

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



Balbir Aggarwal,
1525/1, Street No.33,
Preet Nagar, Shimlapuri,
Ludhiana.

Versus

Public Information Officer,
o/o Joint Commissioner,
Municipal Commissioner,
Ludhiana.

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

Appeal Case No. 1376 of 2021 (Video Conference Proceedings)

PRESENT:

Balbir Aggarwal (Appellant)

Gulshan Kumar (for the Appellant)

Ajay Kumar, Building Inspector from Zone-A (for the Respondent) 9876299511

ORDER:

1. The RTI application is dated **5.11.2020** vide which the appellant has sought information **regarding a complaint about an illegal construction**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **1.1.2021** and second appeal was filed in the Commission on **16.3.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **27.8.2021**.

2. Both parties are present. The appellant is represented by Gulshan Kumar. The respondent PIO represented by Ajay Kumar, Building Inspector, stated that a reply/information was first sent on 13.1.2021. This was sent once again on 27.5.2021. The appellant however, states that he has only received the PIO's reply and that there is no document/information appended.

3. The respondent PIO states that all the documents available in his record has been sent to the appellant. The respondent PIO is directed to send duly attested copies of the documents sent to the appellant, to this Commission.

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

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Appeal Case No.1376 of 2021 (Video Conference Proceedings)

5. Next hearing on 3.12.2021 at 11.00 am through Video Conference from Ludhiana.

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

Chandigarh
27.8.2021

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Balbir Aggarwal,
1525/1, Street No.33,
Preet Nagar, Shimlapuri,
Ludhiana.

Versus

Public Information Officer,
o/o Joint Commissioner, Municipal Commissioner,
Ludhiana.

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

Appeal Case No. 1377 of 2021 (Video Conference Proceedings).

PRESENT:

Balbir Aggarwal (Appellant)

Gulshan Kumar (for the Appellant)

Ajay Kumar, Building Inspector from Zone-A (for the Respondent) 9876299511

ORDER:

1. The RTI application is dated **5.11.2020** vide which the appellant has sought information **regarding his complaint (No.2517/PS/R) to the Commissioner dated 23.9.20,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **1.1.2021** and second appeal was filed in the Commission on **16.3.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **27.8.2021**

2. Both parties are present through Video Conference Facility from Ludhiana. The appellant is represented by Gulshan Kumar. The respondent PIO, represented by Ajay Kumar, Building Inspector, states that a reply alongwith 6 pages by way of information was sent to the appellant vide letter No.358/ATP/A/RTI/D dated 13.8.2021. The respondent also states that this case was disposed of by the FAA and that the appellant also signed a statement that he is satisfied with the information.

3. The respondent PIO is directed to send attested copies of the 6 pages of information sent to the appellant alongwith a copy of FAA's order and the appellant's statement, to this Commission.

4. **Next hearing on 3.12.2021 at 11.00 am through Video Conference from Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

27.8.2021

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Balbir Aggarwal,
1525/1, Street No.33,
Preet Nagar, Shimlapuri,
Ludhiana.

Versus

Public Information Officer,
o/o Joint Commissioner,
Municipal Commissioner, Ludhiana.

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

Appeal Case No. 1378 of 2021 (Video Conference Proceedings).

PRESENT:

Balbir Aggarwal (Appellant)

Gulshan Kumar (for the Appellant)

Ajay Kumar, Building Inspector from Zone-A (for the Respondent) 9876299511

ORDER:

1. The RTI application is dated **05.11.2020** vide which the appellant has sought information **regarding a complaint**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **01.01.2021** and second appeal was filed in the Commission on **16.03.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **27.08.2021**.

2. Both parties are present. The appellant is represented by Gulshan Kumar. The respondent PIO, represented by Ajay Kumar, Building Inspector, states that a reply alongwith six pages by way of information was sent to the appellant vide letter No.356/ATP/A/RTI/D dated 13.01.2021. The respondent is also states that this case was disposed of by the First Appellate.

3. The respondent PIO is directed to send attested copies of the six pages of information sent to the appellant alongwith a copy of FAA's order, to this Commission,

4. **Next hearing on 3.12.2021 at 11.00 am through Video Conference from Ludhiana.**

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

Chandigarh
27.8.2021

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Balbir Aggarwal,
1525/1, Street No.33,
Preet Nagar, Shimlapuri,
Ludhiana.

Versus

Public Information Officer,
o/o Joint Commissioner,
Municipal Commissioner,
Ludhiana.

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

Appeal Case No. 1379 of 2021 (Video Conference Proceedings).

PRESENT:

Balbir Aggarwal (Appellant)

Gulshan Kumar (for the Appellant)

Ajay Kumar, Building Inspector from Zone-A (for the Respondent) 9876299511

ORDER:

1. The RTI application is dated **05.11.2020** vide which the appellant has sought information **regarding a complaint light department** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **01.01.2021** and second appeal was filed in the Commission on **16.03.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **27.08.2021**.

2. Both parties are present. The appellant is represented by Gulshan Kumar. The respondent PIO, represented by Ajay Kumar, Building Inspector, states that a reply alongwith information was sent to the appellant vide letter No.354/ATP/A/RTI/D dated 13.01.2021. The respondent is also states that this case was disposed of by the First Appellate Authority.

3. The respondent PIO is directed to send attested copies of the information sent to the appellant alongwith a copy of FAA's order, to this Commission.

4. **Next hearing on 3.12.2021 at 11.00 am through Video Conference from Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
27.8.2021

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Balbir Aggarwal,
1525/1, Street No.33,
Preet Nagar, Shimlapuri,
Ludhiana.

Versus

Public Information Officer,
o/o Joint Commissioner,
Municipal Commissioner, Ludhiana.

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

Appeal Case No. 1381 of 2021 (Video Conference Proceedings).

PRESENT:

Gulshan Kumar (for the Appellant)

Ajay Kumar, Building Inspector from Zone-A (for the Respondent) 9876299511

ORDER:

1. The RTI application is dated **05.11.2020** vide which the appellant has sought information **regarding proper receipts date / register, application 1749/JC/KR dated 05.11.20** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **01.01.2021** and second appeal was filed in the Commission on **16.03.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **27.08.2021**.
2. Both parties are present through Video Conference Facility from Ludhiana. The appellant is represented by Gulshan Kumar. The respondent PIO, represented by Ajay Kumar, Building Inspector, states that the reply was sent vide letter no. 352/ATP/A/RTI/D dated 13.01.2021. The appellant is, however, not satisfied with said reply and states that he made the complaint, cited in the RTI Application, to the Commissioner Municipal Corporation, Ludhiana and he wants to know the action taken report / order by the Commissioner on this complaint.
3. The respondent PIO is herewith directed to supply a duly attested copy of the original complaint submitted to the Commissioner with all notings as it was marked down from the Office of Commissioner, Municipal Corporation, to this Commission.
4. **Next hearing on 3.12.2021 at 11.00 am through Video Conference from Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
27.8.2021

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REGISTERED SHOW CAUSE NOTICE

Kamal Deep Kaur,
W/o Ajay Pal Singh,
VPO Guntala,
Opp. Govt. Dispensary,
Amritsar.

Versus

Public Information Officer,
o/o Commissioner,
Municipal Corporation,
Amritsar.

First Appellate Authority,
O/o Commissioner,
Municipal Corporation,
Amritsar.

Appeal Case No. 2059 of 2021 (Video Conference Proceedings).

PRESENT:

Kamal Deep Kaur (for the Appellant)

Respondent (Absent)

ORDER:

1. The RTI application is dated **27.01.2021** vide which the appellant has sought information **regarding the Municipal Commissioner's order dated 14.08.20 etc.,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **27.02.2021** and second appeal was filed in the Commission on **28.04.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **27.08.2021**.

2. The appellant is present through video conference facility from Amritsar. The respondent PIO is absent without intimation. As per the appellant, the PIO has not sent any reply to this RTI Application, which was filed on 27.01.2021 and nor did the FAA hold any hearing. In view of the above, this Commission deems it fit to serve the respondent PIO with this show-cause-notice.

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 **27.1.2021**.

"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. 2059 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 10.11.2021 at 11.00 am through Video Conference from Amritsar.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

27.8.2021

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REGISTERED SHOW CAUSE NOTICE

Kamal Deep Kaur,
W/o Ajay Pal Singh,
VPO Guntala,
Opp. Govt. Dispensary,
Amritsar.

Versus

Public Information Officer,
o/o Commissioner,
Municipal Corporation,
Amritsar.

First Appellate Authority,
O/o Commissioner,
Municipal Corporation,
Amritsar.

Appeal Case No. 2060 of 2021 (Video Conference Proceedings).

PRESENT:

Kamal Deep Kaur (for the Appellant)
Respondent (Absent)

ORDER:

1. The RTI application is dated **10.2.2021** vide which the appellant has sought information **regarding her complaint dated 14.9.20 to the Commissioner Municipal Corporation Amritsar,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **10.3.2021** and second appeal was filed in the Commission on **28.04.2021** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **27.08.2021**.

2. The appellant is present through vide conference facility from Amritsar. The respondent PIO is absent without intimation. As per the appellant, the PIO has not communicated to this RTI Application, which was filed on 27.01.2021. Nor the first appellate authority has not held any hearing in this case. In view of the above, this Commission deems it fit to serve respondent PIO with a show-cause-notice.

3. The respondent PIOs 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 **10.2.2021**.

“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. 2060 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 10.11.2021 at 11.00 am through Video Conference from Amritsar.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

27.8.2021