

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



Manjit Singh,
2877, Phase-7,
S.A.S. Nagar (Mohali).

Versus

Public Information Officer,
o/o Station House Officer, Phase-8 Police Station,
S.A.S. Nagar (Mohali).

Complaint Case No. 398 of 2019 (Video Conference Proceedings)

PRESENT:

Harminder Singh (advocate for the Complainant) 94644-39765
ASI, Beant Singh (for the Respondent) 95922-00164

ORDER:

(To be read in continuity with earlier orders on 9.1.2020, 7.2.2020, 11.6.2020, and 19.8.2020)

1. The complainant, **Manjit Singh**, filed this RTI application dated **26.5.2016** and sought **Information pertaining to FIR No. 124 dated 13.12.2006 from the PIO o/o Station House Officer, Mohali.** When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **24.4.2019**. The case was last heard on **19.8.2020**.

2. Both parties are present through Video Conference facility at the office of the Deputy Commissioner, Mohali. The appellant is represented by his lawyer Harminder Singh. The respondent PIO has failed to comply with the successive Orders of this Commission. This is also despite the Show Cause Notice issued to him at the last hearing on 19.8.2020, where the respondent was absent.

3. The respondent PIO is given Five days to furnish the information requested in the RTI application dated 26.5.2016. The information must be duly attested and the copies furnished should be clear and easily readable. Failure to comply within the next 5 days shall invite the strictest penal action 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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Complaint Case No. 398 of 2019 (Video Conference Proceedings)

5. **Next hearing on 28.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
26.11.2020

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REGISTERED

Sant Singh,
s/o Gobind Singh,
Village Nabha,
PO Daipura, Near Zirakpur,
District Mohali – 140 601

Versus

Public Information Officer,
o/o Tehsildar, Zirakpur,
District Mohali.

Complaint Case No. 998 of 2019 (Video Conference Proceedings)

PRESENT:

Sant Singh (Complainant) 98766-69674
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 5.2.2020, 11.6.2020, and 19.8.2020)

1. The complainant, **Sant Singh**, filed this RTI application dated **27.9.19** and sought information **by way of the complete jamabandis and complete girdawaris from 1960 to date, for Khasra No. 316 min situated in Khatauni No. 276, hadbast No. 290, village Nabha in Tehsil Zirakpur,** as enumerated in his RTI application. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **20.11.2019**. The case was last heard on **19.8.2020**.

2. The respondent PIO is absent for the third time in succession without intimation. This Commission takes a very serious view of the respondent PIO's conduct.

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 wilful delay/denial of the information requested by the appellant as far back as on **27.9.2020**.

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) proviso 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*.”

Contd....2

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Complaint Case No. 998 of 2019 (Video Conference Proceedings)

4. **Next hearing on 28.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

26.11.2020

Cc: Deputy Commissioner,

SAS Nagar (Mohali), for information and further necessary action.

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REGISTERED

Angoori Rani,
W/o Late Sh. Hem Raj,
2650, Ward No. 12,
New No. 263,
Sector 8, Serve No. B020-01536,
Near Dushehra Ground,
Kharar, District Mohali.

Versus

Public Information Officer,
o/o Executive Officer,
Nagar Palika, Kharar.

Complaint Case No. 98 of 2020 (Video Conference Proceedings)

PRESENT:

Parmod Kumar (for the Complainant) 99149-22650
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 12.6.2020, and 20.8.2020)

1. The complainant, **Angoori Rani**, filed this RTI application dated **29.11.2019** and sought information **by way of copies of letters dated 1.8.2016 and 24.1.2017 and action taken on the said letters** from the PIO o/o **Executive Officer, Nagar Palika, Kharar**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **23.1.2020**. The case was last heard on **20.8.2020**.

2. The respondent PIO is absent for the third time in succession without intimation. This Commission takes a very serious view of the respondent PIO's conduct.

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 wilful delay/denial of the information requested by the appellant as far back as on **29.11.19**.

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) proviso 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*.”

Contd. ...2

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Complaint Case No. 98 of 2020 (Video Conference Proceedings)

4. **Next hearing on 28.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

26.11.2020

Cc: Deputy Director Local Government,
Plot No 3, Sector-35 A,
Chandigarh, for information and further necessary action.

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Tarjinder Singh,
60, Royal Residency,
Chajju Majra, Sector- 127,
Kharar, District Mohali – 140 307

Versus

Public Information Officer,
o/o Municipal Council,
Kharar – 140 301
First Appellate Authority,
o/o Municipal Council,
Kharar – 140 301

Appeal Case No. 319 of 2020 (Video Conference Proceedings)

PRESENT:

Tarjinder Singh (Appellant) 98764-78130
Jang Bhadur Singh, J.E. (for the Respondent) 98885-49003

ORDER:

(To be read in continuity with earlier orders on 11.6.2020 and 19.8.2020)

1. The RTI application is dated **31.5.2019** vide which the appellant has sought information **regarding the water pipeline to Royal Residency in Sector 127, Chhaju Majra,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **18.7.2019** and second appeal was filed in the Commission on **15.1.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **19.8.2020**.

2. Both parties are present through Video Conference facility at the office of the Deputy Commissioner, Mohali. The respondent PIO, represented by Jang Bhadur Singh, JE, stated that a reply was sent to the appellant vide letter No.71 dated 16.9.2020. However, the appellant state that he has received no reply. The respondent has handed over another copy of the reply which is also on the file of the Commission.

3. The appellant is given one opportunity to examine the reply and list any deficiencies.

4. **Next hearing on 28.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
26.11.2020

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Krishan Kumar Singla,
195/2, Sector 45-A,
Chandigarh.

Versus

Public Information Officer,
o/o Secretary to Govt. of Punjab,
Department of General Administration,
(Secretariat, Establishment-1 Branch),
Punjab Civil Secretariat-1, Chandigarh.
First Appellate Authority,
o/o Secretary to Govt. of Punjab,
Department of General Administration,
(Secretariat, Establishment-1 Branch),
Punjab Civil Secretariat-1, Chandigarh.

Appeal Case No. 3899 of 2019 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Simarpreet Chahal, APIO-Cum-Senior Assistant (for the Respondent) 99884-44535

ORDER:

(To be read in continuity with earlier orders on 30.1.2020, 12.6.2020, and 20.8.2020)

1. The RTI application is dated **8.7.19** vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **6.9.2019** and second appeal was filed in the Commission on **18.10.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **12.6.2020**.

2. The appellant is absent without intimation. The respondent PIO, represented by Simarpreet Chahal, APIO-cum-Senior Assistant, has stated that the information pertaining to point No.1 and point No. 2 of the RTI application is ready, but the appellant has not been contactable. The respondent PIO is directed to deposit the aforesaid information (794 pages) in the Commission. The appellant can collect this from the Commission after duly calling up the office of this Bench to seek an appointment in advance. This is in view of the ongoing pandemic.

3. **Next hearing on 28.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
26.11.2020

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Baldev Singh,
S/o Late Sh. Durga Dass,
Village Devi Nagar,
Tehsil Dera Bassi, District Mohali.

Vsersus

Public Information Officer,
o/o Sub Divisional Magistrate,
Dera Bassi.

First Appellate Authority,
o/o Deputy Commissioner,
District Mohali.

Appeal Case No. 2152 of 2020 (Video Conference Proceedings)

PRESENT:

Baldev Singh (Appellant) 99885-50282
(Respondent) Absent

ORDER:

1. The RTI application is dated **12.2.2020** vide which the appellant has sought information **regarding the Mahila Mandal in Devinagar village**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **12.2.2020** and second appeal was filed in the Commission on **27.5.2020** under Section 19 of the Right to Information Act, 2005. Notice to the parties was issued for the first hearing in the Commission on **26.11.2020**.

2. The respondent PIO is absent without intimation. As per his communication received in the Commission vide letter No.764 dated 10.9.2020, this RTI application was transferred under Section 6(3) of the RTI Act to the SDM Dera Bassi. The appellant stated that he has received a reply from the respondent PIO o/o SDM Dera Bassi vide letter No. 98 dated 24.10.2020, which is however, incomplete. The appellant is advised to list the deficiencies in the information furnished in writing to the respondent PIO, office of SDM Dera Bassi with a copy to this Commission.

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. 2152 of 2020 (Video Conference Proceedings)

4. Next hearing on 28.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

26.11.2020

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Madan Lal Dhiman,
C/o Hem Raj,
Vill.Jaswantgarh, PO Kotvilla,
District Panchkula.

Versus

Public Information Officer,
o/o Tehsildar,
District Mohali.
First Appellate Authority,
o/o Deputy Commissioner,
District Mohali.

Appeal Case No. 2202 of 2020 (Video Conference Proceedings)

PRESENT:
(Appellant) Absent
(Respondent) Absent

ORDER:

1. The RTI application is dated **18.3.2020** vide which the appellant has sought information **regarding number of registered PG's / unregistered PG's in phase 4, Mohali,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **16.6.2020** and second appeal was filed in the Commission on **18.8.2020** under Section 19 of the Right to Information Act, 2005. Notice to the parties was issued for the first hearing in the Commission on **26.11.2020**.

2. Both parties are absent without intimation. However, the Tehsildar Mohali had (vide letter No. 264 dated 5.10.2020) sent a copy of the reply sent to the appellant vide letter no. 423 dated 9.6.2020, wherein the appellant has been asked to deposit the requisite fees with the Patwari Halka for obtaining the document pertaining to point 1 of his RTI application. For the rest of the points listed therein, the respondent has advised the appellant to contact the Patwari Halka in person.

3. This Commission finds the conduct of the PIO-cum-Tehsildar Mohali in addressing this RTI application, highly questionable and contrary to the letter and spirit of the RTA Act. The respondent PIO-cum-Tehsildar, Mohali, is directed to provide information requested from point no. 1 to 5 of this RTI application to the appellant at the earliest. The appellant has sought this information under RTI Act 2005 and cannot be asked to pay any other fees for obtaining copies of documents.

4. The respondent PIO-Cum-Tehsildar, Mohali report compliance in writing with a copy of the requested information, to this Commission before the next hearing.

Contd. ...2

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Appeal Case No. 2202 of 2020 (Video Conference Proceedings)

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 28.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

26.11.2020

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H.S. Hundal,(Advocate),
#203, Judicial Courts,
District Mohali.

Versus

Public Information Officer,
o/o Estate Officer,
Greater Mohali Area Development Authority,
District Mohali.
First Appellate Authority,
o/o Greater Mohali Area Development Authority,
District Mohali.

Appeal Case No. 2164 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Gurvinder Singh, PIO-Cum-AEO (Respondent) 98786-02071

ORDER:

1. The RTI application is dated **26.2.2020** vide which the appellant has sought information **regarding a complaining dated 8.11.19 about “illegal” constructions inside Soulspace Mayfair Apartments, Site No. 4, Sector 70, SAS Nagar, and a nother complaint dated 25.1.2020,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **28.5.2020** and second appeal was filed in the Commission on **14.8.2020** under Section 19 of the Right to Information Act, 2005. Notice to the parties issued for the first hearing in the Commission on 26.11.2020.

2. The appellant is absent. The respondent PIO-cum-AEO, Gurvinder Singh, is present through Video Conference facility at the office of the Deputy Commissioner, Mohali, has brought some of the requested information to this hearing. However, he has not prepared formal reply to the RTI application or this Commission's Notice.

3. The respondent PIO is directed to submit a written, pointwise reply to the RTI application along with the requested information. This must be sent to the appellant by Registered Post with a copy to this Commission before the next hearing.

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. 2164 of 2020 (Video Conference Proceedings)

5. Next hearing on 28.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
26.11.2020

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Ashok Kumar,
S/o Late Jiwan Dass,
V-1003, Jal Vayu Tower,
New Sunny Enclave, Sector-125, Kharar,
District Mohali.

Versus

Public Information Officer,
o/o Greater Mohali Area Development Authority, (GMADA),
PUDA Bhawan, Sector-62,
S.A.S. Nagar, Mohali.

First Appellate Authority,
o/o Greater Mohali Area Development Authority, (GMADA),
PUDA Bhawan, Sector-62,
S.A.S. Nagar, Mohali.

Appeal Case No. 572 of 2020 (Video Conference Proceedings)

PRESENT:

Ashok Kumar (Appellant) 98729-90788
Gurvinder Singh, PIO-Cum-AEO (Respondent) 98786-02071

ORDER:

(To be read in continuity with earlier orders on 11.6.2020 and 19.8.2020)

1. The RTI application is dated **19.9.2019** vide which the appellant has sought information **regarding rehri booth No. 564 (SP-II) survey No. 266 Phase 3 B 1, Sector-7, Janta Market, SAS Nagar (Mohali)**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **18.10.2019** and second appeal was filed in the Commission on **31.1.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **19.8.2020**.

2. Both parties are present through Video Conference facility at the office of the Deputy Commissioner, Mohali. At the last hearing on 19.8.2020, the appellant was handed the copy of the requested information and granted opportunity to examine it for any deficiency. The appellant has listed the deficiencies in a letter to the respondent PIO dated 9.9.2020 and had also sent a copy to this Commission.

3. The respondent PIO is directed to file a written reply for the deficiencies listed by the appellant along with missing information. This must be done before the next hearing.

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. 572 of 2020 (Video Conference Proceedings)

5. Next hearing on 28.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
26.11.2020

PUNJAB STATE INFORMATION COMMISSION

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Kesar Singh Sekhon,
S/o Sh. Puran Singh,
Flat No. B5-104, Purab Premium Apartments,
Sector 88, Mohali.

Versus

Public Information Officer,
o/o Greater Mohali Area Development Authority, (GMADA),
Sector-62, Puda Bhawan,
SAS Nagar (Mohali).

First Appellate Authority,
o/o Greater Mohali Area Development Authority, (GMADA),
Sector-62, Puda Bhawan, SAS Nagar (Mohali).

Appeal Case No. 811 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Gurvinder Singh, PIO-Cum-AEO (Respondent) 98786-02071

Arun Goel, SDO Civil (for the Respondent)

ORDER:

(To be read in continuity with earlier orders on 11.6.2020 and 19.8.2020)

1. The RTI application is dated **16.10.2019** vide which the appellant has sought information **regarding Purab Premium Apartments Sector-88, Mohali**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **25.11.2019** and second appeal was filed in the Commission on **19.2.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **19.8.2020**.

2. The appellant is absent but has listed a number of deficiencies in the reply sent to him by the respondent PIO. The respondent PIO was asked to send a copy of the reply sent to the appellant, to this Commission, but he has failed to do so. He is once again directed to send a copy of the information sent to the appellant along with the appended documents.

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. 811 of 2020 (Video Conference Proceedings)

4. **Next hearing on 28.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

26.11.2020

PUNJAB STATE INFORMATION COMMISSION

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Prem Singh,
S/o Mehar Singh,
914, Phase-7, S.A.S. Nagar (Mohali).
Versus

Public Information Officer,
o/o Greater Mohali Area Development Authority (GMADA),
Sector-62, PUDA
Bhawan, Mohali.

First Appellate Authority,
o/o Greater Mohali Area Development Authority (GMADA),
Sector-62, PUDA Bhawan, Phase-8, Mohali.

Appeal Case No. 925 of 2020 (Video Conference Proceedings)

PRESENT:

Prem Singh (Appellant) 98722-93914
Gurvinder Singh, PIO-Cum-AEO (Respondent) 98786-02071

ORDER:

(To be read in continuity with earlier orders on 11.6.2020 and 19.8.2020)

1. The RTI application is dated **15.7.2019** vide which the appellant has sought information **regarding Notification No. 6/05/2017-6HGI/141, 282 dated: 19.2.2019**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **15.11.2019** and second appeal was filed in the Commission on **27.2.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **19.8.2020**.

2. Both parties are present through Video Conference facility at the office of the Deputy Commissioner, Mohali. At the last hearing on 19.8.2020, the respondent PIO was directed to provide 250 pages (free of cost) of the total requested information which as per his contention accounted to some 1500 pages. The rest was to be paid by the appellant at the normal photocopying rates. Despite agreeing to the above, the appellant has not deposited the amount and continues to contest that he was not given the information within the stipulated time and so it must be furnished free of cost.

3. Under the circumstances, to avoid disproportionate diversion of public resources, this Commission directs the respondent PIO to scan and upload the complete information requested in this RTI application on the GMADA Website. Subsequent to this, he must inform the appellant of the link whereby the information can be accessed. A copy of the reply to the appellant with the link must also be sent to this Commission before the next hearing.

4. The above direction must be positively complied with before the next hearing of this appeal case.

Contd. ...2

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Appeal Case No. 925 of 2020 (Video Conference Proceedings)

5. Next hearing on 28.1.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Mohali.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
26.11.2020