



Rakesh Kumar Gupta
R/o # 8/237, Jagraon Road,
Mandi Mullanpur,
Distt.Ludhiana-141101(Punjab)

...Appellant

V/s

(Regd. Post) Public Information Officer,
O/o The Executive Officer,
Nagar Council,
Mullanpur Dakha,
District - Ludhiana (Punjab)

First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Bodies, Pb.,
Ludhiana (Punjab)

...Respondents

Appeal Case No. 450 of 2020

Present : Sh. Rakesh Kumar Gupta , the appellant in person.
Sh. Manohar Singh, Executive Officer(on Addl. Duty), in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 20.01.2020. First appeal is dated 24.01.2020. Second appeal has been received in the Commission on 28.01.2020.

On the last date of hearing, held on 20.07.2020, the respondent PIO concerned was directed to facilitate the appellant to inspect the relevant official record on 30.07.2020 at 11:00 A. M. to identify the required information and supply the required information, which would be identified by the appellant after inspection, to him as per official record well in time and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. An opportunity was also given to the appellant to intimate the Commission whether he has received the information and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO with a copy to the Commission so that the same could be removed by the respondent concerned.

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

Sh. Manohar Singh, Executive Officer(on Addl. Duty), who appeared in person in today's hearing, states that today he is representing the case as Executive Officer(on Addl. Duty) and commits that the required information would be given to the appellant within a week from today and seeks an adjournment in this case.

The respondent-PIO concerned is directed to supply the required information, which would be identified by the appellant after inspection, to him as per official record well in time and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. **If any information, to the query/queries raised by the appellant through RTI request, is not available or maintained in the official record, he/she (respondent-PIO concerned) will file a reply, in writing, in an affidavit, by the next date of hearing.**

An opportunity is also given to the appellant to intimate the Commission whether he has received the information, which would be supplied to him by the respondent PIO after inspection, or not and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO with a copy to the Commission so that the same could be removed by the respondent concerned by the next date of hearing.

As the requisite information has not been supplied by the respondent PIO to the information seeker even after the directions were given by the Commission vide orders dated 20.07.2020, hence, **a show cause notice under Section 20 (1) of the RTI Act is issued to the Public Information Officer concerned of office of Executive Officer, Nagar Council, Mullanpur Dakha, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant 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 through facility of Software/application 'CISCO Webex Meetings', 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 21st December, 2020 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.**

Copies of the orders be sent to the parties.

Date :28th September, 2020

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

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '918782948'



Rakesh Kumar Gupta
R/o # 8/237, Jagraon Road,
Mandi Mullanpur,
Distt.Ludhiana-141101(Punjab)

...Appellant

V/s
Public Information Officer,
O/o The Executive Officer,
Nagar Council,
Mullanpur Dakha,
District - Ludhiana (Punjab)

First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Bodies, Pb.,
Ludhiana (Punjab)

...Respondents

Appeal Case No. 448 of 2020

Present : Sh. Rakesh Kumar Gupta , the appellant in person.
Sh. Manohar Singh, Executive Officer(on Addl. Duty), in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 22.01.2020. First appeal is dated 24.01.2020. Second appeal has been received in the Commission on 28.01.2020.

On the last date of hearing, held on 20.07.2020, the respondent PIO concerned was directed to facilitate the appellant to inspect the relevant official record on 30.07.2020 at 11:00 A. M. to identify the required information and supply the required information, which would be identified by the appellant after inspection, to him as per official record well in time and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. An opportunity was also given to the appellant to intimate the Commission whether he has received the information and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO with a copy to the Commission so that the same could be removed by the respondent concerned.

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

Sh. Manohar Singh, Executive Officer(on Addl. Duty), who appeared in person in today's hearing, states that today he is representing the case as Executive Officer(on Addl. Duty) and commits that the required information would be given to the appellant within a week from today and seeks an adjournment in this case.

Last and final opportunity is given to the respondent PIO concerned to facilitate the appellant to inspect relevant official record on 08.10.2020 at 11:00 A. M. so that the required information could be identified by the appellant. The appellant is also advised to avail the opportunity to visit the office of the respondent on 08.10.2020 at 11:00 A. M. and inspect the relevant official record to identify the required information.

The respondent-PIO concerned is directed to supply the required information, which would be identified by the appellant after inspection, to him as per official record well in time and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. **If any information, to the query/queries raised by the appellant through RTI request, is not available or maintained in the official record, he/she (respondent-PIO concerned) will file a reply, in writing, in an affidavit, by the next date of hearing.**

An opportunity is also given to the appellant to intimate the Commission whether he has received the information, which would be supplied to him by the respondent PIO after inspection, or not and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO with a copy to the Commission so that the same could be removed by the respondent concerned by the next date of hearing.

As the requisite information has not been supplied by the respondent PIO to the information seeker even after the directions were given by the Commission vide orders dated 20.07.2020, hence, **a show cause notice under Section 20 (1) of the RTI Act is issued to the Public Information Officer concerned of office of Executive Officer, Nagar Council, Mullanpur Dakha, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant 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 through facility of Software/application 'CISCO Webex Meetings', 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.

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...Appellant

V/s
Public Information Officer,
O/o The Executive Officer,
Nagar Council,
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District - Ludhiana (Punjab)

(Regd. Post)
First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Bodies, Pb.,
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...Respondents

Appeal Case No. 449 of 2020

Present : Sh. Rakesh Kumar Gupta , the appellant in person.
Sh. Manohar Singh, Executive Officer(on Addl. Duty), in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 21.01.2020. First appeal is dated 24.01.2020. Second appeal has been received in the Commission on 28.01.2020.

On the last date of hearing, held on 20.07.2020, the respondent PIO concerned was directed to facilitate the appellant to inspect the relevant official record on 04.08.2020 at 11:00 A. M. to identify the required information and supply the required information, which would be identified by the appellant after inspection, to him as per official record well in time and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. An opportunity was also given to the appellant to intimate the Commission whether he has received the information and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO with a copy to the Commission so that the same could be removed by the respondent concerned.

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

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The respondent-PIO concerned is directed to supply the required information, which would be identified by the appellant after inspection, to him as per official record well in time and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. **If any information, to the query/queries raised by the appellant through RTI request, is not available or maintained in the official record, he/she (respondent-PIO concerned) will file a reply, in writing, in an affidavit, by the next date of hearing.**

An opportunity is also given to the appellant to intimate the Commission whether he has received the information, which would be supplied to him by the respondent PIO after inspection, or not and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO with a copy to the Commission so that the same could be removed by the respondent concerned by the next date of hearing.

As the requisite information has not been supplied by the respondent PIO to the information seeker even after the directions were given by the Commission vide orders dated 20.07.2020, hence, **a show cause notice under Section 20 (1) of the RTI Act is issued to the Public Information Officer concerned of office of Executive Officer, Nagar Council, Mullanpur Dakha, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant 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 through facility of Software/application 'CISCO Webex Meetings', 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.

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Rakesh Kumar Gupta
R/o # 8/237, Jagraon Road,
Mandi Mullanpur,
Distt.Ludhiana-141101(Punjab)

...Appellant

V/s
Public Information Officer,
(Regd. Post) O/o The Executive Officer,
Nagar Council,
Mullanpur Dakha,
District - Ludhiana (Punjab)

First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Bodies, Pb.,
Ludhiana (Punjab)

...Respondents

Appeal Case No. 177 of 2020

Present : Sh. Rakesh Kumar Gupta , the appellant in person.
Sh. Manohar Singh, Executive Officer(on Addl. Duty), in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 30.12.2019. First appeal is dated 03.01.2020. Second appeal has been received in the Commission on 07.01.2020.

On the last date of hearing, held on 20.07.2020, the respondent PIO concerned was directed to facilitate the appellant to inspect the relevant official record on 04.08.2020 at 11:00 A. M. to identify the required information and supply the required information, which would be identified by the appellant after inspection, to him as per official record well in time and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. An opportunity was also given to the appellant to intimate the Commission whether he has received the information and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO with a copy to the Commission so that the same could be removed by the respondent concerned.

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

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Last and final opportunity is given to the respondent PIO concerned to facilitate the appellant to inspect relevant official record on 08.10.2020 at 11:00 A. M. so that the required information could be identified by the appellant. The appellant is also advised to avail the opportunity to visit the office of the respondent on 08.10.2020 at 11:00 A. M. and inspect the relevant official record to identify the required information.

The respondent-PIO concerned is directed to supply the required information, which would be identified by the appellant after inspection, to him as per official record well in time and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. **If any information, to the query/queries raised by the appellant through RTI request, is not available or maintained in the official record, he/she (respondent-PIO concerned) will file a reply, in writing, in an affidavit, by the next date of hearing.**

An opportunity is also given to the appellant to intimate the Commission whether he has received the information, which would be supplied to him by the respondent PIO after inspection, or not and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO with a copy to the Commission so that the same could be removed by the respondent concerned by the next date of hearing.

As the requisite information has not been supplied by the respondent PIO to the information seeker even after the directions were given by the Commission vide orders dated 20.07.2020, hence, **a show cause notice under Section 20 (1) of the RTI Act is issued to the Public Information Officer concerned of office of Executive Officer, Nagar Council, Mullanpur Dakha, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant 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 through facility of Software/application 'CISCO Webex Meetings', 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.

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Rakesh Kumar Gupta
R/o # 8/237, Jagraon Road,
Mandi Mullanpur,
Distt.Ludhiana-141101(Punjab)

...Appellant

V/s
Public Information Officer,
O/o The Executive Officer,
Nagar Council,
Mullanpur Dakha,
District - Ludhiana (Punjab)

(Regd. Post)
First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Bodies, Pb.,
Ludhiana (Punjab)

...Respondents

Appeal Case No. 178 of 2020

Present : Sh. Rakesh Kumar Gupta , the appellant in person.
Sh. Manohar Singh, Executive Officer(on Addl. Duty), in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 29.12.2019. First appeal is dated 03.01.2020. Second appeal has been received in the Commission on 07.01.2020.

On the last date of hearing, held on 20.07.2020, the respondent PIO concerned was directed to facilitate the appellant to inspect the relevant official record on 07.08.2020 at 11:00 A. M. to identify the required information and supply the required information, which would be identified by the appellant after inspection, to him as per official record well in time and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. An opportunity was also given to the appellant to intimate the Commission whether he has received the information and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO with a copy to the Commission so that the same could be removed by the respondent concerned.

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Last and final opportunity is given to the respondent PIO concerned to facilitate the appellant to inspect relevant official record on 09.10.2020 at 11:00 A. M. so that the required information could be identified by the appellant. The appellant is also advised to avail the opportunity to visit the office of the respondent on 09.10.2020 at 11:00 A. M. and inspect the relevant official record to identify the required information.

The respondent-PIO concerned is directed to supply the required information, which would be identified by the appellant after inspection, to him as per official record well in time and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. **If any information, to the query/queries raised by the appellant through RTI request, is not available or maintained in the official record, he/she (respondent-PIO concerned) will file a reply, in writing, in an affidavit, by the next date of hearing.**

An opportunity is also given to the appellant to intimate the Commission whether he has received the information, which would be supplied to him by the respondent PIO after inspection, or not and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO with a copy to the Commission so that the same could be removed by the respondent concerned by the next date of hearing.

As the requisite information has not been supplied by the respondent PIO to the information seeker even after the directions were given by the Commission vide orders dated 20.07.2020, hence, **a show cause notice under Section 20 (1) of the RTI Act is issued to the Public Information Officer concerned of office of Executive Officer, Nagar Council, Mullanpur Dakha, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant under the provisions of the RTI Act, 2005.**

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Rakesh Kumar Gupta
R/o # 8/237, Jagraon Road,
Mandi Mullanpur,
Distt.Ludhiana-141101(Punjab)

...Appellant

V/s
Public Information Officer,
O/o The Executive Officer,
Nagar Council,
Mullanpur Dakha,
District - Ludhiana (Punjab)

(Regd. Post)
First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Bodies, Pb.,
Ludhiana (Punjab)

...Respondents

Appeal Case No. 179 of 2020

Present : Sh. Rakesh Kumar Gupta , the appellant in person.
Sh. Manohar Singh, Executive Officer(on Addl. Duty), in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 28.12.2019. First appeal is dated 03.01.2020. Second appeal has been received in the Commission on 07.01.2020.

On the last date of hearing, held on 20.07.2020, the respondent PIO concerned was directed to facilitate the appellant to inspect the relevant official record on 07.08.2020 at 11:00 A. M. to identify the required information and supply the required information, which would be identified by the appellant after inspection, to him as per official record well in time and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. An opportunity was also given to the appellant to intimate the Commission whether he has received the information and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO with a copy to the Commission so that the same could be removed by the respondent concerned.

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

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As the requisite information has not been supplied by the respondent PIO to the information seeker even after the directions were given by the Commission vide orders dated 20.07.2020, hence, **a show cause notice under Section 20 (1) of the RTI Act is issued to the Public Information Officer concerned of office of Executive Officer, Nagar Council, Mullanpur Dakha, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant 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 through facility of Software/application 'CISCO Webex Meetings', 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.

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...Appellant

V/s
Public Information Officer,
(Regd. Post) O/o The Executive Officer,
Nagar Council,
Mullanpur Dakha,
District - Ludhiana (Punjab)

First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Bodies, Pb.,
Ludhiana (Punjab)

...Respondents

Appeal Case No. 2607 of 2019

Present : Sh. Rakesh Kumar Gupta , the appellant in person.
Sh. Manohar Singh, Executive Officer(on Addl. Duty), in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 05.07.2019. First appeal is dated 11.07.2019. Second appeal has been received in the Commission on 23.07.2019.

On the last date of hearing, held on 20.07.2020, the respondent PIO concerned was directed to facilitate the appellant to inspect the relevant official record on 11.08.2020 at 11:00 A. M. to identify the required information and supply the required information, which would be identified by the appellant after inspection, to him as per official record well in time and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. An opportunity was also given to the appellant to intimate the Commission whether he has received the information and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO with a copy to the Commission so that the same could be removed by the respondent concerned.

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As the requisite information has not been supplied by the respondent PIO to the information seeker even after the directions were given by the Commission vide orders dated 20.07.2020, hence, **a show cause notice under Section 20 (1) of the RTI Act is issued to the Public Information Officer concerned of office of Executive Officer, Nagar Council, Mullanpur Dakha, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant under the provisions of the RTI Act, 2005.**

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R/o # 8/237, Jagraon Road,
Mandi Mullanpur,
Distt.Ludhiana-141101(Punjab)

...Appellant

V/s
Public Information Officer,
(Regd. Post) O/o The Executive Officer,
Nagar Council,
Mullanpur Dakha,
District - Ludhiana (Punjab)

First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Bodies, Pb.,
Ludhiana (Punjab)

...Respondents

Appeal Case No. 2606 of 2019

Present : Sh. Rakesh Kumar Gupta , the appellant in person.
Sh. Manohar Singh, Executive Officer(on Addl. Duty), in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 07.07.2019. First appeal is dated 11.07.2019. Second appeal has been received in the Commission on 23.07.2019.

On the last date of hearing, held on 20.07.2020, the respondent PIO concerned was directed to facilitate the appellant to inspect the relevant official record on 11.08.2020 at 11:00 A. M. to identify the required information and supply the required information, which would be identified by the appellant after inspection, to him as per official record well in time and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. An opportunity was also given to the appellant to intimate the Commission whether he has received the information and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO with a copy to the Commission so that the same could be removed by the respondent concerned.

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

Sh. Manohar Singh, Executive Officer(on Addl. Duty), who appeared in person in today's hearing, states that today he is representing the case as Executive Officer(on Addl. Duty) and commits that the required information would be given to the appellant within a week from today and seeks an adjournment in this case.

Last and final opportunity is given to the respondent PIO concerned to facilitate the appellant to inspect relevant official record on 09.10.2020 at 11:00 A. M. so that the required information could be identified by the appellant. The appellant is also advised to avail the opportunity to visit the office of the respondent on 09.10.2020 at 11:00 A. M. and inspect the relevant official record to identify the required information.

The respondent-PIO concerned is directed to supply the required information, which would be identified by the appellant after inspection, to him as per official record well in time and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. **If any information, to the query/queries raised by the appellant through RTI request, is not available or maintained in the official record, he/she (respondent-PIO concerned) will file a reply, in writing, in an affidavit, by the next date of hearing.**

An opportunity is also given to the appellant to intimate the Commission whether he has received the information, which would be supplied to him by the respondent PIO after inspection, or not and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO with a copy to the Commission so that the same could be removed by the respondent concerned by the next date of hearing.

As the requisite information has not been supplied by the respondent PIO to the information seeker even after the directions were given by the Commission vide orders dated 20.07.2020, hence, **a show cause notice under Section 20 (1) of the RTI Act is issued to the Public Information Officer concerned of office of Executive Officer, Nagar Council, Mullanpur Dakha, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant 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 through facility of Software/application 'CISCO Webex Meetings', 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 21st December, 2020 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.**

Copies of the orders be sent to the parties.

Date :28th September, 2020

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

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '918782948'



Rakesh Kumar Gupta
R/o # 8/237, Jagraon Road,
Mandi Mullanpur,
Distt.Ludhiana-141101(Punjab)

...Appellant

V/s
Public Information Officer,
O/o The Executive Officer,
Nagar Council,
Mullanpur Dakha,
District - Ludhiana (Punjab)

(Regd. Post)
First Appellate Authority,
O/o The Regional Deputy Director,
Urban Local Bodies, Pb.,
Ludhiana (Punjab)

...Respondents

Appeal Case No. 2595 of 2019

Present : Sh. Rakesh Kumar Gupta , the appellant in person.
Sh. Manohar Singh, Executive Officer(on Addl. Duty), in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 06.07.2019. First appeal is dated 11.07.2019. Second appeal has been received in the Commission on 23.07.2019.

On the last date of hearing, held on 20.07.2020, the respondent PIO concerned was directed to facilitate the appellant to inspect the relevant official record on 11.08.2020 at 11:00 A. M. to identify the required information and supply the required information, which would be identified by the appellant after inspection, to him as per official record well in time and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. An opportunity was also given to the appellant to intimate the Commission whether he has received the information and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO with a copy to the Commission so that the same could be removed by the respondent concerned.

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

Sh. Manohar Singh, Executive Officer(on Addl. Duty), who appeared in person in today's hearing, states that today he is representing the case as Executive Officer(on Addl. Duty) and commits that the required information would be given to the appellant within a week from today and seeks an adjournment in this case.

Last and final opportunity is given to the respondent PIO concerned to facilitate the appellant to inspect relevant official record on 09.10.2020 at 11:00 A. M. so that the required information could be identified by the appellant. The appellant is also advised to avail the opportunity to visit the office of the respondent on 09.10.2020 at 11:00 A. M. and inspect the relevant official record to identify the required information.

The respondent-PIO concerned is directed to supply the required information, which would be identified by the appellant after inspection, to him as per official record well in time and send forwarding letter of the same with acknowledgement receipt signed by the appellant to the Commission. **If any information, to the query/queries raised by the appellant through RTI request, is not available or maintained in the official record, he/she (respondent-PIO concerned) will file a reply, in writing, in an affidavit, by the next date of hearing.**

An opportunity is also given to the appellant to intimate the Commission whether he has received the information, which would be supplied to him by the respondent PIO after inspection, or not and also to point out deficiencies, if any, in the information supplied to him, in writing, to the respondent PIO with a copy to the Commission so that the same could be removed by the respondent concerned by the next date of hearing.

As the requisite information has not been supplied by the respondent PIO to the information seeker even after the directions were given by the Commission vide orders dated 20.07.2020, hence, **a show cause notice under Section 20 (1) of the RTI Act is issued to the Public Information Officer concerned of office of Executive Officer, Nagar Council, Mullanpur Dakha, as to why penalty be not imposed upon him for willful delay/denial in supplying the information to the RTI applicant 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 through facility of Software/application 'CISCO Webex Meetings', 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 21st December, 2020 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'.**

Copies of the orders be sent to the parties.

Date :28th September, 2020

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

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '918782948'



Dinesh Kansal
S/o Sh. Pritpal Kansal,
H. No. 18, Street No. 01 B kheri Road,
Mohindra Complex,
Patiala - 147001(Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Deputy Secretary,
Punjab Building and
Under Construction Works Welfare Board.
Phase – X, Sector 64,
S. A. S. Nagar (Mohali) (Punjab)

First Appellate Authority,
O/o The Labour Commissioner. Punjab,
S. A. S. Nagar, Mohali (Punjab)

...Respondents

Appeal Case No. 1024 of 2020

Present : Ms. Minakshi Goyal on behalf of the appellant.
Sh. Jatinder Pal Singh, Deputy Secretary, in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 22.11.2019. First appeal is dated 25.12.2019.

Second appeal has been received in the Commission on 18.02.2020.

On the last date of hearing, held on 19.08.2020, the respondent PIO concerned was directed to supply the certified copies of the required information to the appellant as per queries raised by him through his RTI request with a copy to the Commission. If any information is not available in the official record, he/she (respondent-PIO concerned) will file a reply, in writing, to the queries raised through RTI request, to the Commission. An opportunity was also given to the appellant to confirm whether he has received the information or not with the advice 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

Sh. Jatinder Pal Singh, Deputy Secretary, who appeared in person in today's hearing, states that in response to the RTI request, the requisite information has been supplied to the appellant vide letter dated 25.08.2020.

After examining the documents placed on record, it is found that the respondent PIO through a reply vide letter no. 2451 dated 25.08.2020 signed by Deputy Secretary, which has been received in the Commission vide Diary No. 10603 dated 26.08.2020 , has intimated the Commission that complete information has already been supplied to the appellant. It, alongwith annexure, is taken on record.

Ms. Minakshi Goyal, who appeared on behalf of the appellant, Sh. Dinesh Kansal in today's hearing, states that the information supplied to the appellant by the respondent PIO is not proper .

The respondent PIO concerned is directed to facilitate the appellant to inspect relevant official record on 29.09.2020 at 11:00 A. M. so that the required information could be identified by the appellant. The appellant is also advised to visit the office of the respondent on 29.09.2020 at 11:00 A. M. and inspect the relevant official record to identify the required information.

Sh. Jatinder Pal Singh, Deputy Secretary, would remain present during the inspection of the relevant official record.

The respondent-PIO concerned is directed to supply the required information, which would be identified by the appellant, to him within two weeks from the date of inspection.

Both the parties mutually agreed to it during the hearing today.

An opportunity is also given to the appellant to confirm whether he has received the information, which would be supplied to him by the respondent PIO after inspection, or not and also 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 by the next date of hearing.

The case is **adjourned to 21st December, 2020 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'**.

Copies of the orders be sent to the parties.

Date :28th September, 2020

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

Note : Install → CISCO WEBEX Meetings → Click on Join Meeting → Enter Meeting Code ID No. i. e. is '918782948'

Ms. Minakshi Goyal
W/o Sh. Durgesh Goyal,
H. No. 107, Century Enclave,
Phase – 1, Nabha Road,
Patiala - 147001(Punjab)

....Appellant

V/s

Public Information Officer,
O/o The Assistant Labour Commissioner. Punjab,
Patiala (Punjab)

First Appellate Authority,
O/o The Labour Commissioner, Punjab,
S. A. S. Nagar, Mohali (Punjab)

...Respondents

Appeal Case No. 787 of 2020

Present : Ms. Minakshi Goyal on behalf of the appellant.
Sh. Jagpreet Singh, Assistant Labour Commissioner, in person.

ORDER

Heard through facility of Software/application 'CISCO Webex Meetings'.

The RTI request is dated 22.11.2019. First appeal is dated 25.12.2019.

Second appeal has been received in the Commission on 18.02.2020.

On the last date of hearing, held on 19.08.2020, the respondent PIO concerned was directed to facilitate the appellant to inspect the relevant official record on 21.08.2020 at 11:00 A. M. so that the appellant could identify the information. The respondent-PIO concerned was directed to supply the required information, which would be identified by the appellant after inspection, to her. An opportunity was also given to the appellant to confirm whether she has received the information, which would be supplied to her by the respondent PIO after inspection, or not and also to point out deficiencies, if any, in the information supplied to her, in writing, to the respondent PIO well in time so that the same could be removed by the respondent concerned.

Sh. Jagpreet Singh, Assistant Labour Commissioner, who appeared in person in today's hearing, states that the requisite information has already been supplied to the appellant vide letter no. 310 dated 24.08.2020.

After examining the documents placed on record, it is found that the respondent PIO through a reply vide letter no. 311 dated 24.08.2020 signed by Assistant Labour Commissioner, Patiala, which has been received in the Commission through an e-mail dated 26.08.2020, has intimated the Commission that complete information has already been supplied to the appellant vide letter no. 310 dated 24.08.2020. It is taken on record.

The appellant, Ms. Minakshi Goyal, who appeared in person in today's hearing, states that incomplete information has been supplied to her by the respondent PIO as information at point no. 03 of the RTI request is still pending.

The respondent PIO concerned is directed either to supply the remaining information at point no. 03 of the RTI request on 30.09.2020 at 11: 00 A.M. positively or file a reply, in writing, to the query raised by the appellant at point no. 03 and send the same to the appellant with a copy to the Commission, by the next date of hearing.

The appellant is advised to visit the office of the respondent on 30.09.2020 at 11:00 A. M. to collect the remaining information.

An opportunity is also given to the appellant to confirm whether she has received the remaining information at point no. 03 of the RTI request or not, by the next date of hearing.

The case is **adjourned to 21st December, 2020 (Monday) at 11:00 A. M. for hearing through facility of Software/application 'CISCO Webex Meetings'**.

Copies of the orders be sent to the parties.

Date :28th September, 2020

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

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