

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,

Madhya Marg, Sector 16, Chandigarh.

Ph: 0172-2864111, Visit us @ www.infocommpunjab.com,

Email: psic21@punjabmail.gov.in



Deepak Mudgil,
Military Station Road,
Opposite Chankya School,
District Fazilka-152123

Versus

Public Information Officer,
o/o Chairman-Cum-Managing Director,
Punjab State Power Corporation Limited,
The Mall, PSEB Head Office,
Patiala-147001

Complaint Case No. 201 of 2020 (Video Conference Proceedings)

PRESENT:

Deepak Mudgil (Complainant) 94171-68380

Ranjan Kumar, XEN (for the Respondent) 96461-14533

Anita Rani, Superintendent (for the Respondent) 94783-34050

ORDER:

1. The complainant, **Deepak Mudgil**, filed this RTI application dated **6.1.2020** and sought information **regarding complaint given to Chairman PSPCL on 18.12.2019**, from the PIO o/o **Chairman-Cum-Managing Director, PSPCL, Patiala**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **2.3.2020**. Notice was issued to the parties for first hearing in the Commission on **28.8.2020**.

2. Both parties are present. The appellant is available at the office of Deputy Commissioner, Fazilka via phone. The respondent PIO, represented by Ranjan Kumar, XEN, through Video Conference from the office of Deputy Commissioner, Mohali, stated that the requested information was collected by the complainant in person on 21.8.2020. The complainant however, contended that he has still not received some portion of the requested information in his RTI application.

3. The respondent PIO is directed to supply the complainant an attested copy of his complaint which bears the marking by the Chairman-cum-Managing Director. The complainant is requested to inform this Commission when he has received this so that this case can be disposed of.

4. Next hearing on 14.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Fazilka.

Sd/-
(ASIT JOLLY)
State Information Commissioner
Chandigarh
28.8.2020

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Harbans Singh,
S/o Saroop Singh,
Village Mehas, PO Tuhi,
Tehsil Nabha, District Patiala.

Versus

Public Information Officer,
o/o Senior Superintendent of Police,
Patiala.

Public Information Officer,
o/o Director General of Police,
Punjab Police Headquarters, Sector 9, Chandigarh.

First Appellate Authority,
o/o Director General of Police,
Punjab Police Headquarters, Sector 9, Chandigarh.

Appeal Case No. 3352 of 2019 (Video Conference Proceedings)

PRESENT:

J.M Singh (for the Appellant) 82890-24144

Hakam Singh, ASI (for the Respondent) 94643-92733

ORDER:

(To be read in continuity with earlier orders on 14.11.19 and 27.2.2020)

1. The RTI application is dated **7.5.19** vide which the appellant has sought **information pertaining to two complaints (CC/1388466/2 dated 7.1.19 and CC 1453064 dated 1.4.19) to the DGP Punjab**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) **13.7.19** and second appeal was filed in the Commission on **11.9.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **27.2.2020**.

2. Both parties are present through Video Conference from the office of Deputy Commissioner, Patiala. The appellant is represented by J.M. Singh. Both parties agreed that the requested information pertaining to the office of the Senior Superintendent of Police Patiala, has been furnished and received. However, the appellant stated that there are still some deficiencies by way of the information requested at points 2 & 3 of the RTI application, which pertain to the office of Director General of Police, Punjab. The appellant is requested to list these deficiencies in a letter to the PIO office of Director General of Police, Punjab with a copy to this Commission.

3. **Next hearing on 16.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Patiala.** (The appellant will attend the hearing at DC office of Patiala and the respondent PIO will attend the hearing at D.C., office, Mohali.)

Sd/-
(ASIT JOLLY)
State Information Commissioner
Chandigarh
28.8.2020

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Jai Chand (Retired), s/o Jaimal Ram,
3/130, Street No. 1, Ram Sharnam Colony,
Fazilka – 152 123

Versus

Public Information Officer,

o/o Punjab Ex-Servicemen Corporation,

SCO: 89-90, Sector 34-A, Chandigarh – 160 022

First Appellate Authority,

o/o Chairman-Cum-Managing Director, Punjab Ex-Servicemen Corporation,

SCO: 89-90, Sector 34-A, Chandigarh – 160 022.

Appeal Case No. 134 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Col. J.S. Sahi, PIO (Respondent) 98156-67535

ORDER:

(To be read in continuity with earlier orders on 5.3.2020)

1. The RTI application is dated **4.10.19** vide which the appellant has sought information **pertaining to present status and action taken on his application No. 3/130/JC dated 25.7.19 to the General Manager (Security and Administration); copy of PESCO's posting policy for supervisors and guards; copy of the statement page against him on 24.7.19; copy of inquiry report, if any, on AE Ramesh Gumber's letter to the GM (Security and Adm) PESCO on 10.7.19; and record of payments given to him by PESCO since his joining on 1.3.18 etc.,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **14.11.19** and second appeal was filed in the Commission on **30.12.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **5.3.2020**.

2. The appellant is absent but has informed the Commission that he has available on WhatsApp. The respondent PIO Col. J.S. Sahi, present through Video Conference, from the office of Deputy Commissioner, Mohali, has, as directed by this Commission, filed a written reply to Paras 1 & 4 of the RTI application. He is also carrying the original record (file pertaining to para no. 4 to this hearing). The PIO's reply was sent to this Commission as well as the appellant on 8.5.2020, since when, no objection has been raised by the appellant. The appellant is given one final opportunity to make any submission in response to respondent PIO's reply dated: 8.5.2020.

3. **Next hearing on 21.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.** (The appellant will attend the hearing at DC office of Fazilka and the respondent PIO will attend the hearing at D.C., office, Mohali.)

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

28.8.2020

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Jatinder Kumar,

C/o Sachkhand Mishthan Bhandar,

Nehru Gate, Nawanshehar.

Versus

Public Information Officer,

o/o Principal Secretary, Local Government,

Plot No. 3, Sector-35 A, Dakshin Marg, Chandigarh.

First Appellate Authority,

o/o Principal Secretary, Local Government, Punjab

Plot No. 3, Sector-35 A, Dakshin Marg, Chandigarh.

Appeal Case No. 543 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

1. The RTI application is dated **22.8.19** vide which the appellant has sought information regarding **two complaints to the Regional Director Local Bodies Nawanshahar in 2016 regarding purchase of stationery and material for streetlights**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **27.11.19** and second appeal was filed in the Commission on **29.1.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **28.8.2020**.

2. Both parties are absent. The appellant in an e-mail dated 25.8.2020, has requested a Video Conference from Nawanshehar. The respondent PIO is absent without any intimation perhaps because this Commission's Notice dated: 8.7.2020 has been returned after being refused by both the Public Information Officer and First Appellate Authority. All the parties be notified for a fresh hearing on 21.10.2020 via Video Conference from office of Deputy Commissioner, Mohali and office of Deputy Commissioner, Nawanshehar.

3. The respondent PIO is directed to appear at the Video Conference in person, failing which this Commission will be constrained to enforce his presence through service of a warrant.

4. **Next hearing on 21.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner.** (The appellant will attend the hearing at the office of Deputy Commissioner, Nawanshehar and the respondent PIO will attend the hearing at the office of Deputy Commissioner, Mohali.)

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

28.8.2020

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Bharat Bhushan Mattu,

153, Akash Nagar (Near Green Land School),

P.O: Netaji Nagar, Salem Tabri,

District Ludhiana.

Versus

Public Information Officer,

o/o District Revenue Officer, S.A.S. Nagar, Punjab.

First Appellate Authority,

o/o Deputy Commissioner, S.A.S. Nagar, Punjab.

Appeal Case No. 4259 of 2019 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Poonam, Junior Assistant (for the Respondent) 98559-40338

ORDER:

(To be read in continuity with earlier orders on 29.1.2020)

1. The RTI application is dated **25.7.19** vide which the appellant has sought **information pertaining to the attendance registers, daily diary (roznamcha) of patwaris; the appointment letter issued to Jagtar Singh as patwari on compassionate grounds; all appointment letters of all patwaris appointed on compassionate grounds; and the log book, fuel receipts; pollution certificates and registration certificate for the official vehicle of the Tehsildar Mohali. The information was sought for the period – 1.1.18 to 20.7.19,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **3.9.19** and second appeal was filed in the Commission on **15.11.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **29.1.2020**.

2. The appellant is absent, earlier today, Jaswinder Kaur, the advocate who appeared for the appellant at the last hearing on 29.1.2020, telephoned the Commission to state that the requested information has been received and that the appellant is satisfied with it. The respondent PIO represented at this hearing by Poonam, Junior Assistant, is however, unclear on whether any information was sent to the appellant. Under the circumstances, the appellant is requested to inform the Commission in writing whether he has in fact received the information, as directed in this Commission's Order of 29.1.2020.

3. Next hearing on 21.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

28.8.2020

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Bohar Singh,
s/o Banta Singh,
Village Chak Pakhi, PO Chimne Wala,
Tehsil & District Fazilka – 152 12

Versus

Public Information Officer,
o/o Senior Superintendent of Police,
Mohali.

Complaint Case No. 962 of 2019 (Video Conference Proceedings)

PRESENT:

(Complainant) Absent

Satnam Singh, ASI (for the Respondent) 95923-99200

ORDER:

(To be read in continuity with earlier orders on 23.1.2020)

1. The complainant, **Bohar Singh**, filed this RTI application dated **14.8.19** and sought **information pertaining to his complaint to the SSP Mohali, against one Vinod Kumar on 9.4.19** from the PIO o/o **Senior Superintendent of Police, Mohali**, when no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **5.11.19**. The case was last heard on **23.1.2020**.

2. The appellant is absent without intimation. The respondent PIO represented by ASI, Satnam Singh, is present through Video Conference, at the office of Deputy Commissioner, Mohali, as directed by this Commission at the last hearing on 23.1.2020 submitted a written pointwise reply of the information requested by the complainant. A copy of this was also sent to the complainant by Registered Post.

3. However, since the appellant is absent today, he is granted an opportunity to peruse the information and list deficiencies, if any.

4. **Next hearing on 21.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.** (The appellant will attend the hearing at the office of Deputy Commissioner, Fazilka and the respondent PIO will attend the hearing at the office of Deputy Commissioner, Mohali.)

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
28.8.2020

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Kanwal Nain Singh,

S/o Sh. Raghbir Singh Wadhawan,

62, Model Town,

Ambala City-134003

Versus

Public Information Officer,

o/o Greater Mohali Area Development Authority (GMADA),

Sector-62, PUDA Bhawan, Mohali.

First Appellate Authority,

o/o Estate Officer,

Greater Mohali Area Development Authority (GMADA),

Sector-62, PUDA Bhawan, Mohali.

Appeal Case No. 1294 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Harpal Singh, Superintendent (for the Respondent) 84276-10342

ORDER:

1. The RTI application is dated **11.2.2020** vide which the appellant has sought information regarding, **allotment of religious sites to religious bodies/institutions from 1999 to 2001, Mohali**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **20.3.2020** and second appeal was filed in the Commission on **15.5.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **28.8.2020**.

2. The appellant is absent without any intimation. The respondent PIO represented by Harpal Singh, Superintendent, present through Video Conference from the office of Deputy Commissioner Mohali, stated that the information requested is voluminous and pertains to different branches of Greater Mohali Area Development Authority (GMADA). He requested some more time to file a reply.

3. **Next hearing on 21.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

**Sd/-
(ASIT JOLLY)**

State Information Commissioner

Chandigarh

28.8.2020

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Kanwal Nain Singh,

S/o Sh. Raghbir Singh Wadhawan,

62, Model Town,

Ambala City-134003

Versus

Public Information Officer,

o/o Greater Mohali Area Development Authority (GMADA),

Sector-62, PUDA Bhawan, Mohali.

First Appellate Authority,

o/o Estate Officer,

Greater Mohali Area Development Authority (GMADA),

Sector-62, PUDA Bhawan, Mohali.

Appeal Case No. 1295 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Harpal Singh, Superintendent (for the Respondent) 84276-10342

ORDER:

1. The RTI application is dated **28.1.2020** vide which the appellant has sought information as enumerated, **allotment of religious sites to religious bodies/institutions, from 1999 to 2001, Mohali**, in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **6.3.2020** and second appeal was filed in the Commission on **15.5.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **28.8.2020**.

2. The appellant is absent without any intimation. The respondent PIO, represented by Harpal Singh, Superintendent, present through Video Conference from the office of Deputy Commissioner, Mohali, stated that the information requested is voluminous and pertains to different branches of Greater Mohali Area Development Authority (GMADA). He requested some more time to file a reply.

3. **Next hearing on 21.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

**Sd/-
(ASIT JOLLY)**

State Information Commissioner

Chandigarh

28.8.2020

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Ramandeep Singh Ahluwalia,

Ward No. 18, Street No. 2,

Kartar Nagar, Amloh Road,

Khanna – 141 401

Versus

Public Information Officer,

o/o Municipal Engineer, o/o Municipal Council,

Mandi Gobindgarh.

First Appellate Authority,

o/o Regional Deputy Director, Urban Local Government,

1st Floor, Mini Secretariat, Ferozepur Road,

Ludhiana.

Appeal Case No. 3067 of 2019 (Video Conference Proceedings)

PRESENT:

Ramandeep Singh Ahluwalia (Appellant) 94645-00405

Charanjit Singh, PIO-Cum-E.O (for the Respondent) 96460-08771

ORDER:

(To be read in continuity with earlier orders on 1.11.19, 20.12.19, 13.2.2020, and 1.7.2020)

1. The RTI application is dated **4.4.19** vide which the appellant has sought **information by way of certified copies of MB No. 452 to 460**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **19.5.19** and second appeal was filed in the Commission on **22.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **1.7.2020**.

2. Both parties are present through Video Conference from the office of Deputy Commissioner, Mohali. As directed by this Commission, the respondent PIO in a letter dated 25.8.2020 informed both the appellant as well as this Commission about the cost of the copying the requested information which runs into about 900 pages. The appellant who had volunteered to pay the cost of copying the MB (measuring books) he requires, is requested to deposit the sum indicated by the respondent PIO.

3. The respondent PIO is directed to make clear photocopies of all the requested pages and individually attest each page before handing these over to the appellant. The appellant is requested to inform this Commission once he received the information.

4. Next hearing on 21.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

28.8.2020

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Ramandeep Singh Ahluwalia,

Ward No. 18, Street No. 2,

Kartar Nagar, Amloh Road,

Khanna – 141 401

Versus

Public Information Officer,

o/o Executive Officer,

Municipal Council, Amloh.

First Appellate Authority,

o/o Regional Deputy Director Urban Local Government,

1st Floor, Mini Secretariat, Ferozepur Road,

Ludhiana.

Appeal Case No. 3608 of 2019 (Video Conference Proceedings)

PRESENT:

Ramandeep Singh Ahluwalia (Appellant) 94645-00405

Charanjit Singh, PIO-Cum-E.O (for the Respondent) 96460-08771

ORDER:

(To be read in continuity with earlier orders on 27.11.19, 29.1.2020, and 1.7.2020)

1. The RTI application is dated **29.4.19** vide which the appellant has sought **information by way of copies of MB No. 206 with work orders of all bills entered in it etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **10.6.19**, and second appeal was filed in the Commission on **26.9.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **1.7.2020**.

2. Both parties are present through Video Conference from the office of Deputy Commissioner, Mohali. The respondent PIO-cum-EO Charanjit Singh, stated that the requested record is not available with the Municipal Council, Amloh, since it cannot be traced. The appellant vehemently objected to such a reply and insisted that this is an attempt to deny him the information he seeks. The appellant also rightly, pointed out that if the records had indeed gone missing, did the concerned public authority, in this instance the MC Amloh, register an FIR to trace the missing record.

3. The Commission concurs with the appellant and directs the respondent PIO to submit a duly notarized affidavit stating his contention that the requested record is missing / untraceable. The PIO-cum-EO must also state in writing details of any FIR filed after it was discovered that the records were missing. This must be done before the next hearing, failing which, penal action could be initiated against the respondents.

4. **Next hearing on 21.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

28.8.2020

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Ramandeep Singh Ahluwalia,

Ward No. 18, Street No. 2,

Kartar Nagar, Amloh Road,

Khanna – 141 401

Versus

Public Information Officer,

o/o Executive Officer,

Municipal Council, Amloh.

First Appellate Authority,

o/o Regional Deputy Director Urban Local Government,

1st Floor, Mini Secretariat, Ferozepur Road,

Ludhiana.

Appeal Case No. 3609 of 2019 (Video Conference Proceedings)

PRESENT:

Ramandeep Singh Ahluwalia (Appellant) 94645-00405

Charanjeet Singh, Clerk (for the Respondent) 98887-76496

ORDER:

(To be read in continuity with earlier orders on 27.11.19, 29.1.2020, and 1.7.2020)

1. The RTI application is dated **29.4.19** vide which the appellant has sought **information by way of copies of notices issued to violators etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **10.6.19** and second appeal was filed in the Commission on **26.9.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **1.7.2020**.

2. Both parties are present through Video Conference from the office of Deputy Commissioner, Mohali. The respondent PIO-cum-EO Charanjit Singh, stated that the requested record is not available with the Municipal Council, Amloh, since it cannot be traced. The appellant vehemently objected to such a reply and insisted that this is an attempt to deny him the information he seeks. The appellant also rightly, pointed out that if the records had indeed gone missing, did the concerned public authority, in this instance the MC Amloh, register an FIR to trace the missing record.

3. The Commission concurs with the appellant and directs the respondent PIO to submit a duly notarized affidavit stating his contention that the requested record is missing / untraceable. The PIO-cum-EO must also state in writing details of any FIR filed after it was discovered that the records were missing. This must be done before the next hearing, failing which, penal action could be initiated against the respondents.

4. **Next hearing on 21.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
28.8.2020

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Ramandeep Singh Ahluwalia,

Ward No. 18, Street No. 2,

Kartar Nagar, Amloh Road,

Khanna – 141 401

Versus

Public Information Officer,

o/o Executive Officer,

Municipal Council, Amloh.

First Appellate Authority,

o/o Regional Deputy Director Urban Local Government,

1st Floor, Mini Secretariat, Ferozepur Road,

Ludhiana.

Appeal Case No. 3610 of 2019 (Video Conference Proceedings)

PRESENT:

Ramandeep Singh Ahluwalia (Appellant) 94645-00405

Charanjeet Singh, Clerk (for the Respondent) 98887-76496

ORDER:

(To be read in continuity with earlier orders on 27.11.19, 29.1.2020, and 1.7.2020)

1. The RTI application is dated **29.4.19** vide which the appellant has sought **information by way of copies of all resolutions passed in the the Municipal Council from 1.1.13 to 31.12.14**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **10.6.19**, and second appeal was filed in the Commission on **26.9.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **1.7.2020**.

2. Both parties are present through Video Conference from the office of Deputy Commissioner, Mohali. The respondent PIO-cum-EO Charanjit Singh, stated that the requested record is not available with the Municipal Council, Amloh, since it cannot be traced. The appellant vehemently objected to such a reply and insisted that this is an attempt to deny him the information he seeks. The appellant also rightly, pointed out that if the records had indeed gone missing, did the concerned public authority, in this instance the MC Amloh, register an FIR to trace the missing record.

3. The Commission concurs with the appellant and directs the respondent PIO to submit a duly notarized affidavit stating his contention that the requested record is missing / untraceable. The PIO-cum-EO must also state in writing details of any FIR filed after it was discovered that the records were missing. This must be done before the next hearing, failing which, penal action could be initiated against the respondents.

4. **Next hearing on 21.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

28.8.2020