

Vijay Sood

S/o Sh. Des Raj Sood,
94, Street No. 2,
Near Gurudwara Baba DeepSingh,
Hira Bagh, Rajpura Road, Patiala (Punjab)

....Complainant

V/s

Public Information Officer,

O/o The Managing Director,
Pepsu Road Transport Corporation,
Patiala Depot, Patiala(Punjab)

... Respondents

Complaint Case No. 421 of 2019

Present : Sh. Pawan Kumar on behalf of the appellant.
i) Sh. Sabar Ali, Junior Assistant ;
ii) Sh. Sukhvinder Singh, Inspector, on behalf of the respondent.

ORDER

The RTI request is dated 28.01.2019. The complaint has been received in the Commission on 03.05.2019

Sh. Sabar Ali, Junior Assistant and Sh. Sukhvinder Singh, Inspector, who appeared on behalf of the respondent PIO in today's hearing, orally state that in response to the RTI request, the requisite information has already been supplied to the appellant, Sh. Vijay Sood.

Sh. Pawan Kumar on behalf of the appellant, Sh. Vijay Sood , who appeared in person in today's hearing, orally states that the appellant has received the required information. He also submits a written-note dated 28.08.2019 signed by the appellant, intimating that he has received the requisite information and satisfied with the same and asked for filing of this case. It is taken on record.

In view of all the above, the case is **disposed of and closed**

Copies of the orders be sent to the parties.

Date : 28th August, 2019

(Sanjiv Garg)
State Information Commissioner
Punjab

Rohit Sabharwal,
Kundan Bhawan, 126,
Model Gram, Ludhiana (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Executive Officer,
Improvement Trust,
Ludhiana (Punjab)

First Appellate Authority,
O/o The Regional Deputy Director,
Local Government, Punjab,
Mini Secretariat, Ludhiana(Punjab)

... Respondents

Appeal Case No. 1668 of 2019

Present : None on behalf of the appellant.
Sh. Harmeet Singh, Junior Assistant, on behalf of the respondent.

ORDER

The RTI request is dated 22.01.2019. First appeal is dated 07.03.2019. Second appeal has been received in the Commission on 07.05.2019.

The appellant, Sh. Rohit Sabharwal, through a letter dated 27.08.2019, which has been received in the Commission through an e-mail, has requested the Commission that his personal appearance be exempted in this matter and also requested to direct the respondents to provide him the required information. It is taken on record.

Sh. Harmeet Singh, Junior Assistant, who appeared on behalf of the respondent PIO in today's hearing, submits a reply vide letter no. 6437 dated 27.08.2019 signed by Public Information Officer-cum-Executive Officer, Improvement Trust, Ludhiana, showing that in response to the RTI request, the requisite information has been supplied to the appellant, Sh. Rohit Sabharwal vide letter no. 6436 dated 27.08.2019. It is taken on record.

An opportunity is also given to the appellant to confirm whether he has received the information (which has been supplied by respondent PIO) or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned. He is also advised to represent his case in person or through his representative on the next date of hearing or it will be assumed that the appellant has received the required information and does not wish to pursue this case further and the case would be decided on merits.

The case is **adjourned to 5th November, 2019 (Tuesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Date : 28th August, 2019

(Sanjiv Garg)
State Information Commissioner
Punjab

Rohit Sabharwal,
Kundan Bhawan, 126,
Model Gram, Ludhiana (Punjab)

....Appellant

V/s.

Public Information Officer,
O/o The Assistant Town Planner,
Municipal Corporation,
Zone -D, Ludhiana (Punjab)

First Appellate Authority,
O/o The Commissioner,
Municipal Corporation,
Ludhiana(Punjab)

... Respondents

Appeal Case No. 1669 of 2019

Present : None on behalf of the appellant.
i) Sh. Gursharan Singh, Tehbazari Superintendent, Zone-D ;
ii) Sh. Harjit Singh, Daftsman, on behalf of the respondent.

ORDER

The RTI request is dated 21.01.2019. First appeal is dated 07.03.2019. Second appeal has been received in the Commission on 07.05.2019.

The appellant, Sh. Rohit Sabharwal, through a letter dated 27.08.2019, which has been received in the Commission through an e-mail, has requested the Commission that his personal appearance be exempted in this matter and also requested to direct the respondents to provide him the required information as whatever information has been given to him is uncertified. It is taken on record.

Sh. Gursharan Singh, Tehbazari Superintendent, Zone – D and Sh. Harjit Singh, Daftsman, who appeared on behalf of the respondent PIO in today's hearing, submit a reply vide letter no. 6437 dated 27.08.2019 signed by Public Information Officer-cum-Tehbazari Superintendent(HQ), Municipal Corporation Ludhiana, showing that in response to the RTI request, a reply has been supplied to the appellant, Sh. Rohit Sabharwal vide letter no. 68 dated 25.06.2019. It, alongwith annexure, is taken on record.

An opportunity is also given to the appellant to represent his case in person or through any of his representative on the next date of hearing or it will be assumed that the appellant is satisfied with the supplied information and does not wish to pursue this case further and the case would be decided on merits.

The case is **adjourned to 5th November,2019 (Tuesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Date : 28th August,2019

(Sanjiv Garg)
State Information Commissioner
Punjab

Baljeet Singh S/o Sh. Bachan Singh,
64 – H, B.R.S. Nagar,
Ludhiana - 141012 (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Commissioner,
Municipal Corporation, Ludhiana(Punjab)

First Appellate Authority,

O/o The Commissioner,
Municipal Corporation, Ludhiana(Punjab)

... Respondents

Appeal Case No. 1671 of 2019

Present : None on behalf of the appellant.
None on behalf of the respondent.

ORDER

The RTI request is dated 25.02.2019. First appeal is dated 26.03.2019.

Second appeal has been received in the Commission on 07.05.2019.

Neither the appellant, Sh. Baljeet Singh nor the respondent is present in today's hearing.

After examining the documents placed on record, it is found that the notice of hearing issued by the Commission vide letter no. 12462 dated 30.07.2019 in the name of concerned PIO is received back as 'undelivered' through Diary No. 15159 dated 08.08.2019. It is taken on record.

After examining the RTI request placed in the case-file, it is found that through RTI request dated 21.02.2019, the appellant has demanded a report given vide letter no. CTP/LG-2019/329 dated 04.02.2019 and action taken report given vide letter 1301/ATP-HQ/D dated 24.12.2018 regarding unauthorized construction at Lodhi Club and in response, the concerned Town Planner (Town Planning Wing,(HQ) Office of Local Government, Punjab, Chandigarh has sent a letter to Commissioner, Municipal Corporation, Ludhiana vide letter no. 330 dated 04.02.2019 to send status report.

Accordingly, a copy of this order be sent to the concerned Town Planner (Town Planning Wing),(HQ) Office of Local Government, Punjab, Chandigarh with the advice ensure presence of any of official of his office as a representative to represent this case on the next date of hearing to clear the facts of this case. A copy of this order be sent to him through registered post alongwith RTI request and letter no. 330 dated 04.02.2019.

The respondent PIO concerned (in the instant appeal case) of office of Commissioner, Municipal Corporation, Ludhiana is also directed to remain present in person or represent this case through his representative on the next date of hearing. A copy of this order be sent to him through registered post.

Another opportunity is also given to the appellant to represent this case in person or through any of his representative on the next date of hearing.

The case is **adjourned to 5th November,2019 (Tuesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Date : 28th August,2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**

(Regd. Post)

**The Town Planner,
Town Planning Wing,(HQ) ,
Office of Local Government, Punjab,
Punjab Municipal Bhawan,
Plot No. 3, Sector 35-A, Chandigarh**

Baljeet Singh S/o Sh. Bachan Singh,
64 – H, B.R.S. Nagar,
Ludhiana 141012 (Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Executive Engineer,
(O & M Cell), Municipal Corporation,
Ludhiana (Punjab)

First Appellate Authority,
O/o The Commissioner,
Municipal Corporation,
Ludhiana (Punjab)

... Respondents

Appeal Case No. 1672 of 2019

Present : None on behalf of the appellant.
Sh. Gopal, Supervisor, on behalf of the respondent.

ORDER

The RTI request is dated 21.02.2019. First appeal is dated 11.04.2019.

Second appeal has been received in the Commission on 07.05.2019

The appellant, Sh. Baljeet Singh, is not present in today's hearing.

Sh. Gopal, Supervisor, who appeared on behalf of the respondent PIO in today's hearing, orally that in response to the RTI request, a reply has been sent to the appellant, Sh. Baljeet Singh.

After examining the documents placed on record, it is found that the respondent PIO has sent a reply vide letter no. 527 dated 21.08.2019, jointly signed by PIO-cum-Executive Engineer (O & M) (Zone-A and Zone-D) and PIO-cum-Executive Engineer (O & M) of Zone-B and Zone-C, which has been received in the Commission vide Diary No. 16155 dated 26.08.2019, showing that a reply has already been supplied to the appellant, Sh. Baljeet Singh. It is taken on record.

An opportunity is given to the appellant to confirm whether he has received the abovementioned reply(which has been sent by respondent PIO) or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned. He is also advised to represent his case in person or through his representative on the next date of hearing.

The case is **adjourned to 5th November,2019 (Tuesday) at 11:00 A. M.**
Copies of the orders be sent to the parties.

Date : 28th August,2019

(Sanjiv Garg)
State Information Commissioner
Punjab

Manjit Singh S/o Sh. Sohan Singh,
388/3, Baheda Road,
Patiala (Punjab)

....Appellant

V/s

(Regd. Post) **Public Information Officer,**
O/o The Secretary,
Regional Transport Authority,
Sangrur (Punjab)

First Appellate Authority,
O/o The State Transport Commissioner, Punjab,
Sector 17, Chandigarh

... Respondents

Appeal Case No. 1691 of 2019

Present : Sh. Manjit Singh, the appellant in person.
None on behalf of the respondent.

ORDER

The RTI request is dated 12.02.2019. First appeal is dated 14.03.2019.
Second appeal has been received in the Commission on 08.05.2019.

The appellant, Sh. Manjit Singh, who appeared in person in today's hearing, orally states that no information has been supplied to him by the respondent PIO so far.

After examining the documents/RTI request placed in the case-file, it emerges that the information sought for by the appellant is regarding various registers, in which, the registration of vehicles is entered ; particulars of vehicles of other Districts is entered ; particulars of deficient vehicles during passing is entered ; particulars of entries of personal appearance of vehicles at passing point is entered and particulars of serial numbers given to the vehicles (which were got passed) is entered by Motor Vehicle Inspector, Sangrur on 27.07.2018 but requisite information has not been supplied by the respondent PIO to the information even after a period of five months.

Neither the respondent PIO nor any of his representative is present in today's hearing. He has also not sent any intimation regarding his non-availability. The Commission took a serious view of this casual approach of the Respondent/ PIO.

In view of the above, a show cause notice under Section 20 (1) of the RTI Act is issued to Public Information Officer concerned of office of Secretary, Regional Transport Authority, Sangrur, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant and why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.

The PIO is also hereby given an opportunity under Section 20(1) provision, thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may note that in case he does not file his submission 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. A copy of this order be sent to him through registered post.

Another opportunity is also given to the respondent PIO concerned to supply the certified copies of the required information to the appellant through registered post at his residential address before the next date of hearing and produce a copy of the postal receipt, through which information would be sent to the appellant, before the Commission on the next date of hearing.

He is also directed to ensure presence of Motor Vehicle Inspector, Sangrur, before the Commission on the next date of hearing to clear the facts of this case.

An opportunity is also given to the appellant to confirm whether he has received the information or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned. He is also advised to represent his case in person or through his representative on the next date of hearing.

The case is **adjourned to 6th November,2019 (Wednesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Date : 28th August,2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**

(Regd. Post)

The Motor Vehicle Inspector,
O/o The Secretary,
Regional Transport Authority,
Sangrur (Punjab)

Manjit Singh

S/o Sh. Sohan Singh,
388/3, Baheda Road,
Patiala (Punjab)

....Appellant

V/s

(Regd. Post)

Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Patiala (Punjab)

First Appellate Authority,

O/o The State Transport Commissioner, Punjab,
Chandigarh.

... Respondents

Appeal Case No. 1685 of 2019

Present : Sh. Manjit Singh, the appellant in person.
Sh. Tirath Singh, Junior Assistant, on behalf of the respondent.

ORDER

The RTI request is dated 12.02.2019. First appeal is dated 14.03.2019.

Second appeal has been received in the Commission on 08.05.2019.

The appellant, Sh. Manjit Singh, who appeared in person in today's hearing, orally states that no information has been supplied to him by the respondent PIO so far.

Sh. Tirath Singh, Junior Assistant, who appeared on behalf of the respondent PIO in today's hearing, orally states that the information sought for by the appellant relates with office of Motor Vehicle Inspector, Fatehgarh Sahib.

After hearing both the parties concerned and examining the RTI request placed in the case-file, it emerges that the information sought for by the appellant is regarding various registers, in which, the registration of vehicles is entered ; particulars of vehicles of other Districts is entered ; particulars of deficient vehicles during passing is entered ; particulars of entries of personal appearance of vehicles at passing point is entered and particulars of serial numbers given to the vehicles (which were got passed) is entered by Motor Vehicle Inspector, Fatehgarh Sahib on 09.08.2018.

As the RTI request dated 12.02.2019 of the appellant is addressed to Regional Transport Authority, Patiala and the required fee has also been deposited with the same office, hence, the RTI request of the appellant should have been transferred to the concerned office under Section 6 (3) of the RTI Act .

As the proper procedure was not followed by the respondent party, accordingly, the Public Information Officer office of Secretary, Regional Transport Authority, Patiala is directed to supply the required information to the appellant after collecting the same from the concerned office, before the next date of hearing. He is also directed to ensure presence of Motor Vehicle Inspector, Fatehgarh Sahib before the Commission on the next date of hearing to clear the facts of this case. A copy of this order be sent to him through registered post.

A copy of this order also be sent to Motor Vehicle Inspector, Fatehgarh Sahib alongwith a copy of RTI request with the directions to remain present in person on the next date of hearing so that the facts of this case could be cleared.

The case is **adjourned to 6th November,2019 (Wednesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Date : 28th August,2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**

(Regd. Post)

The Motor Vehicle Inspector,
Fatehgarh Sahib (Punjab)
At O/o The Secretary,
Regional Transport Authority,
Patiala (Punjab)

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH

Fax 0172-2864110 Phone No-0172-2864120

Email: psic31@punjabmail.gov.in Visit us - www.infocommpunjab.com

Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab



Manjit Singh

S/o Sh. Sohan Singh,
388/3, Baheda Road,
Patiala (Punjab)

....Appellant

V/s

(Regd. Post)

Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Patiala (Punjab)

First Appellate Authority,

O/o The State Transport Commissioner, Punjab,
Chandigarh.

... Respondents

Appeal Case No. 1686 of 2019

Present : Sh. Manjit Singh, the appellant in person.
Sh. Tirath Singh, Junior Assistant, on behalf of the respondent.

ORDER

The RTI request is dated 12.02.2019. First appeal is dated 14.03.2019.

Second appeal has been received in the Commission on 08.05.2019.

The appellant, Sh. Manjit Singh, who appeared in person in today's hearing, orally states that no information has been supplied to him by the respondent PIO so far.

Sh. Tirath Singh, Junior Assistant, who appeared on behalf of the respondent PIO in today's hearing, orally states that the information sought for by the appellant relates with office of Motor Vehicle Inspector, Fatehgarh Sahib.

After hearing both the parties concerned and examining the RTI request placed in the case-file, it emerges that the information sought for by the appellant is regarding various registers, in which, the registration of vehicles is entered ; particulars of vehicles of other Districts is entered ; particulars of deficient vehicles during passing is entered ; particulars of entries of personal appearance of vehicles at passing point is entered and particulars of serial numbers given to the vehicles (which were got passed) is entered by Motor Vehicle Inspector, Fatehgarh Sahib on 01.05.2018.

As the RTI request dated 12.02.2019 of the appellant is addressed to Regional Transport Authority, Patiala and the required fee has also been deposited with the same office, hence, the RTI request of the appellant should have been transferred to the concerned office under Section 6 (3) of the RTI Act .

Contd...2/-

As the proper procedure was not followed by the respondent party, accordingly, the Public Information Officer office of Secretary, Regional Transport Authority, Patiala is directed to supply the required information to the appellant after collecting the same from the concerned office, before the next date of hearing. He is also directed to ensure presence of Motor Vehicle Inspector, Fatehgarh Sahib before the Commission on the next date of hearing to clear the facts of this case. A copy of this order be sent to him through registered post.

A copy of this order also be sent to Motor Vehicle Inspector, Fatehgarh Sahib alongwith a copy of RTI request with the directions to remain present in person on the next date of hearing so that the facts of this case could be cleared.

The case is **adjourned to 6th November,2019 (Wednesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Date : 28th August,2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**

(Regd. Post) The Motor Vehicle Inspector,
Fatehgarh Sahib (Punjab)
At O/o The Secretary,
Regional Transport Authority,
Patiala (Punjab)

PUNJAB STATE INFORMATION COMMISSION

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab



Manjit Singh

S/o Sh. Sohan Singh,
388/3, Baheda Road,
Patiala (Punjab)

....Appellant

V/s

(Regd. Post)

Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Patiala (Punjab)

First Appellate Authority,

O/o The State Transport Commissioner, Punjab,
Chandigarh.

... Respondents

Appeal Case No. 1687 of 2019

Present : Sh. Manjit Singh, the appellant in person.
Sh. Tirath Singh, Junior Assistant, on behalf of the respondent.

ORDER

The RTI request is dated 12.02.2019. First appeal is dated 14.03.2019.

Second appeal has been received in the Commission on 08.05.2019.

The appellant, Sh. Manjit Singh, who appeared in person in today's hearing, orally states that no information has been supplied to him by the respondent PIO so far.

Sh. Tirath Singh, Junior Assistant, who appeared on behalf of the respondent PIO in today's hearing, orally states that the information sought for by the appellant relates with office of Motor Vehicle Inspector, Fatehgarh Sahib.

After hearing both the parties concerned and examining the RTI request placed in the case-file, it emerges that the information sought for by the appellant is regarding various registers, in which, the registration of vehicles is entered ; particulars of vehicles of other Districts is entered ; particulars of deficient vehicles during passing is entered ; particulars of entries of personal appearance of vehicles at passing point is entered and particulars of serial numbers given to the vehicles (which were got passed) is entered by Motor Vehicle Inspector, Fatehgarh Sahib on 04.05.2018.

As the RTI request dated 12.02.2019 of the appellant is addressed to Regional Transport Authority, Patiala and the required fee has also been deposited with the same office, hence, the RTI request of the appellant should have been transferred to the concerned office under Section 6 (3) of the RTI Act .

Contd...2/-

As the proper procedure was not followed by the respondent party, accordingly, the Public Information Officer office of Secretary, Regional Transport Authority, Patiala is directed to supply the required information to the appellant after collecting the same from the concerned office, before the next date of hearing. He is also directed to ensure presence of Motor Vehicle Inspector, Fatehgarh Sahib before the Commission on the next date of hearing to clear the facts of this case. A copy of this order be sent to him through registered post.

A copy of this order also be sent to Motor Vehicle Inspector, Fatehgarh Sahib alongwith a copy of RTI request with the directions to remain present in person on the next date of hearing so that the facts of this case could be cleared.

The case is **adjourned to 6th November,2019 (Wednesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Date : 28th August,2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**

(Regd. Post)

The Motor Vehicle Inspector,
Fatehgarh Sahib (Punjab)
At O/o The Secretary,
Regional Transport Authority,
Patiala (Punjab)

Manjit Singh

S/o Sh. Sohan Singh,
388/3, Baheda Road,
Patiala (Punjab)

....Appellant

V/s

(Regd. Post)

Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Patiala (Punjab)

First Appellate Authority,

O/o The State Transport Commissioner, Punjab,
Sector 17, Chandigarh

... Respondents

Appeal Case No. 1688 of 2019

Present : Sh. Manjit Singh, the appellant in person.
Sh. Tirath Singh, Junior Assistant, on behalf of the respondent.

ORDER

The RTI request is dated 12.02.2019. First appeal is dated 14.03.2019.

Second appeal has been received in the Commission on 08.05.2019.

The appellant, Sh. Manjit Singh, who appeared in person in today's hearing, orally states that no information has been supplied to him by the respondent PIO so far.

Sh. Tirath Singh, Junior Assistant, who appeared on behalf of the respondent PIO in today's hearing, orally states that the information sought for by the appellant relates with office of Motor Vehicle Inspector, Fatehgarh Sahib.

After hearing both the parties concerned and examining the RTI request placed in the case-file, it emerges that the information sought for by the appellant is regarding various registers, in which, the registration of vehicles is entered ; particulars of vehicles of other Districts is entered ; particulars of deficient vehicles during passing is entered ; particulars of entries of personal appearance of vehicles at passing point is entered and particulars of serial numbers given to the vehicles (which were got passed) is entered by Motor Vehicle Inspector, Fatehgarh Sahib on 08.05.2018.

As the RTI request dated 12.02.2019 of the appellant is addressed to Regional Transport Authority, Patiala and the required fee has also been deposited with the same office, hence, the RTI request of the appellant should have been transferred to the concerned office under Section 6 (3) of the RTI Act .

As the proper procedure was not followed by the respondent party, accordingly, the Public Information Officer office of Secretary, Regional Transport Authority, Patiala is directed to supply the required information to the appellant after collecting the same from the concerned office, before the next date of hearing. He is also directed to ensure presence of Motor Vehicle Inspector, Fatehgarh Sahib before the Commission on the next date of hearing to clear the facts of this case. A copy of this order be sent to him through registered post.

A copy of this order also be sent to Motor Vehicle Inspector, Fatehgarh Sahib alongwith a copy of RTI request with the directions to remain present in person on the next date of hearing so that the facts of this case could be cleared.

The case is **adjourned to 6th November,2019 (Wednesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Date : 28th August,2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**

(Regd. Post) The Motor Vehicle Inspector,
Fatehgarh Sahib (Punjab)
At O/o The Secretary,
Regional Transport Authority,
Patiala (Punjab)

PUNJAB STATE INFORMATION COMMISSION

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab



Manjit Singh

S/o Sh. Sohan Singh,
388/3, Bahera Road,
Patiala (Punjab)

....Appellant

V/s

(Regd. Post)

Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Patiala (Punjab)

First Appellate Authority,

O/o The State Transport Commissioner, Punjab,
Sector 17, Chandigarh

... Respondents

Appeal Case No. 1689 of 2019

Present : Sh. Manjit Singh, the appellant in person.
Sh. Tirath Singh, Junior Assistant, on behalf of the respondent.

ORDER

The RTI request is dated 12.02.2019. First appeal is dated 14.03.2019.

Second appeal has been received in the Commission on 08.05.2019.

The appellant, Sh. Manjit Singh, who appeared in person in today's hearing, orally states that no information has been supplied to him by the respondent PIO so far.

Sh. Tirath Singh, Junior Assistant, who appeared on behalf of the respondent PIO in today's hearing, orally states that the information sought for by the appellant relates with office of Motor Vehicle Inspector, Fatehgarh Sahib.

After hearing both the parties concerned and examining the RTI request placed in the case-file, it emerges that the information sought for by the appellant is regarding various registers, in which, the registration of vehicles is entered ; particulars of vehicles of other Districts is entered ; particulars of deficient vehicles during passing is entered ; particulars of entries of personal appearance of vehicles at passing point is entered and particulars of serial numbers given to the vehicles (which were got passed) is entered by Motor Vehicle Inspector, Fatehgarh Sahib on 18.07.2018.

As the RTI request dated 12.02.2019 of the appellant is addressed to Regional Transport Authority, Patiala and the required fee has also been deposited with the same office, hence, the RTI request of the appellant should have been transferred to the concerned office under Section 6 (3) of the RTI Act .

Contd...2/-

As the proper procedure was not followed by the respondent party, accordingly, the Public Information Officer office of Secretary, Regional Transport Authority, Patiala is directed to supply the required information to the appellant after collecting the same from the concerned office, before the next date of hearing. He is also directed to ensure presence of Motor Vehicle Inspector, Fatehgarh Sahib before the Commission on the next date of hearing to clear the facts of this case. A copy of this order be sent to him through registered post.

A copy of this order also be sent to Motor Vehicle Inspector, Fatehgarh Sahib alongwith a copy of RTI request with the directions to remain present in person on the next date of hearing so that the facts of this case could be cleared.

The case is **adjourned to 6th November,2019 (Wednesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Date : 28th August,2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**

(Regd. Post)

The Motor Vehicle Inspector,
Fatehgarh Sahib (Punjab)
At O/o The Secretary,
Regional Transport Authority,
Patiala (Punjab)

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab



Manjit Singh

S/o Sh. Sohan Singh,
388/3, Bahera Road,
Patiala (Punjab)

....Appellant

V/s

(Regd. Post)

Public Information Officer,
O/o The Secretary,
Regional Transport Authority,
Patiala (Punjab)

First Appellate Authority,

O/o The State Transport Commissioner, Punjab,
Sector 17, Chandigarh

... Respondents

Appeal Case No. 1690 of 2019

Present : Sh. Manjit Singh, the appellant in person.
Sh. Tirath Singh, Junior Assistant, on behalf of the respondent.

ORDER

The RTI request is dated 12.02.2019. First appeal is dated 14.03.2019.

Second appeal has been received in the Commission on 08.05.2019.

The appellant, Sh. Manjit Singh, who appeared in person in today's hearing, orally states that no information has been supplied to him by the respondent PIO so far.

Sh. Tirath Singh, Junior Assistant, who appeared on behalf of the respondent PIO in today's hearing, orally states that the information sought for by the appellant relates with office of Motor Vehicle Inspector, Fatehgarh Sahib.

After hearing both the parties concerned and examining the RTI request placed in the case-file, it emerges that the information sought for by the appellant is regarding various registers, in which, the registration of vehicles is entered ; particulars of vehicles of other Districts is entered ; particulars of deficient vehicles during passing is entered ; particulars of entries of personal appearance of vehicles at passing point is entered and particulars of serial numbers given to the vehicles (which were got passed) is entered by Motor Vehicle Inspector, Fatehgarh Sahib on 11.05.2018.

As the RTI request dated 12.02.2019 of the appellant is addressed to Regional Transport Authority, Patiala and the required fee has also been deposited with the same office, hence, the RTI request of the appellant should have been transferred to the concerned office under Section 6 (3) of the RTI Act .

Contd...2/-

As the proper procedure was not followed by the respondent party, accordingly, the Public Information Officer office of Secretary, Regional Transport Authority, Patiala is directed to supply the required information to the appellant after collecting the same from the concerned office, before the next date of hearing. He is also directed to ensure presence of Motor Vehicle Inspector, Fatehgarh Sahib before the Commission on the next date of hearing to clear the facts of this case. A copy of this order be sent to him through registered post.

A copy of this order also be sent to Motor Vehicle Inspector, Fatehgarh Sahib alongwith a copy of RTI request with the directions to remain present in person on the next date of hearing so that the facts of this case could be cleared.

The case is **adjourned to 6th November,2019 (Wednesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Date : 28th August,2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**

Regd. Post) The Motor Vehicle Inspector,
Fatehgarh Sahib (Punjab)
At O/o The Secretary,
Regional Transport Authority,
Patiala (Punjab)

Manjit Singh S/o Sh. Sohan Singh,
388/3, Bahera Road,
Patiala (Punjab)

....Appellant

V/s

(Regd. Post) **Public Information Officer,**
O/o The Secretary,
Regional Transport Authority,
Patiala (Punjab)

First Appellate Authority,
O/o The State Transport Commissioner, Punjab,
Sector 17, Chandigarh

... Respondents

Appeal Case No. 1692 of 2019

Present : Sh. Manjit Singh, the appellant in person.
Sh. Tirath Singh, Junior Assistant, on behalf of the respondent.

ORDER

The RTI request is dated 28.07.2018. First appeal is dated 14.03.2019.

Second appeal has been received in the Commission on 08.05.2019.

The appellant, Sh. Manjit Singh, who appeared in person in today's hearing, orally states that no information has been supplied to him by the respondent PIO so far.

Sh. Tirath Singh, Junior Assistant, who appeared on behalf of the respondent PIO in today's hearing, orally seeks an adjournment in this case.

After examining the documents placed on record, it emerges that the requisite information has not been supplied by the respondent PIO to the information seeker till date.

In view of the above, a show cause notice under Section 20 (1) of the RTI Act is issued to Public Information Officer concerned of office of Secretary, Regional Transport Authority, Patiala, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant and why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.

The PIO is also hereby given an opportunity under Section 20(1) provision, thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may note that in case he does not file his submission 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. A copy of this order be sent to him through registered post.

Another opportunity is also given to the respondent PIO concerned to supply the certified copies of the required information to the appellant through registered post at his residential address before the next date of hearing and produce a copy of the postal receipt, through which information would be sent to the appellant, before the Commission on the next date of hearing.

An opportunity is also given to the appellant to confirm whether he has received the information or not. He is also advised to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO so that the same could be removed by the respondent concerned. He is also advised to represent his case in person or through his representative on the next date of hearing.

The case is **adjourned to 6th November,2019 (Wednesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Date : 28th August,2019

**(Sanjiv Garg)
State Information Commissioner
Punjab**



Manjit Singh S/o Sh. Gurcharan Singh,
Village - Maane Majra,
Tehsil - Chamkaur Sahib,
Distt. Ropar(Punjab)

....Complainant

V/s

Public Information Officer,
O/o The General Manager,
Punjab Roadways,
Batala, Distt. Gurdaspur(Punjab)

... Respondents

Complaint Case No. 410 of 2019

Present : None on behalf of the complainant.
Sh. Manbir Singh, Stenotypist, on behalf of the respondent.

ORDER!

The RTI request is dated 22.11.2018. The complaint has been received in the Commission on 30.04.2019.

The complainant, Sh. Manjit Singh, is not present during the hearing.

Sh. Manbir Singh, Stenotypist, who appeared on behalf of the respondent PIO in today's hearing, orally states that the information sought for by the complainant is 'third party' information as it is regarding copies of certificates of two employees namely Ms. Parminder Kaur and Ms. Rajbir Kaur for the period from the year 2010 till date.

The respondent-PIO concerned is directed to file a reply, in writing, under his signatures, to the queries raised by the complainant through his RTI request, particularly mentioning that the information sought for by the complainant through RTI request is 'third party' information and whether consent of the concerned third parties has been taken or not, by or on the next date of hearing.

Another opportunity is given to the complainant to represent his case in person or through his representative on the next date of hearing to clear the fact that what public interest is involved in the instant complaint case, if the required information is disclosed to him.

The case is **adjourned to 6th November, 2019 (Wednesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Date : 28th August, 2019

(Sanjiv Garg)
State Information Commissioner
Punjab

Chaman Lal Jindal

S/o Sh. Tirath Dass Jindal,
333, Sector - A, Aggar Nagar,
Ludhiana (Punjab)

....Complainant

V/s

(Regd. Post)

Public Information Officer,
O/o The Executive Officer,
Improvement Trust,
Ludhiana (Punjab)

... Respondents

Complaint Case No. 417 of 2019

Present : Sh. Pankaj Jindal, on behalf of the appellant.
Sh. Harmeet Singh, Junior Assistant-cum-APIO, on behalf of the respondent.

ORDER

The RTI request is dated 18.02.2019 (duly acknowledged vide Diary no. 9362 dated 26.02.2019). The complaint has been received in the Commission on 01.05.2019.

Sh. Harmeet Singh, Junior Assistant-cum-APIO, who appeared on behalf of the respondent PIO in today's hearing, submits a reply vide letter no. 6439 dated 27.08.2019 signed by Public Information Officer-cum-Executive Officer, Improvement Trust, Ludhiana, intimating that the requisite information has been supplied to the appellant. It is taken on record.

Sh. Pankaj Jindal, who appeared on behalf of the appellant, Sh. Chaman Lal Jindal in today's hearing, orally alleges that the respondent PIO has made inordinate delay in supplying the requisite information to him.

After examining the documents placed on record, it emerges that there is a delay of five months in supplying the requisite information to the information seeker.

In view of the above, a show cause notice under Section 20 (1) of the RTI Act is issued to Public Information Officer- Public Information Officer-cum-Executive Officer, Improvement Trust, Ludhiana, as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI applicant and why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.

The PIO is also hereby given an opportunity under Section 20(1) provision, thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may note that in case he does not file his submission 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. A copy of this order be sent to him through registered post.

The case is **adjourned to 5th November, 2019 (Tuesday) at 11:00 A. M.**

Copies of the orders be sent to the parties.

Date : 28th August, 2019

(Sanjiv Garg)
State Information Commissioner
Punjab