

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in

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Helpline No.: 0172-2864100 (From 10.00 AM to 04.00 PM on working days)



Shri Dharamjit Singh,
District Pradhan Lok Justice Party,
Sri Muktsar Sahib.

.....Appellant

Versus

Public Information Officer
O/o Executive Officer
Municipal Council,
Sri Muktsar Sahib.

First Appellate Authority-cum-
Regional Deputy Director,
Local Government, Bathinda..

...Respondents

AC No.4759/2021

Present: (i) **None for the appellant.**
(ii) **None on behalf of the PIO/**

ORDER

1. This order may be read with reference to the order dated 25.04.2022 passed by this Bench on the previous hearing.
2. The has been heard today. The appellant has not come present either in person or through cisco webex.
3. Neither the PIO O/o MC, Sri Mukatsar Sahib has come present to attend the hearing in person before the Bench nor through cisco webex. However, a letter dated 16.05.2022 is available in the case file whereby the information has been sent to the appellant.
4. The appellant Shri Dharamjit Singh is contacted on mobile phone. On the asking of the Bench, the appellant states that the information has been provided to him but he is not satisfied with the same as the same is not as per information sought vide his RTI application.
5. The PIO O/o Municipal Council, Sri Muktsar Sahib is again directed to call the appellant to his office and allow him access to the relevant official records and supply information to the appellant as may be identified by him duly attested by the PIO before the next hearing as also to ensure to come present in person on the next hearing. The PIO is also directed to bring along the relevant official record on the next hearing.
6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 20.09.2022 at 11.30 AM in Commission's office at Chandigarh.** Copies of the Order be sent to the concerned parties.

Chandigarh
26.07.2022

Sd/-
(Lt Gen Ajae Kumar Sharma (Retd))
State Information Commissioner, Punjab

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Shri Surinder Kumar,
S/o Shri Hakam Rai,
R/o #1869/92, Kila Mohalla,
Daresi Road, Ludhiana.

.....Appellant

Versus

Public Information Officer
O/o Greater Ludhiana Area Development
Authority (GLADA), Ludhiana.

First Appellate Authority,
O/o Chief Administrator,
Greater Ludhiana Area Development
Authority (GLADA),
Ludhiana.

...Respondents

AC No.4752/2021

Present: (i) **Shri Surinder Kumar, the Appellant, in person.**
(ii) **None on behalf of the PIO/Respondent.**

ORDER

1. This order may be read with reference to the order dated 25.04.2022 passed by this Bench on the previous hearing.
2. The case has been heard today.. Shri Surinder Kumar, appellant comes present to attend the hearing in person before the Bench. He states that he has not been supplied any information so far. He further states that he had also visited the office of PIO, GLADA but he was not entertained.
3. Neither the PIO O/o GLADA, Ludhiana, has come present to attend the hearing in person before the Bench or through cisco webex nor he has deputed any of his representatives to attend the hearing on behalf of PIO. However, an e.mail dated 26.07.2022 has been received from Shri Ashok Kumar, APIO, GLADA, Ludhiana stating that he has to attend an urgent meeting and as such, is unable to attend today's hearings and has requested for exemption from appearance in the hearing.

Cont..P-2

4. The Bench observes that letter dated 04.05.2022 and 28.06.2022 are available in the case file vide which the information has been supplied to the appellant. On the asking of the Bench, the appellant denies receipt of the same. Then he is shown the copies of these letters. The appellant expresses dis-satisfaction over the reply of the PIO.

5. The Bench observes that the PIO has not come present to attend the hearing and he has also not complied with the direction of the Bench as he was directed to call the appellant to allow him access to the official records so as to enable the appellant to identify the information he desires. This attitude of the PIO is viewed adversely. The PIO O/o GLADA, Ludhiana is issued show cause notice to explain his absence as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for not supplying complete information to the appellant. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

6. In addition to the written reply, the PIO is hereby given an opportunity u/s 20(1) proviso thereto for personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply and does not avail himself of the opportunity of personal hearing on the next 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.

7. The PIO is directed to comply with the directions in totality as given during the previous hearing as also to ensure to come present before the Bench in person on the next hearing.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 20.09.2022 at 11.30 AM in Commission's office at Chandigarh.** Copy of the order be sent to the parties.

Chandigarh
26.07.2022

Sd/-
(Lt Gen Ajae Kumar Sharma (Retd))
State Information Commissioner, Punjab

Copy to(By Regd.Post):

PIO O/o GLADA, Ludhiana

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Helpline NO.0172-2864100 (10.00 AM to 04.00 PM on working days)

Shri Gulshan Kumar,
1525/1, Street No.33,
Preet Nagar, Shimlapuri,
Ludhiana.

.....Appellant

Versus

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

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

....Respondents

AC No.2363 of 2020

Present: (i) Appellant- absent.
(ii) None on behalf of PIO, Zone-A, Municipal Corporation, Ludhiana,

ORDER:

1. This order may be read with reference to the order dated 10.05.2022 passed by this Bench on the previous hearing.
2. The case was scheduled to be heard today in Commission's office at Chandigarh. Shri Gulshan Kumar, appellant has not come present to attend the hearing in person before the Bench or through cisco webex.
3. Neither the PIO Zone-A, Municipal Corporation, Ludhiana has come present nor he has deputed any of his representative to attend the hearing on behalf of PIO.
4. The Bench observes that during the previous hearing, acceding to the request of the representative of PIO for adjournment, the matter was adjourned and the PIO was directed to comply with the directions as given by the Bench in its entirety. The Bench further observes that this is the seventh consecutive hearing and the PIO has failed to comply with the directions of the Bench as also to come present in person before the Bench. The PIO is given another opportunity to comply with the directions of the Bench in its entirety as also to come present in person before the Bench on the next hearing, failing which the Bench will be constrained to issue bailable warrant.
5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 20.09.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
26.07.2022**

**Sd/-
(Lt Gen Ajae Kumar Sharma (Retd))
State Information Commissioner, Punjab**

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Shri Gulshan Kumar,
1525/1, Street No.33,
Preet Nagar, Shimlapuri,
Ludhiana.

.....Appellant

Versus

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

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

....Respondents

AC No.2366 of 2020

Present: (i) Appellant- absent.
(ii) None on behalf of PIO, Zone-A, Municipal Corporation, Ludhiana,

ORDER:

1. This order may be read with reference to the order dated 10.05.2022 passed by this Bench on the previous hearing.
2. The case was scheduled to be heard today in Commission's office at Chandigarh. Shri Gulshan Kumar, appellant has not come present to attend the hearing in person before the Bench or through cisco webex.
3. Neither the PIO Zone-A, Municipal Corporation, Ludhiana has come present nor he has deputed any of his representative to attend the hearing on behalf of PIO.
4. The Bench observes that during the previous hearing, acceding to the request of the representative of PIO for adjournment, the matter was adjourned and the PIO was directed to comply with the directions as given by the Bench in its entirety. The Bench further observes that this is the seventh consecutive hearing and the PIO has failed to comply with the directions of the Bench as also to come present in person before the Bench. The PIO is given another opportunity to comply with the directions of the Bench in its entirety as also to come present in person before the Bench on the next hearing, failing which the Bench will be constrained to issue bailable warrant.
5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 20.09.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
26.07.2022**

**Sd/-
(Lt Gen Ajae Kumar Sharma (Retd))
State Information Commissioner, Punjab**

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Shri Kuldip Singh Walia
S/o Late Shri Harjit Singh
R/o Flat No.B004, Sushma Joynest,
Moh-1, Airport Road PR-7, Chhatt,
Zirakpur, District S.A.S.Nagar(Mohali).

.....Appellant

Versus

Public Information Officer

O/o Chief Engineer,
Operation, South,
PSPCL, Patiala..

First Appellate Authority

O/o Chief Engineer,
Operation, South,
PSPCL, Patiala..

....Respondents

AC No.4995 of 2021

Present: (i) **Appellant- absent.**
(ii) **Shri Baldev Chand, Assistant Executive Engineer Sub Division,
PSPCL, Dhakauli (Zirakpur), District S.A.S. Nagar, in person.**

ORDER

(Heard in person/on Mobile Phone)

1. This order may be read with reference to the order dated 10.05.2022 passed by this Bench on the previous hearing.
2. The case has been heard today. Shri Kuldip Singh Walia, appellant has neither come present to attend the hearing in person nor through Cisco Webex. He has, however, sent an e.mail dated 24.07.2022 that due to ill health, he may not be able to attend the court, but he will be available through audio/video/WhatsApp. He alleges in his e.mail that the PIO has supplied incomplete information and has intentionally attached the blank franchise agreement with the letter.
3. Shri Baldev Chand, A.E.E. Sub Division, PSPCL, Dhakauli (Zirakpur) comes present in person before the Bench and produces before the Bench authority letter to represent the case and states that the information has been sent to the appellant vide letter dated 20.07.2022 and has been received by the appellant on 22.07.2022.

Cont..P-2



-2-

AC No.4995/2021

4. The appellant is contacted on mobile phone and he is made to talk to the representative of PIO Shri Baldev Chand who apprises him of the information supplied vide letter dated 20.07.2022 but the appellant denies its receipt. Then on the asking of the Bench, the appellant states that he has sent e.mail dated 24.07.2022 wherein he has stated the incomplete information and a copy of blank franchise agreement which is of no consequence for him. He alleges that this has been done deliberately by the PIO.

5. Post deliberations with the representative of PIO and the appellant, the Bench directs the PIO to call the appellant and show him the related records and make available the information to the appellant before the next hearing. On the asking of the Bench, Shri Baldev Chand states that Shri H.S. Oberoi, Addl. S.E. D.S. Division, Zirakpur is the concerned officer/PIO who is directed to ensure compliance of the directions of the Bench, before the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 17.08.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
26.07.2022**

**Sd/-
(Lt Gen Ajae Kumar Sharma (Retd))
State Information Commissioner, Punjab**

Copy to (By Regd.Post)

**PIO/Addl. Superintending Engineer, Distribution Division, PSPCL, Zirakpur,
Distt. Mohali, to ensure compliance of the directions of the Bench.**

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Shri Kuldip Singh Walia
S/o Late Shri Harjit Singh
R/o Flat No.B004, Sushma Joynest,
Moh-1, Airport Road PR-7, Chhatt,
Zirakpur, District S.A.S.Nagar(Mohali).

.....Appellant

Versus

Public Information Officer
O/o Environmental Engineer,
Punjab Pollution Control Board,
Mohali.

First Appellate Authority
O/o Deputy Controller (F&A),
Punjab Pollution Control Board,
Patiala.

....Respondents

AC No.4994 of 2021

Present: (i) **Appellant- absent.**
(ii) **Ms. Jasmine Singh, Advocate on behalf of the
PIO/Respondent, in person.**

ORDER

(Heard in person/on Mobile Phone)

1. This order may be read with reference to the order dated 10.05.2022 passed by this Bench on the previous hearing.
2. The case has been heard today. Shri Kuldip Singh Walia, appellant has neither come present to attend the hearing in person nor through Cisco Webex. He has, however, sent an e.mail 24.07.2022 that due to ill health, he may not be able to attend the court, but he will be available through audio/video/WhatsApp. However, he is not available as stated by him. He alleges in his e.mail that the PIO has not attached NOC with Annexure-C which is stated to have been supplied.
3. Ms. Jasmine Singh, Advocate comes present to attend the hearing in person before the Bench on behalf of the PIO. She states that the appellant has been provided information vide letter dated 07.07.2022. She is apprised of the version of the appellant that NOC has not been attached with the Annexure-C to information which is stated to have been attached.

Cont..P-2



-2-

AC No.4994/2021

4. Post deliberations with the representative of PIO, the Bench directs the PIO to make available the information to the appellant removing the deficiencies pointed out by him as also to send a copy of the same to the Commission by e.mail, before the next hearing.

5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 17.08.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
26.07.2022**

**Sd/-
(Lt Gen Ajae Kumar Sharma (Retd))
State Information Commissioner, Punjaba**

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Shri Amarjit Singh Dhamotia,
RTI Activits, President, Whistle Blower,
NCAG Office, Ludhiana
#1331-5, Street No.5,
Near Vishawkarma Bhawan,
Down Canal Road, Shimlapuri,
Ludhiana-141003.

.....Appellant

Versus

Public Information Officer
O/o Chief Administrator,
GLADA, Ludhiana.

First Appellate Authority
O/o Chief Administrator,
GLADA, Ludhiana.

....Respondents

AC No.5066 of 2021

Present: (i) Appellant- absent.
(ii) None on behalf of PIO O/o GLADA, Ludhiana

ORDER

1. This order may be read with reference to the order dated 10.05.2022 passed by this Bench on the previous hearing.
2. The case was scheduled to heard today. Shri Amarjit Singh Dhamotia, appellant has not come to attend the hearing either in person or through Cisco Webex.
3. Neither the PIO O/o GLADA, Ludhiana has come present to attend the hearing in person or through cisco webex nor he has deputed any of his representatives to attend the hearing on behalf of the PIO. However, an e.mail dated 26.07.2022 has been received from Shri Ashok Kumar, APIO, GLADA, Ludhiana stating that he has to attend an urgent meeting and as such, is unable to attend today's hearings and has requested for exemption from appearance in the hearing.

Cont..P-2



-2-

AC No.5066/2021

4. On perusal of case file, the Bench observes that a letter dated 25.07.2022 has been received by e.mail from APIO-cum-Estate Officer (Regulatory), GLADA, Ludhiana, whereby the appellant has been informed that he has not sought any information in his RTI application.

5. The Bench peruses the RTI application and observes that the appellant talks of a complaint made to Chief Administrator, GLADA, Ludhiana and has sought information with regard to that complaint. The reply of the APIO, GLADA seems to have been given without going through the contents of RTI application. He is directed to find out as to on which complaint the appellant seeks information, comply with the directions of the Bench given on the previous hearing and provide information sought by the appellant before the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 20.09.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
26.07.2022**

**Sd/-
(Lt Gen Ajae Kumar Sharma (Retd))
State Information Commissioner, Punjab**