St. No.3,
Backside Green Land School,
Near Jalandhar Bye Pass,
Ludhiana.

Versus

Public Information Officer,

o/o Municipal Corporation,
Ludhiana.

First Appellate Authority,

o/o Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No. 130 of 2021 (Video Conference Proceedings)

PRESENT:

Jagjit Singh (Appellant) 99142-48131 via Cisco Webex

Rohit Thakur, Building Clerk from Zone-B (for the Respondent) 70095-15793

ORDER:

(To be read in continuity with earlier orders on 9.4.2021, 12.8.2021, and 18.11.2021)

1. The RTI application is dated **17.7.2020** vide which the appellant has sought information **regarding Gulati Handlooms, Chandigarh Road, Near Shiv Mandir, in 14 points**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **10.9.2020** and Second Appeal was filed in the Commission on **24.12.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **18.11.2021**.

2. Both parties are present. At the last hearing on 18.11.2021, the appellant was requested to collect the information from the respondent PIO at a mutually agreed date and time. The appellant has not done so. The record requested in the RTI application is in the custody of **Rohit Thakur**, Building Clerk from Zone B and appellant agrees to collect it from his office after this hearing.

3. **Next hearing on 26.5.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh
25.2.2022

PUNJAB STATE INFORMATION COMMISSION

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Jagjit Singh,
S/o Harbans Singh,
R/o Aman Nagar, Street No 3,
Backside Green Land School,
Near Jalandhar ByPass,
District Ludhiana.

Versus

Public Information officer,
o/o Municipal Corporation,
District Ludhiana.
First Appellate Authority-cum-
o/o Commissioner, Municipal Corporation,
District Ludhiana.

Appeal Case No. 2025 of 2021 (Video Conference Proceedings)

PRESENT:

Jagjit Singh (Appellant) 99142-48131 via Cisco Webex

Davinder Singh, Draftsman from Zone-A (for the Respondent) 98558-24996

ORDER:

*(To be read in continuity with earlier orders on **18.11.2021**)*

1. The RTI application is dated **6.2.2021** vide which the appellant has sought information **regarding Max City Hospital**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **6.3.2021** and Second Appeal was filed in the Commission on **26.4.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **18.11.2021**.

2. Both parties are present. The respondent PIO has submitted a copy of the reply vide Letter No. 915/ATP/RTI/D Dated 24.2.2022 along with the requested information. He however, states that said reply/information is still to be sent to the appellant.

3. The respondent PIO is directed to send the reply and information to the appellant by registered post today itself.

4. **Next hearing on 26.5.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
25.2.2022

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Jagjit Singh,

S/o Harbans Singh,

R/o Aman Nagar, Street No 3,

Backside Green Land School,

Near Jalandhar ByPass,

Ludhiana.

Versus

Public Information officer,

o/o Municipal Corporation,

Ludhiana.

First Appellate Authority-cum-

o/o Commissioner, Municipal Corporation,

Ludhiana.

Appeal Case No. 2123 of 2021 (Video Conference Proceedings)

PRESENT:

Jagjit Singh (Appellant) 99142-48131 via Cisco Webex

Davinder Singh, Draftsman from Zone-A (for the Respondent) 98558-24996

ORDER:

*(To be read in continuity with earlier orders on **18.11.2021**)*

1. The RTI application is dated **5.2.2021** vide which the appellant has sought information **regarding a complaint filed on 14.11.2018**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **6.3.2021** and Second Appeal was filed in the Commission on **30.4.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **18.11.2021**.

2. Both parties are present. The respondent PIO, represented by Davinder Singh, Draftsman from Zone A, has sent a reply to the appellant vide Letter No. 671/ATP-A/RTI/D dated 15.11.2021, with a pointwise reply to the RTI application. The PIO's contention that the building cited in the complaint cited in the RTI application is the subject of case in Hon'ble Punjab & Haryana High Court, is not a valid ground denying the requesting information unless he can submit evidence to show that the Court has prohibited its publication.

3. The respondent PIO is directed herewith to supply the requested information with a copy to this Commission within the next 10 days.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Contd....2

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Appeal Case No. 2123 of 2021 (Video Conference Proceedings)

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 26.5.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

25.2.2022

PUNJAB STATE INFORMATION COMMISSION

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Jagjit Singh,
S/o Harbans Singh,
R/o Aman Nagar, Street No 3,
Backside Green Land School,
Near Jalandhar ByPass,
Ludhiana.

Versus

Public Information officer,
o/o Municipal Corporation,
Ludhiana.
First Appellate Authority,
o/o Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No. 2437 of 2021 (Video Conference Proceedings)

PRESENT:

Jagjit Singh (Appellant) 99142-48131 via Cisco Webex

Davinder Singh, Draftsman from Zone-A (for the Respondent) 98558-24996

ORDER:

*(To be read in continuity with earlier orders on **18.11.2021**)*

1. The RTI application is dated **25.2.2021** vide which the appellant has sought information **regarding day to day present status of complaints**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **25.3.2021** and Second Appeal was filed in the Commission on **24.5.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **18.11.2021**.

2. Both parties are present. The respondent PIO, represented by Davinder Singh, Draftsman from Zone-A, has resubmitted a copy of his earlier reply to the appellant. However, the appended information has not been sent to the Commission or the appellant. The respondent PIO is given one final opportunity to furnish the information cited in his reply vide Letter No. 752/ATP/A/RTI/D Dated 15.11.2021, to the appellant as well as this Commission.

3. **Next hearing on 26.5.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
25.2.2022

PUNJAB STATE INFORMATION COMMISSION

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Jagjit Singh,

S/o Harbans Singh,

R/o Aman Nagar, Street No 3,

Backside Green Land School,

Near Jalandhar ByPass,

Ludhiana.

Versus

Public Information officer,

o/o Municipal Corporation,

Ludhiana.

First Appellate Authority-cum-

o/o Commissioner, Municipal Corporation,

Ludhiana.

Appeal Case No. 2514 of 2021 (Video Conference Proceedings)

PRESENT:

Jagjit Singh (Appellant) 99142-48131 via Cisco Webex

Davinder Singh, Draftsman from Zone-A (for the Respondent) 98558-24996

ORDER:

(To be read in continuity with earlier orders on 18.11.2021)

1. The RTI application is dated **6.3.2021** vide which the appellant has sought information **regarding Greenland School**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **9.4.2021** and Second Appeal was filed in the Commission on **26.5.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **18.11.2021**.

2. Both parties are present. The respondent PIO, represented by Davinder Singh, Draftsman from Zone A, has resubmitted reply/information sent to the appellant vide Letter No. 754 Dated 15.11.2021, along with some information. The Commission notes that the said reply and information received via email is not legible and the respondent PIO is directed to resend the reply as well as the appended information by registered post to both the appellant and this Commission.

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

PUNJAB STATE INFORMATION COMMISSION

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Appeal Case No. 2514 of 2021 (Video Conference Proceedings)

5. **Next hearing on 26.5.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

25.2.2022

PUNJAB STATE INFORMATION COMMISSION

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REGISTERED **SHOW CAUSE NOTICE**

Jagjit Singh,
S/o Harbans Singh,
R/o Aman Nagar, Street No.3,
Backside Green Land School,
Near Jalandhar Bypass,
Ludhiana.

Versus

Public Information Officer,
o/o Municipal Corporation,
O&M Cell, Zone D,
Ludhiana.

Public Information Officer,
o/o Municipal Corporation,
Ludhiana.

Public Information Officer,
o/o Municipal Corporation, Headquarters,
Ludhiana.

First Appellate Authority,
o/o Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No. 4056 of 2020 (Video Conference Proceedings)

PRESENT:

Jagjit Singh (Appellant) 99142-48131

Gurjeet Singh, m JE from Zone-B (for the Respondent) 70096-21098

ORDER:

(To be read in continuity with earlier orders on 18.3.2021 and 18.11.2021)

1. The RTI application is dated **6.6.2020** vide which the appellant has sought information **regarding submersible pumps operating in Ludhiana City**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **17.7.2020** and Second Appeal was filed in the Commission on **15.12.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **18.11.2021**.

2. Both parties are present. At the last hearing on 18.11.2021, the PIOs, (O&M) Cell Zones A, B, and D were directed to prepare certified copies of the information requested in this RTI application and submit it to the Commission within 15 days. None of the aforesaid PIOs have complied with the Commission's order. However, the appellant states that he has received the information from Zone A, B and C and only the information from Zone D is still pending.

Contd....2

PUNJAB STATE INFORMATION COMMISSION

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Appeal Case No. 4056 of 2020 (Video Conference Proceedings)

3. In view of the above, this Commission deems it fit to serve the PIO (O & M) Cell, Zone D, with this Show Cause Notice.

4. The respondent PIO is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing willful delay/denial of the information requested by the appellant as far back as on **6.6.2020**.

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision there to, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him *ex parte*.” Copies of this order be sent to the parties through registered post.

5. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

6. Next hearing on 26.5.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

25.2.2022

Cc: Commissioner, Municipal Corporation, Ludhiana, for information and further necessary action.