

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, NEAR ROSE GARDEN,

SECTOR 16, CHANDIGARH.

Ph: 0172-2864112, Email: - psic23@punjabmail.gov.in

Visit us: - www.infocommpunjab.com; Helpline No. 0172-2864100



Shri Karan Luthra, (93000 32600)
R/o # D-30, Silver Heights,
Near Wadala Chowk, Jalandhar – 144001

...Appellant

Versus

Public Information Officer,
O/o Municipal Corporation,
Jalandhar.

...Respondents

First Appellate Authority
O/o Municipal Corporation,
Jalandhar.

APPEAL CASE NO. 966 OF 2021 **(Cisco Webex Proceedings)**

(To be read in the continuity of previous order dated 13.07.2021 vide which the decision was reserved. Decision announced on 26.07.2022.)

ORDER:

1. The RTI application is dated 24.08.2020 vide which the Appellant has sought information from the PIO O/o Municipal Corporation, Jalandhar on the following points in his RTI application as under: -
 - *Please provide the list with details of Colonies/Plots/Buildings which have been applied for regularization under Regularization of Unauthorized Colonies Act, 2018*
 - *And also provide me the information of the colonies/plots/buildings to which completion certificate has been issued under this policy and which have been rejected under this policy.*
2. On not receiving information from the PIO and even after filing First Appeal with the First Appellate Authority (hereinafter FAA) on 28.09.2020, the Appellant filed Second Appeal in the Commission on 16.02.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act) and as such Notice of hearing was issued to the parties.

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OBSERVATIONS:

3. **Written Submission from Respondent:** The respondent authority has sent an Affidavit/undertaking which is duly signed by Sh. Ravinder Kumar (ATP), Vikash Dua (ATP), Vinod Kumar (ATP) and Wazir Raj (ATP), through email, the relevant portion of which is reproduced below:

1) Regarding point no. 2 & 3 of your RTI application no. 606/RTI dt. 24.08.2020 it is submitted that all available information available in material form in the office of undersigned had been already dispatched to you vide MTP No. 3606/MTP/RTI dt. 06.01.2021 along with list of colonies.

2) Regarding this it is submitted that before online approval of the NOC'S the record of the NOC of the plot issued in available in office of under signed but record of NOC'S issued online by Municipal Corporation Jalandhar is not maintained in separate register but can be viewed online portal. It would be like a research work & office of u/s has to go one by one to each file to prepare such a list which is nothing but creating a new information.

Copy of the same retained in the case file.

4. At the time of hearing the Appellant reiterated his earlier version that incomplete information has been provided to him. Further, the allegations made by him in the presence of a staff of the Commission besides parties who came into the webex room for hearing the next appeal, that the Commission was biased towards respondents are irresponsible, defamatory and baseless. His conduct during hearing was not appropriate. The legal and factual position needs to be discussed and the respondent authority's written submission has to be considered. If that was viewed and suspected as bias and pro Respondent Authority, it will be highly objectionable. His conduct as information seeker was irritating, he was intemperate and quite disturbing besides hurling several insinuations against all including this Commissioner. He stated that he will move to the high court and governor and make complaint against the undersigned. At a time it was impossible for the Commission to go ahead with the performance of duty. He had exhibited no remorse and continued spoiling peace, dignity and decorum of the Commission's virtual court room.

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The Commission warns him not to repeat the same and any repetition of such conduct would invite the disqualification as 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.

DECISION:

After looking into the facts and legal position the Commission concludes that the information sought has been given as per the record of the Public authority and the appeal is dismissed.

**Chandigarh
26.07.2022**

**Sd/-
(Maninder Singh Patti)
State Information Commissioner, Punjab**