

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



Harjot Singh Harikay (Advocate),
Chamber No.1011, District Court Complex,
Ludhiana.

Versus

Public Information Officer,
o/o Ludhiana Improvement Trust,
Ludhiana.

First Appellate Authority,
o/o Additional Deputy Commissioner,
Urban Development,
Ludhiana.

Appeal Case No. 93 of 2021 (Video Conference Proceedings)

PRESENT:

Harjot Singh Harikay (Appellant) 98150-00231
Vishal Sharma, Clerk (for the Respondent) 75298-20222

ORDER:

(To be read in continuity with earlier orders on 9.4.2021, 12.8.2021, 17.9.2021, 17.12.2021, and 25.3.2022)

1. The RTI application is dated **13.8.2020** vide which the appellant has sought information **regarding his family land that was taken up by the 256 Acre Scheme – Maharishi Balmiki Nagar vide an Award dated 27.4.1981**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **2.9.2020** and Second Appeal was filed in the Commission on **24.12.2020** under Section 19 of the Right to Information Act, 2005. This case was last heard on **25.3.2022**.

2. Both parties are present. At the last hearing on 25.3.2022, the appellant Harjot Singh Harikay, suggested that he would personally apprise the respondent PIO about the specific information required with respect the point no. 1 of the RTI application, following which, the respondent PIO was to search said information and provide the appellant with a copy to this Commission.

3. The respondent PIO has submitted copy of Letter vide No. 3362 Dated 6.7.2022, wherein he has informed the appellant that he had not contacted/apprised the respondent PIO as decided at the on 25.3.2022. However, the appellant, who is present today, states that he was not given the time for inspection by the respondent PIO. The appellant is advised to conduct the inspection at 2.30 pm on 29.7.2022. The respondent PIO Vishal Sharma, Clerk is directed to personally present at the time of inspection and facilitate the appellant.

3. **Next hearing on 22.9.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
27.7.2022

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Harjot Singh Harikay, (advocate)
Chamber No. 1011,
District Court Complex, Ludhiana.

Versus

Public Information Officer,
o/o Ludhiana Improvement Trust,
Ludhiana.
First Appellate Authority,
o/o Additional Deputy Commissioner,
Urban Development,
Ludhiana.

Appeal Case No. 96 of 2021 (Video Conference Proceedings)

PRESENT:

Harjot Singh Harikay (Appellant) 98150-00231
Vishal Sharma, Clerk (for the Respondent) 75298-20222

ORDER:

(To be read in continuity with earlier orders on 9.4.2021, 16.7.2021, 8.10.2021, 17.12.2021, and 25.3.2022)

1. The RTI application is dated **13.8.2020** vide which the appellant has sought information **regarding Orient Cinema in Ludhiana by way of the complete file etc.**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **2.9.2020** and Second Appeal was filed in the Commission on **24.12.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **25.3.2022**.
2. Both parties are present. At the last hearing on 25.3.2022, the appellant was advised to list deficiencies, if any, in writing to the respondent PIO with a copy to this Commission, but he has not done so. Meanwhile, the respondent PIO, in a reply to the appellant vide Letter No. 3360 Dated 6.7.2022 has also reminded that he has not listed any deficiency as advised by the Commission at the hearing on 25.3.2022. The appellant is advised to list deficiencies, if any, before the next hearing.
3. **Next hearing on 22.9.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
27.7.2022

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Major Lal,
S/o Sh. Sohan Lal,
2179, Street No.4, New Kuldeep Nagar,
Basti Jodhewal, Ludhiana – 141 007

Versus

Public Information officer,
o/o Headquarters,
Municipal Corporation, Ludhiana.

Public Information officer,
o/o Executive Engineer, B&R Branch Zone-A,
Municipal Corporation Ludhiana.

Public Information officer (Headquarters)
o/o Commissioner, Municipal Corporation,
Ludhiana.

First Appellate Authority,
Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No. 1040 of 2021 (Video Conference Proceedings)

PRESENT:

Major Lal (Appellant) 85915-74309
Gourav Kumar, JE from Zone-A (for the Respondent) 99882-91826

ORDER:

(To be read in continuity with earlier orders on 15.7.2021, 17.12.2021, and 25.3.2022)

1. The RTI application is dated **13.7.2020** vide which the appellant has sought **information regarding his complaint - No. 345/PS/R dated 3.6.2020**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **28.9.2020**, and Second Appeal was filed in the Commission on **22.2.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **25.3.2022**.

2. Both parties are present. At the last hearing on 25.3.2022, Show Cause Notice was issued to the PIO-cum-XEN, Zone A, Harwinder Singh, who has informed the Commission that the requested information does not pertain to B&R Branch Zone A, and was referred back to PIO Headquarters vide Letter No. 71 Dated 19.7.2021. The Commission notes that this RTI application, which is received in the Commissioner's office was marked to the Assistant Commissioner and further marked down to Superintending Engineer, B&R Zone A and has now been sent back to the PIO Headquarters. The PIO Headquarters, MC Ludhiana is herewith directed to submit a pointwise reply to this RTI application before the next hearing. Failure to comply, shall invite penalties as per RTI Act 2005.

3. **Next hearing on 30.9.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
27.7.2022

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Ravinder Kataria,

64, New Sant Fateh Singh Nagar,
Dugri Road, Ludhiana – 141 002

Versus

Public Information officer,

o/o District Mandi Board,
Ludhiana.

First Appellate Authority,

o/o District Mandi Board,
Ludhiana.

Appeal Case No. 3919 of 2021 (Video Conference Proceedings)

PRESENT:

Ravinder Kataria (Appellant) 94631-33590

Kamaldeep Singh, Mandi Supervisor (for the Respondent) 99880-05210

ORDER:

(To be read in continuity with earlier orders on 25.3.2022)

1. The RTI application is dated **9.2.2021** vide which the appellant has sought **information regarding the Dana Mandi on Gill Road from 1.4.2017 to 9.2.2021**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **15.4.2021**, and Second Appeal was filed in the Commission on **1.9.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **25.3.2022**.

2. Both parties are present. As directed at the last hearing on 25.3.2022, the respondent PIO, represented by Kamaldeep Singh, Mandi Supervisor, has submitted a pointwise reply vide Letter No. 1519 Dated 6.4.2022. The appellant however, contends that the reply is vague and does not address his RTI application.

3. The respondent PIO is hereby directed to file a fresh reply to point no. 2 of the RTI application and supply the requested information as available on record. In the event, the information is not available in the format requested, the respondent PIO must state this clearly in his reply to the appellant. A copy of the same is to be submitted to this Commission.

4. **Next hearing on 30.9.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh
27.7.2022

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Dharam Pal Jindal,
S/o Prem Chand,
H. No. 100, GT Road,
Millerganj, Ludhiana.

Versus

Public Information officer,
o/o Property/House Tax Branch, Zone A,
Municipal Corporation,
Ludhiana.

First Appellate Authority,
o/o Commissioner,
Municipal Corporation,
Ludhiana.

Appeal Case No. 4567 of 2021 (Video Conference Proceedings)

PRESENT:

Gagnish Singh Khurna (for the appellant) 98140-29002
Ranjit Singh, Clerk from Zone A (for the Respondent) 97805-69352

ORDER:

(To be read in continuity with earlier orders on 25.3.2022)

1. The RTI application is dated **21.6.2021** vide which the appellant has sought **information regarding TS1 No. 648875 for 2019-2020, Register No. 14, Circle No. BX749/750 etc.**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **20.7.2021**, and Second Appeal was filed in the Commission on **6.10.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **25.3.2022**.

2. Both parties are present. The respondent PIO House Tax Branch was issued a Show Cause Notice at the last hearing. In response, the PIO has submitted a pointwise reply to the RTI application vide Letter No. 240 Dated 15.6.2022. The appellant is however, not satisfied and contends that the reply is deficient.

3. The respondent PIO, represented by Ranjit Singh, Clerk states that he will check the record and provide any additional information to the appellant as available in the record. For this, the appellant will visit the office of the respondent PIO at 11.00 am on 1.8.2022, where on Sh. Ranjit Singh, Clerk shall be personally present and facilitate the appellant. For the information that is not available in the record, the respondent is to state this in writing to the appellant with a copy to this Commission.

4. **Next hearing on 30.9.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.

Chandigarh
27.7.2022

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Naresh Gaba,

S/o Baldev Raj, Street No.0,
Vishkarma Colony, Partap Chowk,
Ludhiana.

Versus

Public Information officer,

o/o ATP, Building Branch Zone-B,
Municipal Corporation, Ludhiana.

First Appellate Authority,

o/o Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No. 4660 of 2021 (Video Conference Proceedings)

PRESENT:

Vikram Grover (for the appellant) 99888-72400

Kuljeet Singh, ATP from Zone B (for the Respondent) 98153-88860

ORDER:

(To be read in continuity with earlier orders on 25.3.2022)

1. The RTI application is dated **27.5.2021** vide which the appellant has sought **information regarding Silver Sport Convent School in five points**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **23.7.2021**, and Second Appeal was filed in the Commission on **11.10.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **25.3.2022**.
2. Both parties are present. The respondent PIO-cum-ATP Building Branch Zone B, states that he has only recently joined. The said PIO is given 15 days to comply with this Commission's Order of 25.3.2022 and report compliance.
3. **Next hearing on 30.9.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh
27.7.2022

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REGISTERED SHOW CAUSE NOTICE

Amarjit Singh Dhaliwal,
H.No. B-16, Bhai Randhir Singh Nagar,
Ludhiana.

Versus

Public Information officer,
o/o Municipal Corporation, Zone-D,
District Ludhiana.
First Appellate Authority,
o/o Commissioner Municipal Corporation,
Ludhiana.

Appeal Case No. 4780 of 2021 (Video Conference Proceedings)

PRESENT:
(Appellant) Absent
(Respondent) Absent

ORDER:
(To be read in continuity with earlier orders on **25.3.2022**)

1. The RTI application is dated **12.7.2021** vide which the appellant has sought **information regarding development/civil works undertaken in Gurdev Nagar, Saraba Nagar, and BRS Nagar between 1.1.2014 to 30.6.2021 etc.**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **16.8.2021**, and Second Appeal was filed in the Commission on **21.10.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **25.3.2022**.

2. Both parties are absent. At the last Hearing on **25.3.2022**, the respondent PIO, re[presented by Randeep Singh, SDO O&M Cell Zone D, was directed to arrange an inspection of the concerned record at 11:00 am on **30.3.2022**. As per various emails from the appellant, Sh. Randeep Singh informed him on the slated date of inspection that he was preoccupied with other engagements. He requested the appellant to visit the office on **4.4.2022**. On the rescheduled date (i.e. **4.4.2022**) the appellant visited the respondent's office, but the latter was absent and was also not contactable on his mobile phone.

3. The Commission's Order of **25.3.2022** reads as under:

"...the respondent PIO is directed to arrange an inspection of the concerned record by the appellant at 11:00 am on Wednesday, 30.3.2022. Sh Randeep Singh, SDO, shall be personally present to facilitate the appellant. One hundred pages (copies) are to be provided free of cost and any additional pages requested by the appellant must be paid by him at the usual cost of photocopying."

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Appeal Case No. 4780 of 2021 (Video Conference Proceedings)

The respondent PIO has failed to comply with the aforesaid directions and has not even deemed it fit to inform the Commission by way of an explanation. The Commission deems it fit to serve the respondent PIO O&M Cell Zone D, Municipal Corporation Ludhiana with this Show Cause Notice:

4. The respondent **PIO O&M Cell Zone D, Municipal Corporation, Ludhiana**, 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 **9.8.2021**.

“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*.” Copies of this order be sent to the parties through registered post.

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 30.9.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh
27.7.2022

Cc: Commissioner,
Municipal Corporation,
Ludhiana, for information and necessary action.

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REGISTERED SHOW CAUSE NOTICE

Baljeet Singh,
64-H, BRS Nagar,
Ludhiana. 141012.

Versus

Public Information officer,
o/o Commissioner, Municipal Corporation,
Ludhiana.

First Appellate Authority,
o/o Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No. 4893 of 2021 (Video Conference Proceedings)

PRESENT:

Baljeet Singh (Appellant) 76965-00015
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 22.4.2022)

1. The RTI application is dated **9.8.2021** vide which the appellant has sought **regarding stray dogs in 15 points**, information as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **8.9.2021** and Second Appeal was filed in the Commission on **27.10.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **22.4.2022**.
2. At the last hearing on 22.4.2022, the respondent PIO was directed to submit the reply purportedly sent to the appellant vide Letter No. 1056/SVO/12/11/21 along with appended information to the Commission. The respondent has failed to comply. The Commission deems it fit to issue the respondent PIO with this Show Cause Notice.
3. The respondent **PIO office of Commissioner, Municipal Corporation, Ludhiana**, 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 **9.8.2021**.

“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*.” Copies of this order be sent to the parties through registered post.

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Appeal Case No. 4893 of 2021 (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 30.9.2022 at 11.30 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

27.7.2022

Cc: Commissioner,
Municipal Corporation,
Ludhiana, for information and further necessary action.