

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden, Sector 16, Chandigarh.
Ph: 0172-2864114, Email: - psicsic30@punjabmail.gov.in
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Sh Shingara Singh, S/o Sh Dalip Singh,
Village Rauwal, P.O Fatehgarh Panjtoor,
Distt Moga .

... Complainant

Versus

Public Information Officer,
O/o SDO, PSPCL,
Fatehgarh Panjtoor,
Distt Moga.

...Respondent

Complaint Case No. 972 of 2019

PRESENT: Sh.Shingara Singh as the Complainant
Sh.KewalSingh, SDO PSPCL Fatehgarh Panjtoor for the Respondent

ORDER:

The complainant through RTI application dated 15.07.2019 has sought information regarding poles installed within the jurisdiction of JE Sh.Jatinder Kumar of this sub-division and other information concerning the office of SDO, PSPCL, Fatehgarh Panjtoor, Distt Moga. . The complainant was not satisfied with the reply of the PIO dated 22.10.2019 after which the complainant filed a complaint in the Commission on 07.11.2019.

The respondent present pleaded that the information has been provided to the complainant. The complainant has received the information and is satisfied.

Since the information has been provided, no further course of action is required. The case is **disposed off and closed**.

Chandigarh
Dated 26.02.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Jaswant Sarpal,
S/o Sh Darbari Lal Sarpal,
H No-2220/2, Gali Arian,
I/s Mahan Singh Gate,
Amritsar.

... Appellant

Versus

Public Information Officer,
O/o Commissioner, MC,
Moga.

First Appellate Authority,
O/o Commissioner, MC,
Moga

...Respondent

Appeal Case No. 2631 of 2019

PRESENT: Sh.Jaswant Sarpal as the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 29.03.2019 has sought information regarding appointment of APIOs, PIOs and AA in the MC Moga and other information concerning the office of Commissioner, MC Moga. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 07.05.2019 which took no decision on the appeal. After filing appeal, the PIO sent reply to the appellant on 13.05.2019 stating that the information is not available in their record.

The case was first heard by Dr.Pawan Kumar Singla, State Information Commissioner on 30.10.2019. The respondent was absent. However, since the Commission had earlier received a letter from the appellant in appeal case numbers 2203 & 2204 showing that his cases are disposed off without supply of demanded documents, the matter should have been placed before the CIC and some other SIC, the case has been transferred to this bench.

The appellant claims that the PIO has not provided the information. The respondent is absent. The PIO is directed to relook at the RTI application and provide the information. If the record is not traceable, to give solid reasons for non supply of information on both the points.

To come up for further hearing on **04.05.2020 at 11.00 AM.**

Chandigarh
Dated 26.02.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Jaswant Sarpal,
S/o Sh Darbari Lal Sarpal,
H No-2220/2, Gali Arian,
I/s Mahan Singh Gate,
Amritsar.

... Appellant

Versus

Public Information Officer,
O/o Commissioner, MC,
Amritsar.

First Appellate Authority,
O/o Commissioner, MC,
Amritsar.

...Respondent

Appeal Case No. 2632 of 2019

PRESENT: Sh.Jaswant Sarpal as the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 24.02.2019 has sought information regarding amount granted and utilized in Smart City Project scheme, completion report and other information concerning the office of Commissioner, MC Ludhiana. The appellant was asked by the PIO vide letter dated 19.03.2019 to deposit requisite fee of Rs.920/- for 460 pages after which the appellant filed first appeal before the First Appellate Authority on 18.04.2019 which took no decision on the appeal.

The case was first heard by Dr.Pawan Kumar Singla, State Information Commissioner on 30.10.2019. The respondent was absent. However, since the Commission had earlier received a letter from the appellant in appeal case numbers 2203 & 2204 showing that his cases are disposed off without supply of demanded documents, the matter should have been placed before the CIC and some other SIC, the case has been transferred to this bench.

The respondent is absent. The Commission has received an email from the PIO stating that since the appellant has not deposited the requisite fee as demanded vide letter dated 19.03.2019, the information cannot be provided. The appellant says that the information required might not run into 460 pages and the PIO has raised excess amount.

The appellant is directed to inspect the record by fixing a mutually convenient date and time and take the relevant information. The PIO is directed to allow inspection of the record to the appellant and provide the relevant information by raising requisite fee as per the RTI Act.

To come up for further hearing on **04.05.2020 at 11.00 AM.**

Chandigarh
Dated 26.02.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Jaswant Sarpal,
S/o Sh Darbari Lal Sarpal,
H No-2220/2, Gali Arian,
I/s Mahan Singh Gate,
Amritsar.

... Appellant

Versus

Public Information Officer,
O/o Commissioner, MC,
Amritsar.

First Appellate Authority,
O/o Commissioner, MC,
Amritsar.

...Respondent

Appeal Case No. 2633 of 2019

PRESENT: Sh.Jaswant Sarpal as the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 24.02.2019 has sought information regarding amount granted and utilized in HIRDAY PROJECT scheme, completion report and other information concerning the office of Commissioner, MC Ludhiana. The appellant was asked by the PIO vide letter dated 19.03.2019 to deposit requisite fee of Rs.920/- for 460 pages after which the appellant filed first appeal before the First Appellate Authority on 18.04.2019 which took no decision on the appeal.

The case was first heard by Dr.Pawan Kumar Singla, State Information Commissioner on 30.10.2019. The respondent was absent. However, since the Commission had earlier received a letter from the appellant in appeal case numbers 2203 & 2204 showing that his cases are disposed off without supply of demanded documents, the matter should have been placed before the CIC and some other SIC, the case has been transferred to this bench.

. The appellant says that the information required might not run into 460 pages and the PIO has raised excess amount. The respondent is absent.

The Commission observes that in two cases, the PIO has raised exactly the same fee for same number of pages. It appears that the PIO has not applied his mind while raising the amount in both the cases.

The appellant is directed to inspect the record by fixing a mutually convenient date and time and take the relevant information. The PIO is directed to allow inspection of the record to the appellant and provide the relevant information by raising requisite fee as per the RTI Act.

To come up for further hearing on **04.05.2020 at 11.00 AM.**

Chandigarh
Dated 26.02.2020

Sd/-
(Khushwant Singh)
State Information Commissioner



Sh Jaswant Sarpal,
S/o Sh Darbari Lal Sarpal,
H No-2220/2, Gali Arian,
I/s Mahan Singh Gate,
Amritsar.

... Appellant

Versus

Public Information Officer,
O/o Commissioner, MC,
Amritsar.

First Appellate Authority,
O/o Commissioner, MC,
Amritsar.

...Respondent

Appeal Case No. 3133 of 2019

PRESENT: Sh.Jaswant Sarpal as the Appellant
Sh.Raman Kumar, Supervisor O/o MC Amritsar for the Respondent

ORDER:

The appellant through RTI application dated 01.06.2019 has sought information regarding renovation in Municipal Corporation Amritsar – date of proposal, sanction obtained, amount sanctioned and utilized, tender called and other information concerning the office of Commissioner, MC Ludhiana. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 02.07.2019 which took no decision on the appeal.

The case was earlier fixed for hearing before Dr.Pawan Kumar Singla, State Information Commissioner on 20.11.2019. However, since the Commission had earlier received a letter from the appellant showing that his cases are disposed off without supply of demanded documents, the matter should have been placed before the CIC and some other SIC, the case has been transferred to this bench.

Having gone through the RTI application, the Commission observes that the appellant has not specified the period for which the information is required. The appellant pleaded that the information be provided for the period from 01.01.2019 to 30.06.2019.

The Respondent present has sought some more time to provide the information. The PIO is directed to provide the information within 15 days and send a compliance report to the Commission.

To come up for further hearing on **04.05.2020 at 11.00 AM.**

Chandigarh
Dated 26.02.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Jaswant Sarpal,
S/o Sh Darbari Lal Sarpal,
H No-2220/2, Gali Arian,
I/s Mahan Singh Gate,
Amritsar.

... Appellant

Versus

Public Information Officer,
O/o Commissioner, MC,
Amritsar.

First Appellate Authority,
O/o Director, Department of Local Govt,
Govt of Punjab, Chandigarh.

...Respondent

Appeal Case No. 3134 of 2019

PRESENT: Sh.Jaswant Sarpal as the Appellant
Sh.Ram Ishwar, Superintendent O/o Local Bodies, Pb Chandigarh for the Respondent

ORDER:

The appellant through RTI application dated 05.04.2019 has sought information regarding circular issued by the department of Local Govt. of Punjab ignored by the MC Amritsar regarding appointment of PIOs & APIOs and other information concerning the office of Commissioner, MC Ludhiana. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 02.07.2019 which took no decision on the appeal.

The case was earlier fixed for hearing before Dr.Pawan Kumar Singla, State Information Commissioner on 20.11.2019. However, since the Commission had earlier received a letter from the appellant showing that his cases are disposed off without supply of demanded documents, the matter should have been placed before the CIC and some other SIC, the case has been transferred to this bench.

The respondent present from the office of Department of Local Govt. Pb informed that since the information relates to the office of MC Amritsar, they have transferred the application to the MC Amritsar under section 6(3) of the RTI Act.

The respondent from MC Amritsar is absent. During the hearing, the Commission observed that the appellant is primarily seeking copy of circular/order under which the APIOs/PIOs were appointed-the ones whose names are mentioned on the website of the MC Amritsar. The PIO is directed to provide the copy of order through which these APIO's/PIOs were appointed whose names have been put on website of the Corporation. The information be provided within 15 days.

To come up for further hearing on **04.05.2020 at 11.00 AM.**

Chandigarh
Dated 26.02.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Jaswant Sarpal,
S/o Sh Darbari Lal Sarpal,
H No-2220/2, Gali Arian,
I/s Mahan Singh Gate,
Amritsar.

... Appellant

Versus

Public Information Officer,
O/o Commissioner, MC,
Amritsar.

First Appellate Authority,
O/o Commissioner, MC,
Amritsar.

...Respondent

Appeal Case No. 3170 of 2019

PRESENT: Sh.Jaswant Sarpal as the Appellant
Sh.Kuldeep Singh, Jr Assistant O/o EO-MC Amritsar for the
Respondent

ORDER:

The appellant through RTI application dated 08.06.2019 has sought information on 9 points regarding Som Bazar in which area on road for Phuries and Rehri had been allotted on rent which is valid for one day on the road under the old wall city of Amritsar by the order of Commissioner, MC Amritsar – copy of request from general public, order of Commissioner, date of permission and other information concerning the office of Commissioner, MC Amritsar. The appellant was not provided the information after which the appellant filed first appeal before the First appellate Authority on 09.07.2019 after which the PIO sent information to the appellant vide letter dated 10.07.2019, 06.08.2019 and 20.08.2019. On being not satisfied with the information, the appellant filed 2nd appeal in the Commission on 27.08.

The case was earlier fixed for hearing before Dr.Pawan Kumar Singla, State Information Commissioner on 20.11.2019. However, since the Commission had earlier received a letter from the appellant showing that his cases are disposed off without supply of demanded documents, the matter should have been placed before the CIC and some other SIC, the case has been transferred to this bench.

The respondent present pleaded that the information has been provided to the appellant. The appellant pleaded that the order of the Commissioner regarding point-1 has not been provided and the information supplied on other points is also incomplete. The respondent says that the order of the Commissioner is not traceable in the record handed over by the earlier dealing official who has since retired.

Hearing both the parties, the PIO is directed to file point-wise reply and if the information on any point is not available, to justify and give in writing on an affidavit.

To come up for further hearing on **04.05.2020 at 11.00 AM.**

Chandigarh
Dated 26.02.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Jaswant Sarpal,
S/o Sh Darbari Lal Sarpal,
H No-2220/2, Gali Arian,
I/s Mahan Singh Gate,
Amritsar.

... Appellant

Versus

Public Information Officer,
O/o Commissioner, MC,
Amritsar.

First Appellate Authority,
O/o Commissioner, MC,
Amritsar.

...Respondent

Appeal Case No. 3656 of 2019

PRESENT: Sh.Jaswant Sarpal as the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 02.07.2019 has sought information regarding ban on constructions in the walled city of Amritsar by order of Hon'ble High Court as per CWP 14900 of 2010 indicating MC letter dated 13.10.2017 – action taken, list of illegal buildings/hotels and other information concerning the office of Commissioner, MC Ludhiana. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 12.08.2019 which took no decision on the appeal.

The appellant claims that the PIO has not provided the information even after a period of seven months. The respondent is absent.

Having gone through the RTI application, the Commission observes that in point -4 of the RTI application, the appellant is basically seeking that if there are illegal and unlawful constructions going on, and the name of authority responsible to check these activities. The PIO is directed to provide information on points 1 to point-3.

To come up for further hearing on **04.05.2020 at 11.00 AM.**

Chandigarh
Dated 26.02.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Jagan Nath, S/o ShGanpat Ram,
Guru Angad Dev Nagar, K K Road,
Street o-13, H No-1836,
Sri Mukatsar Sahib.

... Appellant

Versus

Public Information Officer,
O/o Tehsildar,
Sri Mukatsar Sahib.

First Appellate Authority,
O/o Tehsildar,
Sri Mukatsar Sahib.

... Respondent

Appeal Case No. 4149 of 2019

PRESENT: None for the Appellant
Sh. Sukhpal Singh, Jr Assistant O/o Tehsildar Sri Mukatsar Sahib for the
Respondent

ORDER:

The appellant through RTI application dated 19.06.2019 has sought information regarding replacing and shifting of old tehsil in the Deputy Commissioner office complex, arrest of Sh. Sher Singh Chauhan for misappropriation of funds and other information concerning the office of Tehsildar Sri Mukatsar Sahib. The appellant was denied the information by the PIO vide letter dated 11.07.2019 after which the appellant filed first appeal before the First Appellate Authority on 16.08.2019 which took no decision on the appeal.

The respondent present informed that the information has been supplied to the appellant vide letter dated 07.02.2020 and a copy of the same is submitted to the Commission.

The appellant is absent nor has communicated any discrepancies. A copy of the information is being attached with the order for the appellant. The appellant is directed to point out the discrepancies, if any to the PIO and the PIO is directed to remove the same.

To come up for further hearing **on 31.03.2020 at 11.00 AM through video conference** facility available in the office of Deputy Commissioner, Sri Mukatsar Sahib. Copies of order be sent to both the parties through registered post.

Chandigarh
Dated 26.02.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Rajesh Gupta,
21/5, Asha Puri,
Barewal, Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o Punjab Energy Development Agency,
Sector 33-D, Chandigarh.

First Appellate Authority,
O/o Punjab Energy Development Agency,
Sector 33-D, Chandigarh.

...Respondent

Appeal Case No. 4157 of 2019

PRESENT: Sh.Rajesh Gupta as the Appellant
None for the Respondent

ORDER:

The appellant through RTI application dated 22.07.2019 has sought information regarding subsidy released by PUDA from 01.04.2018 to 31.03.2019 against Roof Top Power Plant Grid and other information concerning the office of Punjab Energy Development Agency Chandigarh. The appellant was denied the information by the PIO vide letter dated 16.08.2019 after which the appellant filed first appeal before the First appellate Authority on 02.09.2019 which disposed off the appeal upholding the PIO's view.

The appellant claims that the PIO has not provided the information. The respondent is absent. The Commission has received a letter on 13.02.2020 from the APIO stating that there is no list available on record for subsidy released against grid connected solar rooftop power plants.

The Commission finds it hard to believe that there is no list of beneficiaries of subsidy for Roof Top Power Plant Grid and observed that the PIO has simply ignored the application in a cursory way. The PIO is directed to provide the information. The PIO is also directed to be present on the next date of hearing.

To come up for further hearing on **05.05.2020 at 11.00 AM.**

Chandigarh
Dated 26.02.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Parmod Kumar, S/o Sh Achoor Singh,
R/o PAM, C-9, Phase-5, Focal Point,
Ludhiana.

... Appellant

Versus

Public Information Officer,
O/o GLADA,
Ludhiana.

First Appellate Authority,
O/o GLADA,
Ludhiana.

...Respondent

Appeal Case No. 4166 of 2019

PRESENT: Sh.Parmod Kumar as the Appellant
Sh.Santosh Kumar Bains, PIO for the Respondent

ORDER:

The appellant through RTI application dated 31.07.2019 has sought information regarding plot no.C-9 & C-10 Bhrdman Join Industry Focal Point Ludhiana – number of plots allotted, rules/regulations, number of registries and other information concerning the office of GLADA Ludhiana. The appellant was not provided the information after which the appellant filed first appeal before the First Appellate Authority on 16.09.2019 which took no decision on the appeal.

The respondent present pleaded that the information has been supplied to the appellant vide letter dated 19.02.2020 and a copy of the same is submitted to the Commission. The appellant has received the information. The appellant is however, not satisfied with the reply regarding point 4(b) and stated that the decision of the court has not been provided.

The PIO is directed to resolve the matter regarding point-4(b) within 10 days and send a compliance report to the Commission.

To come up for compliance on **26.03.2020 at 11.00 AM.**

Chandigarh
Dated 26.02.2020

Sd/-
(Khushwant Singh)
State Information Commissioner

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Sh Rajinder Singh, S/o Sh Jaspal Singh,
VPO Amarpura, Tehsil Abohar,
Distt Fazilka.

... Appellant

Versus

Public Information Officer,
O/o SSP,
Fazilka.

First Appellate Authority,
O/o IGP, Ferozepur Range,
Ferozepur.

...Respondent

Appeal Case No. 4208 of 2019

PRESENT: None for the Appellant
Sh.Joginder Kumar, Clerk-RTI Branch and Sh.Pappu Ram HC –PS
Wahabwala for the Respondent

ORDER:

The appellant through RTI application dated 29.07.2019 has sought information regarding backup of recording of CCTV cameras of police station Wahabwala Tehsil Abhoar of dated 22.07.2019 and other information concerning the office of SSP Fazilka. The appellant was denied the information by the PIO vide letter dated 12.08.2019 after which the appellant filed first appeal before the First Appellate Authority on 08.09.2019 which took no decision on the appeal.

The respondent present pleaded that since the recording of the cameras in police department is a secret document, the information cannot be provided and it is exempted under section 8(1)(G) of the RTI Act.

The appellant is absent. Having gone through the file, the Commission observes that there is nothing on record to establish that there is a larger public interest involved in disclosure of information. The appellant is directed to establish that there is sufficient public interest in disclosure of information since the PIO has denied the information under section 8(1)(G).

To come up for further hearing **on 05.05.2020 at 11.00 AM** through video conference facility available in the office of Deputy Commissioner, Fazilka. Copies of order be sent to both the parties through registered post.

Chandigarh
Dated 26.02.2020

Sd/-
(Khushwant Singh)
State Information Commissioner