

**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(10:00 AM to 04:00PM) Working Days



Shri Rohit Sabharwal,
Kundan Bhawan,
126, Model Gram,
Ludhiana.

...Appellant

Versus

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

Public Information Officer,
O/o Superintendent, RTI (HQs.),
Municipal Corporation,
Ludhiana.

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

...Respondents

Appeal Case No.2919 of 2020

PRESENT : (i) Appellant- absent
(ii) Shri Sanjeev Uppal, Superintendent/PIO, Tehbazari Branch, Zone-C,
Municipal Corporation, Ludhiana, in person.

ORDER:

1. This order may be read with reference to the order dated 26.04.2022 passed by this Bench on the previous date of hearing.
2. The case has been heard today in Commission's office at Chandigarh. The Appellant has not come present to attend the hearing. However, Ms. Sukhjinder Kaur, Advocate, has sent written submissions by e.mail dated 26.07.2022 on behalf of the appellant. She states that no information has been supplied to the appellant so far even after a lapse of 24 months and the orders of the Hon'ble Bench have not been complied with. The written submissions of appellant are taken on record.
3. The PIO/Shri Sanjeev Uppal, Superintendent, Tehbazari Branch, Zone-C, Municipal Corporation, Ludhiana comes present in person before the Bench. He states that the directions of the Hon'ble Bench could not be complied with as the file relating to the information sought has not been located in spite of best efforts.
4. On the asking of the Bench, the PIO states that amount of penalty is yet to be deposited which has also remained pending due non-availability of relevant file. The Bench also contacts the representative appellant Mrs. Sukhjinder Kaur who denies receipt of any information by the appellant.



5. Post deliberations, the Bench directs the PIO, Tehbazari Branch, Zone-C, M.C. Ludhiana (Shri Sanjeev Uppal) to file an affidavit on non judicial stamp paper duly signed by the PIO and attested by the Notary Public to the effect that the file relating to the information sought by the appellant in AC No.2919/2020 is not traceable and the same has not been located in spite of best efforts made and as such, the information in this appeal case could not be supplied. It be further states that nothing has been concealed and the statement made is true and correct. The original affidavit with a copy of the same be brought along and produced before the Bench on the next hearing. Challan for penalty of Rs.10,000/- be also shown as evidence for having deposited the amount in Government treasury.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 10.08.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.07.2022**

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

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Shri Darshan Singh
S/o Shri Gurcharan Singh
R/o Near Airtel Tower,
VPO Toosa, Tehsil Raikot,
District Ludhiana-141105.

.....Appellant

Versus

Public Information Officer

O/o Sub Divisional Officer,
Punjab State Power Corporation Ltd.,
(PSPCL), Sudhar, Tehsil Raikot,
District Ludhiana.

First Appellate Authority

O/o Executive Engineer
Punjab State Power Corporation Ltd.,
(PSPCL), Dakha, Distt. Ludhiana.

....Respondents

AC No.3452 of 2021

Present: (i) **Shri Rakesh Kumar Gupta, counsel for the Appellant.**
(ii) **Shri Jasjit Singh, Assistant Engineer, PSPCL Division, Adda Dhaka,
District Ludhiana, on behalf of the PIO/Respondent, in person.**

ORDER

(Heard in person/through cisco webex)

1. This order may be read with reference to the order dated 26.04.2022 passed by this Bench on the previous hearing.
2. The case has been heard today. Shri Darshan Singh, appellant has not come present to attend the hearing. However, Shri Rakesh Kumar Gupta, attends the hearing on behalf of the appellant through cisco webex and states that the deficiencies were pointed out to the PIO which have not been removed yet.
3. Shri Jasjit Singh, Assistant Engineer, PSPCL Division, Adda Dakha, District Ludhiana comes present to attend the hearing in person before the Bench. He produces before the Bench authority letter from Addl.S.E. Operation, PSPCL Division, Adda Dakha to represent the case. He states that the information on Ponits No.1 to 4 was supplied and that information on Point No.1 was left due to over sight and now, complete information on all the points has been prepared and brought along for handing over to the appellant. He also states that the affidavit has also been sent to the appellant.

4. On hearing the version of the representative of PIO, the Bench observes that since complete information has not been provided to the appellant yet, the affidavit is of no consequence. The PIO is directed to supply complete information to the appellant after removing the deficiencies pointed out by the appellant and thereafter, file an affidavit on non judicial stamp paper duly signed by the PIO and attested by the Notary Public to the effect that complete information as available in official records in AC No.3452/2021 has been supplied to the appellant vide letter (giving number and date). It be further stated that nothing has been concealed therein and the information supplied is true and correct. The original affidavit be brought along and produced before the Bench.

5. The appellant and the PIO are directed to come present in person before the Bench to attend the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 10.08.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.07.2022**

**Sd/-
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Shri Darshan Singh
S/o Shri Gurcharan Singh
R/o Near Airtel Tower,
VPO Toosa, Tehsil Raikot,
District Ludhiana-141105.

.....Appellant

Versus

Public Information Officer

O/o Executive Engineer,
Punjab State Power Corporation Ltd.,
(PSPCL), Division Dakha, Mullanpur Dakha ,
District Ludhiana.

First Appellate Authority

O/o Chief Engineer, Central Zone,
Punjab State Power Corporation Ltd.,

(PSPCL), Ludhiana.

....Respondents

AC No.3451 of 2021

Present: (i) **Shri Rakesh Kumar Gupta, counsel for the Appellant.**
(ii) **Shri Jasjit Singh, Assistant Engineer, PSPCL Division, Adda Dhaka, District Ludhiana, on behalf of the PIO/Respondent, in person.**

ORDER

(Heard in person/through cisco webex)

1. This order may be read with reference to the order dated 26.04.2022 passed by this Bench on the previous hearing.
2. The case has been heard today. Shri Darshan Singh, appellant has not come present to attend the hearing. However, Shri Rakesh Kumar Gupta, attends the hearing on behalf of the appellant through cisco webex and states that the deficiencies were pointed out to the PIO which have not been removed yet.
3. Shri Jasjit Singh, Assistant Engineer, PSPCL Division, Adda Dakha, District Ludhiana comes present to attend the hearing in person before the Bench. He produces before the Bench authority letter from Addl.S.E. Operation, PSPCL Division, Adda Dakha to represent the case. He states that the information on Ponits No.1 to 4 was supplied and that information on Point No.1 was left due to over sight and now, complete information on all the points has been prepared and brought along for handing over to the appellant. He also states that the affidavit has also been sent to the appellant.

4. On hearing the version of the representative of PIO, the Bench observes that since complete information has not been provided to the appellant yet, the affidavit is of no consequence. The PIO is directed to supply complete information to the appellant after removing the deficiencies pointed out by the appellant and thereafter, file an affidavit on non judicial stamp paper duly signed by the PIO and attested by the Notary Public to the effect that complete information as available in official records in AC No.3451/2021 has been supplied to the appellant vide letter (giving number and date). It be further stated that nothing has been concealed therein and the information supplied is true and correct. The original affidavit be brought along and produced before the Bench.

5. The appellant and the PIO are directed to come present in person before the Bench to attend the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 10.08.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.07.2022**

**Sd/-
(Lt Gen Ajae Kumar Sharma (Retd))
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Shri Rohit Sabharwal,
RTI Activist,
126, Model Gram,
Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Grater Ludhiana Area Development
Authority (GLADA), Ludhiana.

First Appellate Authority

O/o Grater Ludhiana Area Development
Authority(GLADA), Ludhiana.

....Respondents

AC No.1766 of 2021

Present: (i) **Appellant- absent.**
(ii) **Shri Narinder Singh, Assistant Estate Officer, Regulatory Wing,
GLADA, Ludhiana on behalf of the PIO, in person.**

ORDER

(Heard in person/on mobile phone)

1. This order may be read with reference to the order dated 11.05.2022 passed by this Bench on the previous hearing.
2. The case has been heard today in Commission's office at Chandigarh. Neither the appellant nor his representative Smt. Sukhjinder Kaur has come present to attend the hearing in person or through Cisco Webex. However, a letter dated 07.06.2022 is available in the case file and an e.mail dated 10.05.2022 has been received from Smt. Sukhjinder Kaur wherein submissions have been made in the e.mail with regard to the non-receipt of information from the PIO in spite of lapse of about 20 months.
3. Shri Narinder Singh, Clerk, GLADA, Ludhiana comes present to attend the hearing on behalf of the PIO in person before the Bench. He states that the appellant has been sent information vide letters dated 11.02.2021, 15.02.2021 and letter dated 03.06.2021.
4. The representative of appellant Mrs. Sukhjinder Kaur is contacted on mobile phone and is made to talk to the representative of PIO Shri Narinder Singh, who explains to her the details of information supplied.

Cont...P-2



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AC No.1766/2021

5. The Bench observes that reply to the show cause notice has not been filed by the PIO nor the PIO has complied with the directions of the Bench. The Bench directs the PIO to call the appellant or his representative to the office and allow access to the relevant official records. The information as may be identified by the appellant/his representative, be provided before the next hearing. He is also directed to file reply to the show cause notice stating therein the delay in supply of information. The PIO O/o GLADA, Ludhiana is also directed to come present in person before the Bench on the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 10.08.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.07.2022**

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Shri Rohit Sabharwal,
RTI Activist,
126, Model Gram,
Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Grater Ludhiana Area Development
Authority (GLADA), Ludhiana.

First Appellate Authority

O/o Grater Ludhiana Area Development
Authority(GLADA), Ludhiana.

....Respondents

AC No.1767 of 2021

Present: (i) **Appellant- absent.**
(ii) **Shri Tarun Kumar, Clerk, GLADA, Ludhiana**
on behalf of the PIO, in person.

ORDER

(Heard in person/on mobile phone)

1. This order may be read with reference to the order dated 11.05.2022 passed by this Bench on the previous hearing.
2. The case has been heard today in Commission's office at Chandigarh. Neither the appellant nor his representative Smt. Sukhjinder Kaur has come present to attend the hearing in person or through Cisco Webex. However, an e.mail dated 26.07.2022 has been received from Smt. Sukhjinder Kaur wherein submissions have been made in the e.mail with regard to the non-receipt of information from the PIO in spite of lapse of about 18 months.
3. Shri Tarun Kumar, Clerk, GLADA, Ludhiana comes present to attend the hearing on behalf of the PIO in person before the Bench. He states that the information sought by the appellant could not be supplied as the record relating to information has not been traced out in spite of best efforts.
4. The representative of appellant Mrs. Sukhjinder Kaur is contacted on mobile phone and is made to talk to the representative of PIO Shri Tarun Kumar, who explains to her the position with regard to non supply of information to the appellant.

Cont...P-2



-2-

AC No.1767/2021

5. On the asking of the Bench, a copy of RTI application of the appellant is handed over to the representative of PIO. The PIO is directed to reply to the show cause notice explaining therein the reasons for not supplying information to the appellant. The Bench also directs the PIO to make efforts to locate the relevant record and supply information to the appellant asked for vide his RTI application. The PIO office of GLADA, Ludhiana is also directed to come present in person before the Bench on the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 10.08.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.07.2022**

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

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

.....Appellant

Versus

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

First Appellate Authority-cum
Estate Officer,
Jalandhar Development Authority,
Jalandhar.

....Respondents

AC No.4820 of 2021

Present: (i) **Appellant- absent.**
(ii) **Shri Pawan Kumar, SDO, Public Health/PIO,
O/o Jalandhar Development Authority, Jalandhar, in person.**

ORDER

1. This order may be read with reference to the order dated 11.05.2022 passed by this Bench on the previous hearing.
2. The case has been heard today. Shri R.C. Tandon, appellant has not come present to attend the hearing in person or through Cisco Webex. However, a un-dated letter and an e.mail dated 17.07.2022 have been received from the appellant but he has not intimated therein as to whether he will attend the hearing or not and uncalled for submissions have been made.
3. Shri Pawan Kumar, S.D.O. Public Health/PIO, Jalandhar Development Authority, Jalandhar/PIO comes present to attend the hearing in person. He states that the appellant has been provided information on points No.2 & 3 and the matter regarding information on point No.1 is under process.
4. The Bench has perused the contents of letter and e.mail received from the appellant and finds that it is nothing except the allegations made by the appellant against the Public Authority as well as against the Commission. The remarks of the appellant are unwarranted and uncalled for and tend to tarnish the dignity and sanctity of the Commission. As such, the appellant is advised to refrain from making such remarks in future.

Cont...P-2



-2-

AC No.4820/2021

5. The PIO, Jalandhar Development Authority, Jalandhar and the APIO O/o Estate Officer, Jalandhar Development Authority, Jalandhar are again directed to supply point-wise information to the appellant as per his RTI application before the next hearing. They are also directed to come present in person before the Bench on the next hearing. The appellant is also advised to come present in person before the Bench on the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 10.08.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.07.2022**

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

Copy to: APIO O/o Estate Officer, Jalandhar Development Authority, Jalandhar.

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Shri Sukhwinder Singh, Advocate,
Chamber No.320, 3rd Floor,
District & Session Court,
Sector-43, Chandigarh.

.....Appellant

Versus

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

First Appellate Authority,
O/o Greater Mohali Area
Development Authority(GMADA),
S.A.S.Nagar(Mohali).

...Respondents

AC No.4867/2021

Present: (i) **Shri Gagandeep Singh Cheema on behalf of Appellant, in person.**
(ii) **Shri Gurwinder Singh, A.E.O. GMADA, Mohali, PIO/Respondent.**

ORDER

(Heard in person/through Ciso Webex)

1. This order may be read with reference to the order dated 11.05.2022 passed by this Bench on the previous hearing.
2. The case has been heard today. Shri Gagandeep Singh Cheema comes present in person to attend the hearing on behalf of Shri Sukhwinder Singh, appellant. He states that the appellant has not been supplied any information so far.
3. Shri Gurwinder Singh, PIO GMADA, Mohali comes present to attend the hearing through cisco webex. The PIO states that information sought by the appellant on point No.1 has been supplied. The information on point No.2 & 3 involves some technical issues and are in question form and hence are denied. Regarding point No.4, the PIO states that he needs some time to seek opinion of the Land Acquisition Collector, GMADA and also reiterates the version of the Junior Engineer made during the previous hearing regarding the land relating to the construction of road being under litigation.
4. Post deliberations, the Bench directs the PIO to call the appellant to his office and allow him access to the relevant records. The appellant, on inspection of records, will identify the information. The PIO is directed to provide information as is identified by the appellant, after sorting out the matter with the Land Acquisition Collector, GMADA, before the next hearing.

5. After supplying information to the appellant, the PIO is also directed to file an affidavit on non-judicial stamp 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.4867/2021, and as identified by the appellant after inspection of records, has been supplied. It be further stated that nothing has been concealed therein and the statement made is true and correct. The original affidavit along with a copy of the same be brought along and produced before the Bench on 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 in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.07.2022**

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

