

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



REGISTERED SHOW CAUSE NOTICE

Rajiv Arora,

S/o Ram Saroop Arora,

415, Chotti Baradari, Part-1,

District Jalandhar – 144 022

Versus

Public Information Officer,

o/o Greater Mohali Area Development Authority (GMADA),

S.A.S. Nagar (Mohali).

First Appellate Authority,

o/o Estate Officer,

Greater Mohali Area Development Authority (GMADA),

S.A.S. Nagar (Mohali).

Appeal Case No. 1388 of 2020 (Video Conference Proceedings)

PRESENT:

Rajiv Arora (Appellant) 98154-05500

Tarandeep Singh, Superintendent (for the Respondent) 99888-78608

ORDER:

(To be read in continuity with earlier orders on 23.12.2020)

1. The RTI application is dated **15.1.2020** vide which the appellant has sought information **regarding the status of land acquisition and GMADA schemes in sectors 88-89 and 95-96,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **25.2.2020** and second appeal was filed in the Commission on **2.6.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **23.12.2020**.

2. Both parties are present through Video Conference Facility. The respondent PIO, represented by Tarandeep Singh, Superintendent, attended the hearing through Video conference facility at the Deputy Commissioner's office in Mohali and the appellant attended the hearing through Video conference facility at the Deputy Commissioner's office in Jalandhar. At the last hearing on 23.12.2020, the respondent PIO, was directed to submit a point-wise reply to the RTI application within 10 days. A reply has purportedly been sent to the appellant, but the PIO has not sent a copy of the same to this Commission. The Commission takes a very serious view of the respondent PIO's conduct, who is apparently trying to delay/deny the requested information. The respondent PIO is herewith served with a Show Cause Notice.

Contd. ...2

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Appeal Case No. 1388 of 2020 (Video Conference Proceedings)

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 **15.1.2020**.

“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*.”

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 18.6.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
26.2.2021

Cc: Chief Administrator,
Greater Mohali Area Development Authority (GMADA),
S.A.S. Nagar (Mohali), for information and further necessary action.

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REGISTERED SHOW CAUSE NOTICE

Rajiv Arora,
S/o Ram Saroop Arora,
415, Chotti Baradari, Part-1,
District Jalandhar – 144 022

Versus

Public Information Officer,
o/o Greater Mohali Area Development Authority (GMADA),
S.A.S. Nagar (Mohali).
First Appellate Authority,
o/o Estate Officer,
Greater Mohali Area Development Authority (GMADA),
S.A.S. Nagar (Mohali).

Appeal Case No. 1389 of 2020 (Video Conference Proceedings)

PRESENT:

Rajiv Arora (Appellant) 98154-05500
Tarandeep Singh, Superintendent (for the Respondent) 99888-78608

ORDER:

(To be read in continuity with earlier orders on 23.12.2020)

1. The RTI application is dated **3.1.2020** vide which the appellant has sought information **regarding schemes and the status of allotment of SCOs to LOI holders in GMADA sectors 88-89 and 95-96,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **10.2.2020** and second appeal was filed in the Commission on **2.6.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **23.12.2020**.

2. Both parties are present through Video Conference Facility. The respondent PIO, represented by Tarandeep Singh, attended the hearing through Video conference facility at the Deputy Commissioner's office in Mohali and the appellant attended the hearing through Video conference facility at the Deputy Commissioner's office in Jalandhar. At the last hearing on 23.12.2020 the respondent PIO was directed to submit a point-wise reply within 10 days. The PIO has sent a reply with partial information to the appellant but he has not sent copy of the same to this Commission. The appellant has meanwhile informed the Commission that the respondent PIOs reply vide Letter No. 526 dated 23.12.2020 is incomplete and without any attestation as directed by this Commission. The Commission takes a very serious view of the respondent PIO's conduct and attitude and serves him a Show Cause Notice.

Contd. ...2

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Appeal Case No. 1389 of 2020 (Video Conference Proceedings)

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 **3.1.2020**.

“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*.”

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 18.6.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

26.2.2021

Cc: Chief Administrator,
Greater Mohali Area Development Authority (GMADA),
S.A.S. Nagar (Mohali), for information and further necessary action.

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Rakesh Kumar Gupta,
S/o Prem Parkash Gupta,
7, Sukh Enclave, New Officers Colony,
Patiala – 147 001

Versus

Public Information Officer,
o/o Environmental Engineer, Punjab Pollution Control Board (PPCB),
Regional Office, 2nd Floor, Near Water Tank,
G.T. Road, Amritsar By-Pass, Industrial Focal Point,
District Jalandhar.

First Appellate Authority,
o/o Senior Environmental Engineer, Punjab Pollution Control Board (PPCB),
Zonal Office, Industrial Focal Point, Near Water Tank,
G.T. Road, Amritsar By-Pass,
District Jalandhar

Appeal Case No. 1530 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 23.12.2020)

1. The RTI application is dated **11.2.2020** vide which the appellant has sought information **regarding Water Act 1974 and Air Act 1981 pertaining to the jurisdiction of jurisdiction of PPCB's Regional Office at Jalandhar,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **16.3.2020** and second appeal was filed in the Commission on **15.6.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **23.12.2020**.

2. Both parties are absent. This appeal case adjourned to its next hearing.

3. **Next hearing on 18.6.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Jalandhar.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

26.2.2021

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Rakesh Kumar Gupta,
S/o Prem Parkash Gupta,
7, Sukh Enclave, New Officers Colony,
Patiala – 147 001

Versus

Public Information Officer,
o/o Environmental Engineer, Punjab Pollution Control Board (PPCB),
Regional Office, 2nd Floor, Near Water Tank,
G.T. Road, Amritsar By-Pass, Industrial Focal Point,
District Jalandhar.

First Appellate Authority,
o/o Senior Environmental Engineer, Punjab Pollution Control Board (PPCB),
Zonal Office, Industrial Focal Point, Near Water Tank,
G.T. Road, Amritsar By-Pass,
District Jalandhar

Appeal Case No. 1882 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 23.12.2020)

1. The RTI application is dated **18.2.2020** vide which the appellant has sought information **regarding conversion of brick kilns to induced draft technology, within the jurisdiction of PPCB's regional office Jalandhar,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **20.5.2020** and second appeal was filed in the Commission on **14.7.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **23.12.2020**.

2. Both parties are absent. This appeal case adjourned to its next hearing.

3. **Next hearing on 18.6.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Jalandhar.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
26.2.2021

PUNJAB STATE INFORMATION COMMISSION

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Smt. Sunita,

W/o Rajinder Pal,

12, PSEB Colony. Chugiti,

Post Office PAP Lines,

District Jalandhar – 144 006

Versus

Public Information Officer,

o/o Chief Administrator, Jalandhar Development Authority (JDA),

Opposite DC Complex,

District Jalandhar.

First Appellate Authority,

o/o Chief Administrator, Jalandhar Development Authority (JDA),

District Jalandhar.

Appeal Case No. 2286 of 2020 (Video Conference Proceedings)

PRESENT:

Prince Sharma (for the Appellant) 96461-16075

Sanjeev Sharma, PIO-cum-SDO (Respondent) 98151-48712

ORDER:

(To be read in continuity with earlier orders on 23.12.2020)

1. The RTI application is dated **11.2.2020** vide which the appellant has sought information **regarding regularization of unauthorized colonies etc. in 8 points**, as enumerated in her RTI application. First appeal was filed with the First Appellate Authority (FAA) on **6.6.2020** and second appeal was filed in the Commission on **25.8.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **23.12.2020**.
2. Both parties are present through Video Conference Facility at the Deputy Commissioner's Office in Jalandhar. The respondent PIO-cum-SDO, Sanjeev Sharma, has, as directed by this Commission, supplied copies of the requested information. The information has however, not been attested as per the format directed by this Commission in its order of 23.12.2020.
3. The respondent PIO is herewith once again directed to strictly adhere that the format ordered by this Commission in its order dated 23.12.2020 and supply fresh copies of the information after duly attesting the same. One set of attested copies must also be sent to this Commission along with a copy of the covering letter.
4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

contd. ...2

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Appeal Case No. 2286 of 2020 (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 18.6.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Jalandhar.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

26.2.2021

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Er. Ajitpal Singh Multani,

Additional SE Communication T&C Cell,

408/409, Shakti Sadan, 3rd Floor,

Jalandhar – 144 001

Versus

Public Information Officer,

o/o Punjab State Power Corporation Limited (PSPCL),

Patiala.

First Appellate Authority,

o/o Chief Engineer HRD,

Punjab State Power Corporation Limited (PSPCL),

Patiala.

Appeal Case No. 878 of 2020 (Video Conference Proceedings)

PRESENT:

Er. Ajit Pal Singh Multani (Appellant) 96461-18026

Manvir Saini, Assistant Manager (for the Respondent) 96461-11695

Piyush Singla, Deputy Manager (for the Respondent) 96461-11023

ORDER:

(To be read in continuity with earlier orders on 23.12.2020)

1. The RTI application is dated **17.9.19** vide which the appellant has sought information **regarding his service record by way of ACR benchmarks and grading etc. pertaining to the period 31.5.2011 to 31.3.2012**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **15.11.19** and second appeal was filed in the Commission on **25.2.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **23.12.2020**.

2. Both parties are present through Video Conference Facility. The respondent PIO, represented by Manvir Saini, Assistant Manager and Piyush Singla, Deputy Manager, are present through Video Conference Facility at the Deputy Commissioner's Office in Patiala and the appellant attended the hearing through Video Conference Facility at the Deputy Commissioner's Office in Jalandhar. As directed by this Commission at the last hearing on 23.12.2020, the respondent PIO has submitted a detailed, point-wise reply to the RTI application. The appellant is however, not satisfied with the information supplied to him and has requested an inspection of the record.

3. The respondent PIO, represented by Manvir Saini, Assistant Manager and Piyush Singla, Deputy Manager, are herewith directed to arrange a physical inspection of the record pertaining to this RTI application in the offices of PSPCL Patiala at 11:00 a.m. on 9.3.2021.

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Appeal Case No. 878 of 2020 (Video Conference Proceedings)

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 18.6.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Patiala.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

26.2.2021

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Er. Ajitpal Singh Multani,

Additional SE Communication T&C Cell,

408/409, Shakti Sadan, 3rd Floor,

Jalandhar – 144 001

Versus

Public Information Officer,

o/o Punjab State Power Corporation Limited (PSPCL),

District Patiala.

First Appellate Authority,

o/o Chief Engineer/DS, North Zone,

Punjab State Power Corporation Limited (PSPCL),

District Patiala.

Appeal Case No. 879 of 2020 (Video Conference Proceedings)

PRESENT:

Er. Ajit Pal Singh Multani (Appellant) 96461-18026

Vinay Sharma, XEN, Kartarpur (for the Respondent) 96461-16021

ORDER:

(To be read in continuity with earlier orders on 23.12.2020)

1. The RTI application is dated **20.8.19** vide which the appellant has sought information **regarding checking of electricity connections etc. pertaining to the year 2007**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **11.10.19** and second appeal was filed in the Commission on **25.2.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **23.12.2020**.

2. Both parties are present through Video Conference Facility. The respondent PIO, represented by Manvir Saini, Assistant Manager and Piyush Singla, Deputy Manager, are present through Video Confine Facility at the Deputy Commissioner's Office in Patiala and the appellant attended the hearing through Video Conference Facility at the Deputy Commissioner's Office in Jalandhar. At the last hearing on 23.12.2020, the respondent PIO-cum-Senior XEN, Phuman Singh, was directed to arrange an inspection of the official record on 28.12.2020. However, following the inspection, the appellant has informed this Commission that the information requested in his RTI application is not available in the records.

3. The respondent PIO is herewith directed to submit a point-wise reply to the RTI application, by way of a duly notarized affidavit, clearly enumerating the information that has been furnished and the information that is not available in the official record. The original affidavit is to be given/sent by registered post to the appellant and a copy of the same is to be submitted to this Commission.

Contd. ...2

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Appeal Case No. 879 of 2020 (Video Conference Proceedings)

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 18.6.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Patiala.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

26.2.2021

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REGISTERED SHOW CAUSE NOTICE

Lakhwinder Singh,

S/o Ram Singh,

Village Jalal Khara, Post Office Sullar,

District Patiala.

Versus

Public Information Officer,

o/o Deputy Commissioner,

Mini Secretariat, Block-A,

District Patiala.

Public Information Officer,

o/o District Election Officer-cum-Additional Deputy Commissioner (Development),

Sirhind Road, District Patiala.

First Appellate Authority,

o/o Deputy Commissioner,

Mini Secretariat, Block-A,

District Patiala.

Appeal Case No. 3835 of 2020 (Video Conference Proceedings)

PRESENT:

Jasbir Singh (for the Appellant)

(Respondent) Absent

ORDER:

1. The RTI application is dated **28.8.2020** vide which the appellant has sought information **regarding the 'ward-bandi' in general category in village Balal Khara for the year 2019-2020**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **10.10.2020** and second appeal was filed in the Commission on **4.12.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **26.2.2021**.

2. The respondent PIO is absent without intimation. This RTI application has been pending since 28.8.2020 and has not elicited single reply from the respondent PIO. Taking a serious view of the respondent PIO's conduct, this Commission herewith serves him/her a Show Cause Notice:

Contd. ...2

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Appeal Case No. 3835 of 2020 (Video Conference Proceedings)

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 **28.8.2020**.

“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*.”

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 18.6.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Patiala.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

26.2.2021

Cc: Deputy Commissioner,
Mini Secretariat, Block-A,
District Patiala, for information and further necessary action.

PUNJAB STATE INFORMATION COMMISSION

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Sulinder Singh,

S/o Krishan Singh,

55, Ward No. 5, Mohalla Kansian Wala,

Sanaur, District Patiala.

Versus

Public Information Officer,

o/o Executive Officer,

Municipal Committee Sanaur,

District Patiala.

First Appellate Authority,

o/o Deputy Director Local Government,

District Patiala.

Appeal Case No. 3890 of 2020 (Video Conference Proceedings)

PRESENT:

Sulinder Singh (Appellant)

Rakesh Arora, PIO-cum-E.O. (Respondent) 97800-72800

ORDER:

1. The RTI application is dated **31.8.2020** vide which the appellant has sought information **regarding a paved street / pahi in points 'A' to 'L'**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **13.10.2020** and second appeal was filed in the Commission on **7.12.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **26.2.2021**.

2. Both parties are present through Video Conference Facility at the Deputy Commissioner's Office in Patiala. The respondent PIO-cum-EO, Rakesh Arora, submitted that part of the information pertaining to points 1,2,8,9 and 10 of the RTI application have been supplied to the appellant. The information pertaining to points 3, 4, 5, 6, and 7, have still been given. The respondent PIO assured this Commission that he will personally search the information available in the approximately 17 years old record and supply this to the appellant, with a copy to this Commission, within one month. The respondent PIO, is granted a period of one month from today to furnish the requested record.

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

contd. ...2

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Appeal Case No. 3890 of 2020 (Video Conference Proceedings)

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

4. Next hearing on 18.6.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Patiala.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

26.2.2021

PUNJAB STATE INFORMATION COMMISSION

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Raghubir Singh, S/o Hira Singh,
13/469, Street No. 3, Sardar Nagar,
District Moga – 142 001

Versus

Public Information Officer,
o/o Senior Superintendent of Police,
GT Road, District Moga.

Complaint Case No. 535 of 2020 (Video Conference Proceedings)

PRESENT:

Raghubir Singh (Complainant) 98725-95804

ASI Charanjeet Singh, (for the respondent) 80541-24600

ORDER:

(To be read in continuity with earlier orders on **24.9.2020, 12.11.2020, and 15.1.2021**)

1. The complainant, Raghubir Singh, filed this RTI application dated **29.6.2020** and sought information **CCTV Cameras installed in Thana Sadar, Moga**, from the PIO o/o Moga. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **14.8.2020**. The case was last heard on **15.1.2021**.

2. Both parties are present through Video Conference Facility at Deputy Commissioner's Office Moga. The respondent PIO, represented by ASI Charanjeet Singh, has submitted an affidavit vide Letter No. 490-RTI dated 25.2.2021. However, the affidavit dated 21.1.2021 has been submitted by Gurdeep Singh, PPS, SP, Moga. This is not in compliance with this Commission's direction, which specifically directed that the said affidavit is to be submitted by the SSP-cum-PIO.

3. The respondent PIO is given one more opportunity to comply this Commission's directions. A fresh affidavit is to be submitted by the SSP-cum-PIO, Moga, within the next 5 working days. Any failure to comply will render the SSP-cum-PIO eligible for penalties under 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

5. **Next hearing on 18.6.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Moga.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

26.2.2021

PUNJAB STATE INFORMATION COMMISSION

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Sewak Singh,
S/o Aroorh Singh,
Village Datewal,
Tehsil Dharamkot,
District Moga – 142 043

Versus

Public Information Officer,
o/o Sub Station Engineer (Protection & Maintenance),
Punjab State Power Corporation Limited (PSPCL),
Sub Division Kot Ise Khan, PO Kot Ise Kha,
Tehsil Dharmkot, District Moga.

Complaint Case No. 620 of 2020 (Video Conference Proceedings)

PRESENT:

Sewak Singh (Complainant)

Ravi Kumar, Senior Sub Station Engineer (for the Respondent) 96461-14486

ORDER:

(To be read in continuity with earlier orders on **23.12.2020**)

1. The complainant, **Sewak Singh**, filed this RTI application dated **19.9.2019** and sought information **regarding CL register of the employees of 66 KV Sub Station, Dolatpura**, from the PIO o/o **Sub Station Engineer, Moga**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **7.9.2020**. The case was last heard on **23.12.2020**.
2. Both parties are present through Video Conference Facility at the Deputy Commissioner's Office in Moga. At the last hearing on 23.12.2020, the respondent PIO, represented by Ravi Kumar, Senior Sub Station Engineer, was directed to retrieve the requested record from the 66 KV Sub Station, Dolatpura and supply duly attested copies to the appellant before today's hearing.
3. The respondent PIO, has stated that the aforesaid information was retrieved and sent by registered post on 22.2.2021, with a covering letter (No. 515 dated 18.2.2021). The complainant has however, stated that he is still to receive the letter.
4. This Commission directs the respondent PIO, to ensure that the registered letter reaches the complainant. In the event that it does not, the respondent PIO, is to submit a fresh, duly attested copies of the information and hand-deliver these to the complainants address. He must submit a copy of the complainant's receiving as well as the postal receipt from the registered post letter of 22.2.2021.

Contd. ...2

PUNJAB STATE INFORMATION COMMISSION

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Complaint Case No. 620 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 18.6.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Moga.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

26.2.2021

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Harsh Kumar,
S/o Prem Chand,
CEN 360, Kapila Street, Shibu Maal Chowk,
Khanna – 141 401.

Versus

Public Information Officer,
o/o District Education Officer,
D.C. Complex,
District Fathgarh Sahib.

Complaint Case No. 808 of 2020 (Video Conference Proceedings)

PRESENT:

Harsh Kumar (Complainant)

Rajesh Kumar, PIO-cum-Superintendent (Respondent) 99883-00217

Rajesh Jallu, Advocate (for the Gobindgarh Public School) 98142-02341

ORDER:

(To be read in continuity with earlier orders on **8.1.2021**)

1. The complainant, **Harsh Kumar**, filed this RTI application dated **16.9.2020** and sought **Information regarding a request for complete fee waiver submitted to Gobindgarh Public School**, from the **PIO o/o DC/Chairperson, Fee Regulatory Body, Fatehgarh Sahib**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **26.10.2020**. The case was last heard on **28.1.2020**.

2. Both parties are present through Video Conference Facility at the Deputy Commissioner's Office in Fatehgarh Sahib. The respondent PIO, represented by Rajesh Jalu, Advocate (Gobindgarh Public School) and Rajesh Kumar, PIO-cum-Superintendent are present. As directed at the last hearing on 23.12.2020, the respondent PIO, has submitted copies of various communications pertaining to this RTI application. However, from an examination of the said communications and deliberations at this hearing, it has become evident that the respondent PIO-cum-Superintendent, Rajesh Kumar has not sent a single reply, nor any document by way of information, to the complainant since the filing of RTI application on 16.9.2020.

3. The respondent had submitted that the RTI application was transferred to the school (Gobindgarh Public School) on 10.11.2020. However, the school in question is neither government school nor is it an aided institution, and thereby outside the purview of the RTI Act. It is however, this Commission's view that as the regulatory authority for schools in the district, the respondent PIO could have retrieved the requested information from the afore mentioned school and supplied this to the complainant by way of a written reply. In addition to the above there seems to some confusion in the mind of the respondent PIO, regarding the RTI application.

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Complaint Case No. 808 of 2020 (Video Conference Proceedings)

4. This Commission directs the respondent PIO, to discuss the RTI application with the complainant Harish Kumar and file a written, point-wise reply, along with the requested information after retrieving this from the above mentioned school. This must be done before the next hearing, failing which, penalties as per the RTI Act will be imposed on the respondent PIO.

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 18.6.2021 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Fatehgarh Sahib.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

26.2.2021