

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**

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

Visit us: - www.infocommpunjab.com, Cisco Webex Code:15857-23975

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



Shri Ramandeep Singh Ahluwalia,
Ward No.18, Street NO.2,
Kartar Nagar, Amlah Road,
Khanna, Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,
Khanna, District Ludhiana.

First Appellate Authority

O/o Regional Deputy Director,
Urban Local Govt., Ludhiana.

....Respondents

AC No.558 of 2020

Present: (i) **Shri Ramandeep Singh Ahluwalia, appellant.**
(ii) **None on behalf of the PIO/Respondent.**

ORDER:

(Heard through Cisco Webex/on Mobile Phone)

1. This order may be read with reference to the order dated 01.03.2021 passed by this Bench on the previous date of hearing as the hearing dated 18.05.2021 was postponed.
2. The case has been heard today through Cisco Webex. Shri Ramandeep Singh Ahluwalia, appellant comes present to attend the hearing through Cisco Webex. He states that he has received information from the PIO but the same is irrelevant and he is not satisfied with the same.
3. Neither the PIO has come present to attend the hearing nor he has deputed any of his representatives to attend the hearing. Shri Charanjit Singh, Executive Officer, Municipal Council, Khanna is contacted on mobile phone. The phone is attended by someone else who states that Shri Charanjit Singh is busy in a meeting with the D.C. Ludhiana.
4. The Bench takes serious note of the fact that in case the Executive Officer/PIO was to attend the meeting with the D.C., it was incumbent upon him to depute any other official on his behalf, but he has failed to do so. This shows the kind of respect the PIO has towards the Commission as also the RTI Act. The Bench views such type of attitude on the part of PIO adversely.
5. The facts of the case prove beyond any doubt that the PIO O/o Executive Officer, Municipal Council, Khanna, District Ludhiana, does not deserve any leniency. Hence, in exercise of the powers conferred by Section 20(1) of the RTI Act, a penalty to the tune of Rs.5,000/- (Rupees Five Thousand only) is

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AC No.558/2020

imposed upon PIO O/o Executive Officer, Municipal Council, Khanna Ludhiana, to be deducted from his salary, which is to be deposited in the State Treasury under the relevant head. The Drawing & Disbursing Officer concerned is directed to deduct the amount of penalty of Rs.5,000/- from the salary of the PIO and deposit the same in State Treasury in the following Head of Account and to report its compliance to the Commission before the next hearing:-

- 0070-Other Administrative Services – 60-Other Services-

-0800-Other Receipts- 86-Fee under the RTI Act, 2005.

6. The PIO is also directed to comply with the directions of the Bench given on the previous hearing as also to produce the evidence for having deposited the amount of penalty imposed, before the next hearing. The PIO, Municipal Council, Khanna, District Ludhiana is also directed to come present to attend the next hearing.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 13.10.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.07.2021**

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

Copy to (By Regd.Post)

**Public Information Officer
O/o Executive Officer,
Municipal Council, Khanna,
District Ludhiana**

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Shri Ramandeep Singh Ahluwalia,
Ward No.18, Street NO.2,
Kartar Nagar, Amlloh Road,
Khanna, Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,
Khanna, District Ludhiana.

First Appellate Authority

O/o Regional Deputy Director,
Urban Local Govt., Ludhiana.

....Respondents

AC No.560 of 2020

Present: (i) **Shri Ramandeep Singh Ahluwalia, appellant.**
(ii) **None on behalf of the PIO/Respondent.**

ORDER:

(Heard through Cisco Webex/on Mobile Phone)

1. This order may be read with reference to the order dated 01.03.2021 passed by this Bench on the previous date of hearing as the hearing dated 18.05.2021 was postponed.
2. The case has been heard today through Cisco Webex. Shri Ramandeep Singh Ahluwalia, appellant comes present to attend the hearing through Cisco Webex. He states that he had pointed out deficiencies in information received but thereafter, rectified information after removal of deficiencies has not been received by him.
3. Neither the PIO has come present to attend the hearing nor he has deputed any of his representatives to attend the hearing. Shri Charanjit Singh, Executive Officer, Municipal Council, Khanna is contacted on mobile phone. The phone is attended by someone else who states that Shri Charanjit Singh is busy in a meeting with the D.C. Ludhiana.
4. The Bench takes serious note of the fact that in case the Executive Officer/PIO was to attend the meeting with the D.C., it was incumbent upon him to depute any other official on his behalf, but he has failed to do so. This shows the kind of respect the PIO has towards the Commission as also the RTI Act. The Bench views such type of attitude on the part of PIO adversely.
5. The facts of the case prove beyond any doubt that the PIO O/o Executive Officer, Municipal Council, Khanna, District Ludhiana, does not deserve any leniency. Hence, in exercise of the powers conferred by Section 20(1) of the RTI Act, a penalty to the tune of Rs.5,000/- (Rupees Five Thousand only) is



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AC No.558/2020

imposed upon PIO O/o Executive Officer, Municipal Council, Khanna Ludhiana, to be deducted from his salary, which is to be deposited in the State Treasury under the relevant head. The Drawing & Disbursing Officer concerned is directed to deduct the amount of penalty of Rs.5,000/- from the salary of the PIO and deposit the same in State Treasury in the following Head of Account and to report its compliance to the Commission before the next hearing:-

- 0070-Other Administrative Services – 60-Other Services-

-0800-Other Receipts- 86-Fee under the RTI Act, 2005.

6. The PIO is also directed to comply with the directions of the Bench given on the previous hearing as also to produce the evidence for having deposited the amount of penalty imposed, before the next hearing. The PIO, Municipal Council, Khanna, District Ludhiana is also directed to come present to attend the next hearing.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 13.10.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.07.2021**

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

Copy to (By Regd.Post)

**Public Information Officer
O/o Executive Officer,
Municipal Council, Khanna,
District Ludhiana**

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Shri Shakti Bhushan
S/o Shri Kewal Krishan Kaushal
R/o Street Bhaini Sahib,
Ward No.8, Dhanaula,
District Barnala.

.....Appellant

Versus

Public Information Officer

O/o Motor Vehicle Registration
Authority, Hoshiarpur.

First Appellate Authority

O/o Secretary, Regional
Transport Authority,
Hoshiarpur.

....Respondents

AC No.1095 of 2020

Present: (i) **Shri Shakti Bhushan, Appellant**
(ii) **Shri Ravi Dutt, Junior Assistant O/o Secretary, Regional Transport Authority, Hoshiarpur, on behalf of the PIO.**

ORDER

(Heard through Cisco Webex/Contacted on Mobile Phone)

1. This order may be read with reference to the order dated 01.03.2021 passed by this Bench on the previous date of hearing as the hearing dated 18.05.2021 was postponed.
2. The case has been heard today through Cisco Webex. Shri Shakti Bhushan, appellant comes present to attend the hearing through Cisco Webex. He states that he has not received any information so far.
3. Shri Ravi Dutt, Junior Assistant, office of Motor Vehicle Registration Authority, Hoshiarpur comes present to attend the hearing through Cisco Webex. He states that the appellant was asked to collect information from the office of PIO, but he has not visited. He also expresses some procedural problems in deriving information from the new software Wahan 4.0 and that the appellant was also advised to intimate Chasis No. and Engine No. of the vehicles as asked for in the RTI Application for extraction of the information.
4. On the asking of the Bench, appellant states that he has received similar information from other office of R.T.A. Upon this, he is made to talk to the representative of PIO regarding downloading the information from software Wahan 4.0 on the portal. He is also directed to bring along the entire relevant record and produce the same before the Bench on the next date of hearing.



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AC No.1095/2020

5. Post deliberations, the Bench directs the PIO to call the appellant to his office on any working day and show him the relevant records as also allow access to the software and provide him the information as per his RTI application. He is also directed to comply with the directions given on the previous hearing as also to file reply to the show cause notice.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 13.10.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.07.2021**

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

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Shri Trilochan Singh
S/o Late Shri Gurbachan Singh
R/o 848-A, MIG Jamalpur Colony,
District Ludhiana.

.....Appellant

Versus

Public Information Officer
O/o The Secretary,
Regional Transport Authority,
Sangrur.

**First Appellate Authority-cum-
Secretary, Regional Transport
Authority, Sangrur.**

....Respondents

AC No.1677 of 2020

**Present: (i) Shri Tejinder Singh, appellant.
(ii) None on behalf of the PIO.**

ORDER

(Heard through Cisco Webex/on Mobile Phone)

1. This order may be read with reference to the order dated 01.03.2021 passed by this Bench on the previous date of hearing as the hearing dated 18.05.2021 was postponed.
2. The case has been heard today through Cisco Webex. Shri Trilochan Singh, appellant has not come present to attend the hearing through Cisco Webex. He is contacted on mobile phone. He states that he has received letter dated 07.05.2021 containing the information. Shri Tejinder Singh, Advocate also attends the hearing on behalf of the appellant subsequently. He clarifies that the appellant has received information only stating the number of vehicles whereas the appellant is yet to be supplied the copies of challans as also the orders imposing penalty on the school buses.
3. Shri Karanvir Singh Chhina, Secretary/PIO, R.T.A., Sangrur has not come present to attend the hearing through Cisco Webex. However, a letter dated 26.07.2021 has been received from him by e.mail stating that the Secretary, R.T.A. Sangrur has to attend the monthly meeting with S.T.C. Punjab and has requested for adjournment to another date.
4. The Bench accedes to the request of the PIO, however, directs the PIO to supply copies of the challans/ orders imposing penalty on the schools buses as desired by the appellant. The PIO is also directed to file reply to the show cause notice.

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AC No.1677/2020

5. The Bench further directs the PIO to file an affidavit as directed on the previous hearings. Original copy of affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 13.10.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.07.2021**

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

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Shri Jasbir Singh
Guru Nanak Colony
Village Bolapur Jhabewal,
PO Ramgarh, Ludhiana,
Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o The Secretary,
Regional Transport Authority,
Sangrur.

First Appellate Authority-cum-

State Transport Commissioner, Pb.
Sector-17, Chandigarh.

....Respondents

AC No.651 of 2020

**Present: (i) Shri Jasbir Singh, appellant
(ii) None on behalf of the PIO.**

ORDER

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 01.03.2021 passed by this Bench on the previous date of hearing as the hearing dated 18.05.2021 was postponed.
2. The case has been heard today through Cisco Webex. Shri Jasbir Singh, appellant comes present to attend the hearing through Cisco Webex. He states that he has not received any information so far. He further states that an amount of Rs.2360/- has been demanded from him for supply of information which is not justified as per provisions under the RTI Act, as 22 months have lapsed since the information was sought.
3. Shri Karanvir Singh Chhina, Secretary/PIO, R.T.A., Sangrur has not come present to attend the hearing through Cisco Webex. However, a letter dated 26.07.2021 has been received from him by e.mail stating that the Secretary, R.T.A. Sangrur has to attend the monthly meeting with S.T.C. Punjab and has requested for adjournment to another date.
4. Post deliberations, the Bench directs the PIO to call the appellant to his office on any working day and allow him access to the official records. The appellant, on inspection of the official records, will identify the information required by him. The PIO will ensure to provide the information so identified by the appellant free of cost before the next hearing. He is also directed to file reply to the show cause notice issued on the previous hearing.



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AC No.651/2020

5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 13.10.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.07.2021**

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

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Shri R.C. Tandon
146, Urban Estate,
Phagwara, PO Chachoki,
District Kapurthala.

.....Appellant

Versus

Public Information Officer

O/o Estate Officer,
Jalandhar Development Authority,
Jalandhar.

First Appellate Authority

O/o Estate Officer,
Jalandhar Development Authority,
Jalandhar.

....Respondents

AC No.925 of 2021

Present: (i) **Shri R.C. Tandon, appellant.**
(ii) **Shri Sanjeev Sharma, SDO/PIO O/o E.O. Jalandhar Development Authority, Jalandhar.**

ORDER:

(Heard through Cisco Webex/On Mobile Phone)

1. The RTI application is dated 31.08.2020 vide which the appellant has sought information as enumerated in his RTI application. The first appeal was filed with the First Appellate Authority (hereinafter FAA) on 09.12.2020 and the second appeal was filed in the Commission on 15.02.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice of hearing was issued to the parties for 27.07.2021 through Cisco Webex. Accordingly, the case has been heard through Cisco Webex. Shri R.C. Tandon, appellant comes present to attend the hearing through Cisco Webex.

3. Shri Sanjeev Sharma, SDO/PIO O/o E.O. Jalandhar Development Authority, Jalandhar comes present to attend the hearing through Cisco Webex. He states that application was received and further transferred under Section 5(4) of RTI Act on 12.09.2020 to the Estate Officer, Jalandhar Development Authority, Jalandhar as the information sought pertained to their Branch. The documents received in this regard from the Estate Officer, J.D.A. Jalandhar on 16.04.2021 were sent to the appellant on 06.05.2021.

4. On the asking of the Bench, the appellant states that the policy supplied to him is not applicable in his case with regard to which he has sought information. The appellant has certain

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AC No.925/2021

apprehensions and states that as per said policy, the rate of compoundable fee is Rs.2500/- per Sq. Ft. for approved colonies and Rs.12/- per sq. ft. for unapproved colonies. My case is of unapproved colony but the compounding fees being quoted is of approved colony. The documents sought are basically policy letter for regularisation of residential buildings constructed in unapproved colonies. Thus, the information sought is misleading.

5. The Bench, on not being able to make out what the appellant actually wants, makes an attempt to contact the appellant on mobile phone but the phone is picked up by his son. He states that the apprehension of the appellant is that the copy of policy has not been sent correctly and the same is not applicable in their case.

6. The Bench observes that there seems to be contradictory stands of the PIO and the appellant and deems it appropriate to direct the PIO to call the appellant to his office and allow him access to the relevant official records. The appellant on inspection will identify the information as desired by him and the same will be provided by the PIO before the next hearing.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 13.10.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.07.2021**

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

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Shri Karamjeet Singh
S/op Shri Maghar Singh
1169, Khanna Nagar,
Ward No.12, Bye Pass Road,
Lehragaga, Tehsil Lehra,
District Sangrur.

.....Appellant

Versus

Public Information Officer
O/o Dy.Chief Engineer,
Distribution Circle,
PSPCL, Sangrur.

First Appellate Authority-cum-
O/o Chief Engineer,
Distribution, South Zone,
PSPCL, Shakti Vihar, Patiala.

....Respondents

AC No.952 of 2021

Present: (i) **Shri Karamjeet Singh, appellant.**
(ii) **None on behalf of the PIO.**

ORDER:

(Heard through Cisco Webex)

1. The RTI application is dated 15.06.2020 vide which the appellant has sought information as enumerated in his RTI application. The first appeal was filed with the First Appellate Authority (hereinafter FAA) on 19.08.2020 and the second appeal was filed in the Commission on 15.02.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice of hearing was issued to the parties for 27.07.2021 through Cisco Webex. Accordingly, the case has been heard through Cisco Webex. Shri Karamjeet Singh, appellant comes present to attend the hearing through Cisco Webex. He states that the APIO O/o Addl.S.E. Operation Division, PSPCL, Patran had supplied incomplete information which is misleading and against which he has filed the second appeal. Moreover, he has not been given point-wise information on his RTI application. He further states that as per letter dated 22.07.2021 received by him, the record is stated to have been destroyed due to entry of flood water in rainy season which he has earlier not been intimated.
3. Neither the PIO has come present nor he has deputed any of his representatives to attend the hearing through Cisco Webex.
4. The Bench directs the PIO to provide point wise information to the appellant as also bring along the entire relevant record on the next date of hearing. An affidavit be also filed on non-judicial stamp



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AC No.952/2021

paper duly signed by the PIO and attested by the Notary Public to the effect that the information as available in the official records in AC No.952/2021 has been supplied to the appellant. It be further stated that nothing has been concealed therein and that the statement made is true and correct. Original affidavit as also a photocopy of the same be also brought along and produced before the Bench.

5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 13.10.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.07.2021**

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

PS:

Shri Harish Verma, UDC O/o Addl. S.E. Operation Division, PSPCL, Patran, District Patiala comes present after the hearing was over at about 1.45 PM. He produces authority letter to attend the hearing. He states that he could not reach in time as their vehicle had some break down on the way and it took time to get it repaired causing delay in reaching the court. He submits letter dated 23.07.2021 of Addl.S.E., Operation Division, PSPCL, Patran, addressed to the Bench enclosing therein the letters from Assistant Executive Engineer, Operation Sub Division, PSPCL Khanouri and Assistant Engineer, Operation Sub Division, Rural, PSPCL Patran stating therein the position with regard to the supply of information to the appellant. The PIO is directed to incorporate this position also in the affidavit to be brought along on the next hearing.

**Chandigarh
27.07.2021**

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