**PUNJAB STATE INFORMATION COMMISSION**

**RED CROSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGRH**

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**Emaiil:psic22@punjabmail.gov.in**

Sh. Jaspal Singh

S/o Sh. Ramesh Arora,

House No.319/3, Gurdeep Nagar,

Jagraon, Distt. Ludhiana

Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Nagar Council, Jagraon, Distt. Ludhiana

First Appellate Authority

O/o Deputy Director, Urban Local Bodies, Punjab,

Ludhiana

Respondents

**APPEAL CASE NO.3784/2017**

Date of RTI application : 27.09.2017

Date of First Appeal : 29.10.2017

Date of Order of FAA : Reply 27.10.2017

Date of 2nd Appeal/complaint :19.12.2017

**Present:** Sh. Jaspal Singh, appellant in person

Sh. Amarpal Singh Clerk on behalf of the Respondents.

**ORDER**

**The case has been heard through video conferencing.**

The respondent is directed to file written reply with an advance copy to the appellant before the next date of hearing.

To come up on **02.05.2017 at 11.30 AM through Video Conferencing at Ludhiana**

**Sd/-**

28.02.2018 **(Yashvir Mahajan)**

**State Information Commissioner**

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Sh. Jaspal Singh

S/o Sh. Ramesh Arora,

House No.319/3, Gurdeep Nagar,

Jagraon, Distt. Ludhiana

Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Nagar Council, Jagraon, Distt. Ludhiana

First Appellate Authority

O/o Deputy Director, Urban Local Bodies, Punjab,

Ludhiana

Respondents

**APPEAL CASE NO.3781/2017**

Date of RTI application : 22.09.2017

Date of First Appeal : 26.10.2017

Date of Order of FAA : Reply 30.10.2017

Date of 2nd Appeal/complaint :19.12.2017

**Present:** Sh. Jaspal Singh, appellant in person

Sh. Amarpal Singh Clerk on behalf of the Respondents

**ORDER**

**The case has been heard through video conferencing.**

The respondent is directed to file a written statement before the next date of hearing with a copy to the appellant.

To come up on 02.05.2018 at 11.30 AM through Video Conferencing at Ludhiana

**Sd/-**

28.02.2018 **(Yashvir Mahajan)**

**State Information Commissioner**

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Sh.Kuldip Kumar Kaura,

5-C, Phase I, Urban Estate,

Focal Point, Ludhiana

Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Municipal Council, Jagraon,

Distt. Ludhiana

First Appellate Authority

O/o Executive Officer,

Municipal Council, Jagraon,

Distt. Ludhiana

Respondents

**APPEAL CASE NO.3723 /2017**

Date of RTI application : 21.08.2017

Date of First Appeal : 27.10.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint :09.12.2017

**Present:** Kuldip Kumar Kaura, appellant in person

Sh. Amarpal Singh Clerk on behalf of the Respondents

**ORDER**

**The case has been heard through video conferencing.**

The appellant has sought information about Co Operative Labour Society which has been executing the works floated by the respondent. The appellant submits that the information has been provided to him very belatedly and that too is deficient. No written statement has been filed by the respondent on the subject. The PIO is directed to explain his conduct in the shape of an affidavit with advance copy to the appellant positively before the next date of hearing.

**Sd/-**

28.02.2018 **(Yashvir Mahajan)**

**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**

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Sh. Jaspal Singh

S/o Sh. Ramesh Arora,

R/o 319/3, Gurdeep Nagar,

Jagraon Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Municipal Council, Jagraon

Distt. Ludhiana

First Appellate Authority

O/o Regional Deputy Director, Urban Local Bodies, Punjab

Ludhiana Respondents

**APPEAL CASE NO.2610/2017**

Date of RTI application : 06.07.2017

Date of First Appeal : 09.08.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint : 19.09.2017

**Present:** Sh. Jaspal Singh, Appellant in person.

Sh. Amarpal Singh, Clerk, MC Office, Jagraon – for Respondents.

**ORDER**

**The case has been heard through video conferencing.**

The orders passed by the Commission on 03.01.2018 are as under:

**“**The appellant had sought information about an Estate namely; Dashmesh Colony in Jagraon. The respondents’ plea is that it is an illegal colony which has never been approved by the Local Bodies Department. The record being asked for is not available with them. The appellant says that the work of laying sewage lines is under progress.

The Commission is at a loss to understand as to how the Sewerage Board is laying the sewerage lines without regularization or approval of the Committee. It is impleaded as a necessary party in the case. The PIO in the office of the XEN, Punjab Water Supply & Sewerage Board, Division No. 1, Old Courts, Ludhiana is directed to file a written statement. In fact the application should have been forwarded to them under Section 6(3) of the Act by the listed respondents. They shall part with the information if available within thirty days from today positively and file a written reply as well:”

Contd,……2

-2-

**APPEAL CASE NO.2610/2017**

The case has come up today. Sh. Shinderpal Singh, SDO, Water Supply and Sewerage Board submits that colony under construction is a part of the Municipal area and is not a new development. The information relating to the Sewerage work has already been provided to him in response to other application filed by the appellant. The respondent is directed to file written statement in this behalf.

To come up on **02.05. at 11.30 through video conference at Ludhiana.**

**Sd/-**

**28.02..2018 ( Yashvir Mahajan )**

**State Information Commissioner**

**CC: The PIO, O/o The Executive Engineer, Punjab Water Supply & Sewerage Board, Division No. 1, Old Courts, Ludhiana, along with photo copy of the RTI application for n/a.**

**PUNJAB STATE INFORMATION COMMISSION**

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Sh. Rohit Sabharwal,

Kundan Bhawan, 126, Model Gram,

Ludhiana Appellant

Versus

Public Information Officer,

O/o Municipal Town Planner, Zone –D,

Municipal Corporation, Ludhiana

First Appellate Authority

O/o Commissioner,

Municipal Commissioner, Ludhiana Respondents

**APPEAL CASE NO.2636/2017**

Date of RTI application : 19.06.2017

Date of First Appeal : 17.08.2017

Date of Order of FAA : Reply 13.07.2017

Date of 2nd Appeal/complaint : 22.09.2017

**Present:** Adv. Sukhjinder Kaur, Counsel for the Appellant.

Sh. Mohan Singh, Head Draftsman, Zone ‘D, MC Office, Ludhiana – for Respondents.

**ORDER**

**The case has been heard through video conferencing.**

The following interim order has been passed on 03.01.2018:

**“**Sh. Mohan Singh, Head Draftsman appearing on behalf of the respondents has brought along the information. It has been handed over on spot to the appellant. She may like to go through it and revert on the next date of hearing.”

The case has come up today. Appellant submits that the information thus state to have been provided is haphazard and is not compatible with the original application filed by him. Respondents submit that they shall duly arrange it in an order and shall remove the deficiencies thus pointed out shortly.

The mater shall be reheard on **02.05.2018 at 11.30 AM through Video Conferencing at Ludhiana Sd/-**

**28.02. 2018 ( Yashvir Mahajan )**

**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**

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Sh. Sukhdev Singh

# 226, Guru Arjan Dev Nagar,

Tarn Taran Road, Amritsar Appellant

Versus

Public Information Officer,

O/o Chief Director, Vigilance Bureau, Punjab,

SCO No.60-61, Sector-17-D,

Chandigarh

First Appellate Authority

O/o Chief Director, Vigilance Bureau, Punjab,

SCO No.60-61, Sector-17-D,

Chandigarh Respondents

**APPEAL CASE NO.3009/2017**

Date of RTI application : 24.05..2017

Date of First Appeal : 03.07.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint :26.10.2017

**Present:** Sh. Sukhdev Singh, Appellant in person

1. SI Avtar Singh, Pb. Vigilance Bureau, and

2. Sh. Gurbachan Singh, APIO – cum – Superintendent, Pb. Vigilance Bureau at Commission’s office, Chd. - for Respondents.

**ORDER**

**The case has been heard through video conferencing.**

This is in continuation of my earlier order passed on 03.01.2018 which is reproduced below:

**“**The appellant is absent. SI Avtar Singh and Sh. Gurbachan Singh, APIO are present on behalf of the respondents. They have submitted a written reply wherein they state that available information with them has since been provided to him.

The appellant, on the other hand, has requested for adjournment as he is unable to attend the proceedings. His request is acceded.”

Contd……2

-2-

**APPEAL CASE NO.3009/2017**

The case has again been taken up today. The appellant submits that an insignificant information has been provided whereas the file is comprised in about 1400 pages. Respondents take a plea that the report has been forwarded entirely to the Principal Secretary, in the department of Local Government, Punjab. There seems a communication chink between the parties. The PIO in the office of the Principal Secretary to Government of Punjab, Department of Local Government is directed to look into it and to arrange the inspection of the record by the appellant if it has not reservations, under law and provide him certified copies of the document thus identified by him but not more than 100 pages. Else they shall file a written explanation for withholding the information.

The mater shall be heard on **25.04.2018 at 11.30 AM through video conference at Amritsar.**

**Sd/-**

**28.02.2018 ( Yashvir Mahajan )**

**State Information Commissioner**

**Copy:** The principal Secretary to Govt. of Punjab Department of Local Government, (Sathanic Sarkar Bhawan), Plot No.3, Sector-35-A, Chandigarh

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Sh. Jagdish Singh

S/o Sh. Chiman Singh,

Vill. Dhani Magh Singh Wali, (Gahile Wala),

Dakhli Ghubaya

Tehsil Jalalabad Distt. Fazilka Appellant

Versus

Public Information Officer,

O/o Senior Supdt of Police,

Fatehgarh Sahib.

First Appellate Authority

O/o Inspector General of Police,

Zonal -1, Patiala. Respondents

**APPEAL CASE NO.3013/2017**

Date of RTI application : 23.06.2017

Date of First Appeal : 18.08.2017

Date of Order of FAA : Reply 14.07.2017

Date of 2nd Appeal/complaint :26.10.2017

**Present:** None on behalf of the Appellant.

ASI Ranjit Singh, Incharge RTI Cell – for Respondents.

**ORDER**

**The case has been heard through video conferencing.**

The following order was passed by this forum on 03.01.2018:

*“ASI Ranjit Singh appearing on behalf of the respondents submits that the information has been conveyed to him. The appellant is advised to go through the same and convey his reservations, if any, to the respondents with a copy to the Commission before the next date of hearing.”*

*Contd. .. page…2*

*-2-*

**APPEAL CASE NO.3013/2017**

The case came up for hearing today. The information being sought concerns the academic pursuit and the leaves availed by a lady official in the currency of her service. It is evident that it does not relate to any public activity or public interest. The exemption under Section 8(1) (j) of the RTI Act is manifestly applicable in this case. Despite, the respondents have informed the appellant sufficiently of the information sought by him. No further action is called for.

**Disposed.**

**Sd/-**

**28.02.2018 ( Yashvir Mahajan )**

**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**

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Sh. Rohit Sabharwal,

President,

Kundan Bhawan,

126, Model Gram, Ludhiana Appellant

Versus

Public Information Officer,

O/o Municipal Corporation,

Zone –A, Mata Rani Chowk,

Ludhiana

First Appellate Authority,

O/o Municipal Corporation,

Zone –A, Mata Rani Chowk, Ludhiana Respondents

**APPEAL CASE NO.1125/2017**

**Date of RTI Application : 02.12.2016** **Date of First Appeal : 03.01.2017**  **Date of order of FAA : Reply: 09.01.2017 Date of Second Appeal : 10.04.2017**

**Present:** Adv. Sukhjinder Kaur, Counsel for the Appellant.

1. Sh. Mohan Singh Head Draftsman, Zone ’D’, M.C. office, Ludhiana,

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**ORDER**

**The case has been heard through video conferencing.**

The orders passed by this forum on 27.12.2017 have not been complied. The Commission reiterates that a certified copy of the every documents of file dealing with the complaint be supplied to the appellant under intimation to the Commission . Be it noted that a Show Cause Notice has already been issued for errant behavior of the respondents.

To come up on **02.05.2018 at 11.30 AM through video conference at Ludhiana.** **Sd/-**

**28.02.2018 ( Yashvir Mahajan )**

**State Information Commissioner**

**CC:** Sh. Vijay Kumar,PIO – cum – Assistant Town Planner, Zone ‘D’, Near Mata Rani Chowk, Municipal Corporation, Ludhiana.

CC: The Commissioner, Municipal Corporation, Near Mata Rani Chowk, Ludhiana**.**

**PUNJAB STATE INFORMATION COMMISSION**

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Sh. Gulshan Kumar,

8-A, Kitchlu Nagar, Civil Lines,

Ludhiana Appellant

Versus

Public Information Officer,

O/o Commissioner,

Municipal Corporation,

Zone-A, Mata Rani Chowk,

Ludhiana

First Appellate Authority,

O/o Commissioner,

Municipal Corporation,

Zone-A, Mata Rani Chowk,

Ludhiana Respondents

**APPEAL CASE NO.873/2017**

**Date of RTI Application : 16.09.2016** **Date of First Appeal : 28.11.2016**

**Date of order of FAA : Nil**

**Date of Second Appeal : 27.02.2017**

**Present:** Appellant is absent.

Sh. Pardeep Kumar ATP Zone-D is present on behalf of the Respondents.

**ORDER**

**The case has been heard through video conferencing.**

The order is reserved. It shall be pronounced on 02.05.2018.

**Sd/-**

**28.02.2018 ( Yashvir Mahajan )**

**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**

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Sh. Lachhman Dass Verma,

House No.B-34/2567, Haibowal Kalan,

Ludhiana -141001 Appellant

Versus

Public Information Officer,

O/o Additional Commissioner,

Municipal Corporation Zone-D, Sarabha Nagar,

Ludhiana

First Appellate Authority

O/o Commissioner,

Municipal Corporation, Zone-A,

Mata Rani Chowk, Ludhiana Respondents

**APPEAL CASE NO.2156/2017**

Date of RTI application : 09.07.2016

Date of First Appeal : 22.08.2016

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint :08.08.2017

**Present:** None.

**ORDER**

**The case has been heard through video conferencing.**

Inspite of issue of notice and a couple of opportunities afforded, none has appeared before the Forum. Nothing has been heard from them also. It seems that they are not inclined to pursue the case. No action is called for.

**Disposed.**

**Sd/-**

**28.02.2018 ( Yashvir Mahajan )**

**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**

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Sh. Jaspal Singh

S/o Sh. Ramesh Arora,

R/o 319/3, Gurdeep Nagar, Jagraon,

Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Nagar Council, Jagraon

Distt. Ludhiana

First Appellate Authority

O/o Regional Deputy Director,

Urban Local Bodies, Punjab,

Ludhiana Respondents

**APPEAL CASE NO.2157/2017**

Date of RTI application : 29.05.2017

Date of First Appeal : 30.06.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint :03.08.2017

**Present:** Sh. Jaspal Singh, Appellant in person.

None on behalf of the Respondents.

**ORDER**

**The case has been heard through video conferencing.**

The respondents are absent and nothing has been heard from them. Final opportunity of hearing is afforded to them regarding the compliance of the order dated 27.12.2017. Be it noted that it is a very old case. Any laxity shall invoke serious consequences.

To come up on **02.05.2018 at 11.30 AM through VC at Ludhiana.**

**Sd/-**

**28.02.2018 ( Yashvir Mahajan )**

**State Information Commissioner**

**PUNJAB STATE INFORMATION COMMISSION**

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Sh. Mewa Singh Mehla, Advocate,

Lalwyers’ Chamber No.40, District Court,

Kaithal. (HARYANA) Appellant

Versus

Public Information Officer,

O/o Station House Officer,

Police Station, Zirakpur Distt. S.A.S. Nagar.

First Appellate Authority

O/o Senior Supdt. of Police,

S.A.S.Nagar Respondents

**APPEAL CASE NO.3791/2017**

Date of RTI application : 07.07.2017

Date of First Appeal : 31.08.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint :24.11.2017

**Present:** Sh. Ranvir Prashar, Counsel for the Appellant.

1. ASI Harjinder Singh, Police Station, Zirakpur.

2. HC Maninder Singh, O/o SSP, Mohali – for Respondents.

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**ORDER**

The order passed by the Forum on 18.01.2018 is reproduced below

“The respondents have failed to file a reply despite the issue of notice. The respondents are directed to file their written statement forthwith with a copy to the appellant. They shall also explain the delay in having failed to convey the information to the appellant so far.

The case has come up today. The appellant says that no information till date has been supplied to him. Even a written statement has not been filed also. The Commission takes a serious view and again directs the respondents to comply with the orders passed by the Commission in letter and spirit before the next date of hearing positively.

Contd……2

-2-

**APPEAL CASE NO.3791/2017**

Meanwhile Sh. Pawan Kumar, SHO-cum- PIO Police Station, Zirakpur, Distt. S.A.S. Nagar is hereby issued Show Cause Notice to explain in aself-attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/-

till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on him for causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the appellant under Section 19 (8) (b) of the Act for the detriment suffered by him.

In addition to the written reply, the PIO is also given an opportunity under Section 20(1) proviso thereto, 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 in the shape of affidavt 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.

To come up on **25.04.2018 at 11.30 AM.**

**Sd/-**

**28.02.2018 (Yashvir Mahajan)**

**State Information Commissioner**