

**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(From 10.00 AM to 04.00 PM on working days)



Smt. Balwinder Kaur
H. No.195/2, Sector-45A,
Chandigarh.

.....Appellant

Versus

Public Information Officer

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

First Appellate Authority-cum-

O/o Greater Mohali Area Development
Authority(GMADA), PUDA Bhawan,1st Floor,
Sector-62, Mohali.

....Respondents

AC No.1011 of 2021

**Present: (i) Shri Krishan Kumar Singla on behalf of the Appellant, in person.
(ii) None on behalf of the PIO/Respondent.**

ORDER

1. This order may be read with reference to the order dated 04.08.2021 passed by this Bench on the previous hearing.
2. The case has been heard today in Commission's office at Chandigarh. Shri Krishan Kumar Singla, husband of Smt. Balwinder Kaur, appellant attends the hearing in person on behalf of the appellant.
3. Neither the PIO O/o GMADA, Mohali has come present nor he has deputed any of his representatives to attend the hearing before the Bench. However, letters dated 03.08.2021 and 23.09.2021 are available in the case file stating that the information has been sent to the appellant.
4. On the asking of the Bench, Shri Krishan Kumar Singla states that the appellant has not been called by the PIO for inspection of records as per directions of the Bench. He also states that the appellant is not satisfied with the information supplied.
5. The Bench observes that the PIO has not come present and he has also not complied with the directions given by the Bench on the previous hearing as the PIO was directed to call the appellant to his office and to allow inspection of official records to the appellant but he has failed to do so. This attitude on the part of the PIO/respondent is viewed adversely.

Cont..P-2



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AC No.1011/2021

6. The PIO O/o O/o Chief Administrator, GMADA, Mohali, is issued show cause notice to explain his absence and as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for failing to appear for the hearing in person and for not complying with the directions given by the Bench on 04.08.2021. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

7. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply and does not avail himself of the opportunity of personal hearing on the next 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.

8. The PIO is again directed to call the appellant to his office and allow the appellant access to the related records and provide copies of the information to the appellant as may be identified after inspection of records, before the next hearing. He is also directed to come present in person before the Bench on the next hearing.

9. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 31.01.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.10.2021**

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

Copy to (By Regd. Post)

Public Information Officer, O/o Chief Administrator, GMADA, Mohali.

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Shri Amarjit Singh Dhamotia,
Whistle Blower Social Worker
District President,Ludhiana NCAG
No.60-35-p-376-1, Street No.8,
Maha Singh Nagar, PO Dhandari Kaln,
Ludhiana-141014.

.....Appellant

Versus

Public Information Officer
O/o The Chief Administrator,
Greater Ludhiana Area Development
Authority (GLADA), Ludhiana.

First Appellate Authority
O/o The Chief Administrator,
Greater Ludhiana Area Development
Authority (GLADA), Ludhiana.

....Respondents

AC No.1051 of 2021

**Present: (i) Appellant- absent.
(ii) None on behalf of the PIO/Respondent**

ORDER

1. This order may be read with reference to the order dated 04.08.2021 passed by this Bench on the previous hearing.
2. The case was scheduled to be heard today in Commission's office at Chandigarh. Shri Amarjit Singh Dhamotia, appellant has not come present to attend the hearing in person before the Bench. The appellant has informed through a telephonic message that he has not been supplied any information as yet.
3. Neither the PIO has come present in person nor he has deputed any of his representatives to attend the hearing in person before the Bench nor the PIO has supplied any information to the appellant.
4. The Bench, on perusal of the case file, observes that the PIO has also not filed reply to the show cause notice issued on the previous hearing. He is directed to supply information to the appellant and file reply to the show cause notice before the next hearing. He is also directed to ensure to come present before the Bench in person on the next hearing.

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AC No.1051/2021

5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 31.01.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.10.2021**

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

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Shri Kanwal Nain Singh,
62, Model Town,
Ambala City.

.....Appellant

Versus

Public Information Officer

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

First Appellate Authority-cum-

O/o Estate Officer,
Greater Mohali Area Development
Authority(GMADA), PUDA Bhawan,1st Floor,
Sector-62, Mohali.

....Respondents

AC No.3343 of 2021

**Present: (i) Shri Kanwal Nain Singh-Appellant, in person.
(ii) None on behalf of PIO, GMADA, Mohali.**

ORDER

1. The RTI application is dated 22.04.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 31.05.2021 and the second appeal was filed in the Commission on 22.07.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice of hearing in the appeal case was issued to the parties for 27.10.2021 in Commission's office at Chandigarh. Accordingly, the case has been heard today in person. Shri Kanwal Nain Singh, appellant comes present to attend the hearing in person before the Bench.

3. Neither the PIO O/o GMADA, Mohali has come present nor has deputed any of his representatives to attend the hearing before the Bench. However, a letter dated 10.09.2021 from the PIO, O/o Chief Town Planner, Punjab, Chandigarh is available in the case file in this regard. It is inquired from the appellant as to whether he has received the letter dated 10.09.2021, he denies its receipt. Then, he is given a copy of the same during the hearing itself. On perusing the letter, he expresses his dis-satisfaction over the contents of letter and states that they are deliberately not giving the details as lot of uncalled for practices are going on.

4. The Bench observes that the letter dated 10.09.2021 has been received from the PIO O/o Chief Town Planner, Punjab. However, the appellant is not satisfied with the reply. The PIO GMADA, Mohali has not come present to attend the hearing before the Bench. This attitude of the PIO GMADA is viewed adversely.

Cont..P-2



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AC No.3343/2021

5. The PIO O/o O/o Chief Administrator, GMADA, Mohali, is issued show cause notice to explain his absence and as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for failing to appear for the hearing in person. He is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

6. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply and does not avail himself of the opportunity of personal hearing on the next 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.

7. The PIO. GMADA, Mohali is directed to call the appellant to the office of PIO and show him related records and supply information as may be identified by him before the next hearing as also to ensure to come present before the Bench in person on the next hearing.

8. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 31.01.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.10.2021**

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

Copy to (By Regd.Post)

**Public Information Officer
GMADA, PUDA Bhawan,
Sector-62, Mohali.**

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Shri Gurpal Singh
H.No.2317/4, Sawan Nagar,
Amritsar.

.....Appellant

Versus

Public Information Officer
O/o Dy.Chief Engineer,
Sub Urban Division,
Punjab State Power Corpn. Ltd.
(PSPCL), Amritsar.

First Appellate Authority-cum-
O/o Punjab State Power
Corporation Ltd.(PSPCL),
Air Port Road, Amritsar.

....Respondents

AC No.3419 of 2021

**Present: (i) Appellant -absent.
(ii) None on behalf of the PIO/Respondent.**

ORDER

1. The RTI application is dated 09.04.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 19.05.2021 and the second appeal was filed in the Commission on 28.07.2021 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice of hearing in the Commission was issued to the parties for 27.10.2021 in Commission's office at Chandigarh. Accordingly, the case was scheduled to be heard today in person. Shri Gurpal Singh, appellant has not come present to attend the hearing in person or through Cisco Webex. He has, however, sent an e.mail dated 25.10.2021 stating that due to viral fever, he will be unable to attend the hearing in person.
3. Neither the PIO O/o Deputy Chief Engineer, Sub Urban Division, PSPCL, Amritsar has come present nor he has deputed any of his representatives to attend the hearing before the Bench. However, a letter dated 26.10.2021 providing information to the appellant received by wife of appellant is available in the case file.

Cont..P-2



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AC No.3419/2021

4. The appellant Shri Gurpal Singh is contacted on phone. He expresses his dis-satisfaction over the information supplied and states that it is not according to his RTI application.

5. In view of the dis-satisfaction expressed by the appellant over the information supplied, the Bench deems it appropriate to adjourn the matter so as to hear the version of the appellant and the PIO simultaneously in person.

6. In view of the above, the matter is adjourned. **To come up for hearing on 31.01.2022 before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.10.2021**

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

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Shri H.S.Hundal, Advocate,
203, Judicial Courts,
Mohali.

.....Appellant

Versus

Public Information Officer

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

First Appellate Authority-cum-

O/o Chief Administrator,
Greater Ludhiana Area Development
Authority(GLADA), Ludhiana.

....Respondents

AC No.2176 of 2021

**Present: (i) Shri H.S. Hundal-Appellant in person.
(ii) None on behalf of PIO, GLADA, Ludhiana.**

ORDER

(Heard in person/on mobile phone)

1. This order may be read with reference to the order dated 09.09.2021 passed by this Bench on the previous hearing.
2. The case has been heard today in Commission's office at Chandigarh. Shri H.S. Hundal, appellant comes present to attend the hearing in person before the Bench.
3. Neither the PIO O/o GLADA, Ludhiana has come present nor he has deputed any of his representatives to attend the hearing in person before the Bench. However, a letter dated 02.09.2021 is available in the case file stating that the information, being third party, cannot be supplied as the parties concerned have not given their consent to share the information. With this letter, another letter dated 18.05.2021 is available in the case file vide which the appellant has been sent certificates and lay out plans of J.P. 5 and J.P.6 colonies and a statement clarifying that the same in respect of other colonies are available on the website of GLADA.
4. On the asking of the Bench, the appellant denies the receipt of any information. Then Shri Ashok Kumar, APIO GLADA, Ludhiana is contacted on mobile phone. He states that due to visit of Hon'ble Chief Minister, Punjab, nobody from GLADA was able to attend the hearing and also states to have sent an e.mail in this regard.

Cont..P-2



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AC No.2176/2021

5. Post deliberations, the PIO is now directed to call the appellant to his office in the next week and allow the appellant access to the related records and provide copies of the information as may be identified on inspection of records, before the next hearing. For this purpose, Shri Ashok Kumar is apprised that the appellant will contact him. He is directed to depute an official to attend the appellant and assist him for inspection of relevant records and identify the documents/information, as required by him. The PIO will provide him the information so identified before the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 13.12.2021 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
27.10.2021**

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