

**PUNJAB STATE INFORMATION COMMISSION
RED CROSS BUILDING, NEAR ROSE GARDEN,
SECTOR 16, CHANDIGARH.**

Ph: 0172-2864116, Email: - psic26@punjabmail.gov.in

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Helpline No.0172-2864100(From 10.00 AM to 04.00 PM on working days)



Shri Ramandeep Singh Ahluwalia,
Ward No.18, Street NO.2,
Kartar Nagar, Amlah Road,
Khanna, Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,
Khanna, District Ludhiana.

First Appellate Authority

O/o Regional Deputy Director,
Urban Local Govt., Ludhiana.

....Respondents

AC No.558 of 2020

Present: (i) **Shri Ramandeep Singh Ahluwalia, appellant in person before the Bench.**
(ii) **Shri Gurinder Singh, Superintendent, O/o Municipal Council, Khanna, District Ludhiana on behalf of the PIO, in person before the Bench.**

ORDER:

1. This order may be read with reference to the order dated 19.08.2020 passed by this Bench on the previous date of hearing.
2. The case was scheduled to be heard today through Cisco Webex. However, Shri Ramandeep Singh Ahluwalia, appellant attends the hearing in person before the Bench at Chandigarh. He states that he visited the office of PIO on 24.07.2020 and then on 27.08.2020. He further states that he contacted the APIO Shri Kulwinder Singh, Municipal Engineer to allow him access to the official records for inspection. He also contacted Shri Manish Kumar, Clerk and the Accountant to inspect and identify the documents he needs, but no record was produced for inspection.
3. Shri Gurinder Singh, Superintendent O/o Municipal Council, Khanna also comes present before the Bench in person at Chandigarh. He produces copy of letter dated 23.09.2020 and states that the appellant was asked to intimate the specific points on which the information is required so that the requisite information could be supplied to the appellant, but no inputs have been received from the appellant yet.
4. The Bench expresses concern at the non-supply of information in spite of this being fourth hearing in the Commission itself. The Bench also observes that no reply to the show cause notice has been filed in spite of orders having been given to the effect.

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AC No.558/2020

5. Post deliberations, the Bench decides that the appellant will again visit office of PIO on 12.10.2020 at 11.30 AM. The PIO will allow him access to the official records to inspect and identify the documents he requires. The PIO will provide him the copies of documents so identified by the appellant. Shri Gurinder Singh who is present before the Bench, is directed to ensure that the appellant is shown the relevant official records and the information is provided to the appellant.

6. The PIO is directed to file reply to the show cause notice issued on the previous date of hearing as also to file an affidavit, as directed on previous hearing, duly signed by the PIO and duly attested by the Notary Public to the effect that complete information in AC No.558 of 2020, as available in the official records, has been provided to the appellant and nothing has been concealed therein. The information supplied is correct and authentic. The original copy of affidavit be sent to the appellant and a photocopy thereof be sent to the Commission for record.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 09.12.2020 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties.

**Chandigarh
28.09.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**

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Shri Ramandeep Singh Ahluwalia,
Ward No.18, Street NO.2,
Kartar Nagar, Amlah Road,
Khanna, Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,
Khanna, District Ludhiana.

First Appellate Authority

O/o Regional Deputy Director,
Urban Local Govt., Ludhiana.

....Respondents

AC No.560 of 2020

Present: (i) **Shri Ramandeep Singh Ahluwalia, appellant in person before the Bench.**
(ii) **Shri Gurinder Singh, Superintendent, O/o Municipal Council, Khanna, District Ludhiana on behalf of the PIO, in person before the Bench.**

ORDER:

1. This order may be read with reference to the order dated 19.08.2020 passed by this Bench on the previous date of hearing.
2. The case was scheduled to be heard today through Cisco Webex. However, Shri Ramandeep Singh Ahluwalia, appellant attends the hearing in person before the Bench at Chandigarh. He states that he visited the office of PIO on 27.08.2020, but no record was produced for inspection and thus, no information has been provided by the PIO.
3. Shri Gurinder Singh, Superintendent O/o Municipal Council, Khanna comes present before the Bench in person at Chandigarh. He produces copy of letter dated 23.09.2020 which contains certain information such as copies of M.B., estimates, work orders and M.B. register etc. as also regarding the loss of M.B. and the copy of FIR got registered with the Police for the loss. On the asking of the Bench, the representative of the PIO hands over the same to the appellant.
4. The appellant prays for some time to go through the information and point out deficiencies, if any, to the PIO. Acceding to his request, he is advised to point out deficiencies in the information supplied to the PIO and the PIO will supply the rectified information after removing the deficiencies, if any, before the next hearing.
5. The Bench observes that it is the fourth hearing in the Commission but the orders of the Bench have not been fully complied with, as no reply to the show cause has been filed as yet and affidavit has also not been filed.



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AC No.560/2020

6. The PIO is directed to file reply to the show cause notice as also to file an affidavit, before the next hearing as directed on the previous hearing, duly signed by the PIO and attested by the Notary Public to the effect that complete information in AC No.560 of 2020, as available in the official records, has been provided to the appellant and nothing has been concealed therein. The information supplied is correct and authentic. The original copy of affidavit be sent to the appellant and a photocopy thereof be sent to the Commission for record.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 09.12.2020 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties.

**Chandigarh
28.09.2020**

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Shri Ramandeep Singh Ahluwalia,
Ward No.18, Street No.2,
Kartar Nagar, Amloh Road,
Khanna, Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Executive Officer,
Municipal Council,
Khanna, District Ludhiana.

First Appellate Authority

O/o Regional Deputy Director,
Urban Local Govt., Ludhiana.

....Respondents

AC No.561 of 2020

Present: (i) **Shri Ramandeep Singh Ahluwalia, appellant in person before the Bench.**
(ii) **Shri Gurinder Singh, Superintendent, O/o Municipal Council, Khanna, District Ludhiana on behalf of the PIO, in person before the Bench.**

ORDER:

1. This order may be read with reference to the order dated 19.08.2020 passed by this Bench on the previous date of hearing.
2. The case was scheduled to be heard today through Cisco Webex. However, Shri Ramandeep Singh Ahluwalia, appellant attends the hearing in person before the Bench at Chandigarh. He states that as directed on the previous hearing, he visited the office of PIO on 27.08.2020. He contacted the APIO for inspection of the official records. But no record was produced for inspection on the plea that the relevant file was with the Contractor.
3. Shri Gurinder Singh, Superintendent O/o Municipal Council, Khanna also comes present in person before the Bench at Chandigarh. He states that he has brought along the affidavit to the effect that information has been supplied to the appellant. On the asking of the Bench, the representative of the PIO reads out the contents of the affidavit stating that the samples have been given to the appellant and that copies of the estimates and work orders are being sent.
4. The appellant objects to the contents of affidavit and states that he has received samples only and the remaining information as mentioned in the affidavit, has not been received by him.
5. The Bench observes that the affidavit has relevance only after information as available in official records has been made available to the appellant. Since only samples stand supplied and no documents have been received by the appellant, the affidavit given is of no consequence. As such, the



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AC No.561/2020

affidavit is not accepted and returned to Shri Gurinder Singh, the representative of the PIO. On the asking of the Bench, Shri Gurinder Singh, the representative of the PIO assures to provide the appellant complete information including copies of work order, estimates, lay out plan etc. The Appellant agrees to the same.

6. Post deliberations, the Bench directs the PIO to supply complete information to the appellant and thereafter, to file a fresh affidavit, before the next hearing, duly signed by the PIO and attested by the Notary Public to the effect that complete information in AC No.561 of 2020, as available in the official records, has been provided to the appellant and nothing has been concealed therein. The information supplied is correct and authentic. The original copy of affidavit be sent to the appellant and a photocopy thereof be sent to the Commission for record. The PIO is also directed to file reply to the show cause notice issued on the previous date of hearing.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 09.12.2020 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties.

**Chandigarh
28.09.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma)(Retd)
State Information Commissioner, Punjab**

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Shri Shakti Bhushan
S/o Shri Kewal Krishan Kaushal
R/o Street Bhaini Sahib,
Ward No.8, Dhanaula,
District Barnala.

.....Appellant

Versus

Public Information Officer

O/o Motor Vehicle Registration
Authority, Hoshiarpur.

First Appellate Authority

O/o Secretary, Regional
Transport Authority,
Hoshiarpur.

....Respondents

AC No.1095 of 2020

Present: (i) **Shri Shakti Bhushan, Appellant (Heard through Webex)**
(ii) **Shri Darshan Singh Bhatia, Section Officer O/o Secretary, Regional Transport Authority, Hoshiarpur/ PIO**

ORDER

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 17.08.2020 passed by this Bench on the previous date of hearing..
2. The case has been heard today through Cisco Webex. The appellant Shri Shakti Bhushan attends the hearing through CISCO Webex. He states that he has received a letter dated 09.03.2020 after six months on 22.09.2020 and no other communication has been received from the PIO regarding the supply of information. The information supplied so far is only partial.
3. Shri Darshan Singh Bhatia, Section Officer, office of Motor Vehicle Registration Authority, Hoshiarpur has come present to attend the hearing through Cisco Webex. He states that the reply to the show cause notice has been sent vide letter dated 15.09.2020. He further states that regarding the supply of information, earlier the documents of applicants were scanned in the old software, but on the instructions of Govt., in place of old software, new Wahan 4.0 on line portal has been started. As such, it is compulsory for the appellant to intimate the Chasis No. and Engine No. of vehicle in respect of which registration data is required.
4. On the asking of the Bench, the PIO states that the data regarding old software is available with the office of State Transport Commissioner, Punjab and assures to get the same from office of S.T.C. and provide it to the appellant.



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AC No.1095/2020

5. The PIO is directed to supply complete information to the appellant before the next date of hearing and to file an affidavit duly signed by the PIO and attested by the Notary Public to the effect that complete information in AC No.1095 of 2020, as available in the official records, has been provided to the appellant. The facts stated before the Bench be also incorporated in the affidavit. It be also stated that nothing has been concealed therein and the information supplied is correct and authentic. The original copy of affidavit be sent to the appellant and a photocopy thereof be sent to the Commission for record.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 09.12.2020 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties.

**Chandigarh
28.09.2020**

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Shri Shakti Bhushan
S/o Shri Kewal Krishan Kaushal
R/o Street Bhaini Sahib,
Ward No.8, Dhanaula,
District Barnala.

.....Appellant

Versus

Public Information Officer

Motor Vehicle Registration Authority,
Nawanshahar.

First Appellate Authority

O/o Secretary, Regional
Transport Authority,
Hoshiarpur.

....Respondents

AC No.1093 of 2020

Present: (i) **Shri Shakti Bhushan, Appellant**
(ii) **Shri Sharanjit Singh, Clerk O/o Motor Vehicle Registration Authority,
Nawanshahar, on behalf of the PIO.**

ORDER

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 17.08.2020 passed by this Bench on the previous date of hearing..
2. The case has been heard today through Cisco Webex. The appellant Shri Shakti Bhushan attends the hearing through CISCO Webex. He states that he has received only partial information.
3. Shri Sharanjit Singh, Clerk, office of Motor Vehicle Registration Authority, Nawanshahar has come present to attend the hearing through Cisco Webex on behalf of the PIO. He states that an e.mail has been sent to the Bench stating therein that the information as available in their office regarding the registration of new Swaraj tractors as per on line system for the period 1.1.2014 to 30.09.2019 has already been sent vide letter dated 21.07.2020 to the appellant. He further states that regarding the supply of remaining information, earlier the documents of applicants were scanned in the old CPS system of Transport Department, which is not available in the on-line system now and the same can be obtained from the office of State Transport Commissioner, Punjab, Chandigarh.
4. Post discussions, the Bench directs the PIO to supply complete information to the appellant even though it may involve the collection of information from the old CPS system available with the office of State Transport Commissioner, Punjab before next hearing. PIO is also directed to file reply to the show cause notice issued earlier.

Cont...P-2



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AC No.1093/2020

5. The PIO is also directed to supply complete information to the appellant before the next date of hearing and to file an affidavit duly signed by the PIO and attested by the Notary Public to the effect that complete information in AC No.1093 of 2020, as available in the official records, has been provided to the appellant. The facts stated before the Bench be also incorporated in the affidavit. It be also stated that nothing has been concealed therein and the information supplied is correct and authentic. The original copy of affidavit be sent to the appellant and a photocopy thereof be sent to the Commission for record.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 09.12.2020 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties.

**Chandigarh
28.09.2020**

**Sd/-
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Shri Trilochan Singh
S/o Late Shri Gurbachan Singh
R/o 848-A, MIG Jamalpur Colony,
District Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o The Secretary,
Regional Transport Authority,
Sangrur.

First Appellate Authority-cum-

Secretary, Regional Transport
Authority, Sangrur.

....Respondents

AC No.1677 of 2020

Present: (i) **Shri Tejinder Singh, Advocate on behalf of appellant.**
(ii) **None on behalf of the PIO.**

ORDER

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 17.08.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through Cisco Webex. Shri Tejinder Singh, Advocate attends the hearing through CISCO Webex on behalf of the appellant. He states that no information has been supplied to the appellant as yet.
3. Neither the PIO nor any official of Secretary, R.T.A., Sangrur comes present to attend the hearing through Cisco Webex. However, a letter dated 28.09.2020 has been received from the PIO stating that he is unable to attend the hearing as he has to appear before Superintendent of Police (D), Patiala and has requested for another date of hearing.
4. The Bench views the absence of the PIO as well as non supply of information to the appellant adversely. The Bench also observes that no reply to the show cause notice issued on the previous date of hearing has been filed by the PIO.
5. The PIO is directed to supply complete information to the appellant before the next date of hearing and attend the hearing in person on the next date. PIO is again directed to file reply to the show cause notice and file an affidavit duly signed by the PIO and attested by the Notary Public to the effect that



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AC No.1677/2020

requisite information in AC No.1677 of 2020, as available in the official records, has been provided to the Appellant and nothing has been concealed therein. The statement made is correct and authentic. The original copy of affidavit be sent to the appellant and a photocopy sent to the Commission for record.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 09.12.2020 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties.

**Chandigarh
28.09.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
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Shri Jasbir Singh
Guru Nanak Colony
Village Bolapur Jhabewal,
PO Ramgarh, Ludhiana,
Distt.Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o The Secretary,
Regional Transport Authority,
Sangrur.

First Appellate Authority-cum-

State Transport Commissioner, Pb.
Sector-17, Chandigarh.

....Respondents

AC No.651 of 2020

Present: (i) **Shri Jasbir Singh, appellant**
(ii) **None on behalf of the PIO.**

ORDER

(Heard through Cisco Webex)

1. This order may be read with reference to the order dated 17.08.2020 passed by this Bench on the previous date of hearing.
2. The case has been heard today through Cisco Webex. Shri Jasbir Singh attends the hearing through CISCO Webex. He states that no information has been supplied to him by the PIO.
3. Neither the PIO nor any official from the office of Secretary, R.T.A., Sangrur comes present to attend the hearing through Cisco Webex. However, a letter dated 28.09.2020 has been received from the PIO stating that he is unable to attend the hearing as he has to appear before Superintendent of Police (D), Patiala and has requested for another date of hearing.
4. Shri Karanvir Singh Chhina, came present on the previous hearing and had assured that the information will be supplied to the appellant within twenty four hours. The Bench had then directed the PIO to send the same to the appellant by registered post as well as through a special messenger. However, the directions given by the Bench on the previous hearing have not been complied with by the PIO.
5. The Bench observes that this is the fourth hearing in the instant appeal case at the Commission. Neither the PIO has attended the hearing through Cisco Webex nor has deputed any official to attend the hearing on his behalf. He has also failed to supply information to the appellant in spite of his assurance given to the Bench during previous hearing. The Bench views the absence of the PIO as well as the non-compliance of the directions given by the Bench adversely.



6. The Public Information Officer O/o Secretary, Regional Transport Authority, Sangrur is issued show cause notice to explain his absence for hearing through Cisco Webex and to explain as to why action should not be taken against him for not complying with the directions of Bench and also as to why penalty should not be imposed in the instant case for not supplying the information to the appellant. The PIO is also directed to file a written reply to the show cause notice as to why the appellant should not be compensated for the mental harassment suffered by him in getting the information.

7. In addition to the written reply, PIO is hereby given an opportunity u/s 20(1) proviso thereto for a personal hearing before the imposition of such a penalty, on the next date of hearing. He may take note that in case he does not file the written reply 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 proceeding against him ex-parte.

8. The PIO is directed to supply complete information to the appellant before the next hearing, failing which penal consequences shall follow. As directed on the previous date of hearing, PIO is also directed to file an affidavit, before the next date of hearing, duly signed by the PIO and attested by the Notary Public to the effect that the information in AC No.651/2020 as available in the official records, has been supplied to the appellant and nothing has been concealed. It be further stated that the statement made is correct and authentic. The original copy of affidavit be sent to the appellant and photocopy of the same be sent to the Commission for record.

9. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 09.12.2020 at 11.30 AM through Cisco Webex.** Copies of the order be sent to the concerned parties.

**Chandigarh
28.09.2020**

**Sd/-
(Lt Gen Ajae Kumar Sharma(Retd))
State Information Commissioner, Punjab**