

**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 Sushil Kumar
H.No.1410, Phase-I,
Urban Estate, Dugri Road,
Ludhiana.

.....Appellant

Versus

Public Information Officer

O/o Nodal Officer,
Punjab State Power Corporation Ltd.,
(PSPCL), Patiala.

First Appellate Authority

Chief Engineer (P&M),
Punjab State Power Corporation Ltd.,
Ludhiana.

....Respondents

AC No.3616 of 2021

Present:

- (i) Appellant- absent.
- (ii) Shri Arun Kumar Gupta, Dy.Chief Engineer/Tech. to Director, Distribution, PSPCL, Patiala, in person.
- (iii) Shri Kamaldeep Arora, Addl.S.E., Technical Audit-2, PSPCL, Patiala, in person.
- (iii) Shri Arshveer Singh,ASSA. P&M Division, PSPCL,Khanna,Ludhiana, in person.

ORDER:

1. This order may be read with reference to the order dated 28.03.2022 passed by this Bench on the previous hearing.
2. The case has been heard today. Shri Sushil Kumar, appellant has not come present to attend the hearing in person before the Bench or through cisco webex. However, e.mail dated 24.03.2022, 21.06.2022 (2 No.) have been received from the appellant stating that he has not received information after removing deficiencies pointed out even after 400 days. He also states that the case may not be closed without his consent or else he will submit complaint to Governor of Punjab, President of India, Prime Minister of India and file a petition in the Hon'ble Punjab & Haryana High Court.
3. Shri Arun Kumar Gupta, Dy. Chief Engineer, Technical to Director, Distribution, PSPCL, Patiala comes present in person before the Bench. He states that he has brought along the original affidavit as per directions of Hon'ble Bench given on 28.03.2022. Shri Arshveer Singh, ASSA, P&M Division, PSPCL, Khanna, District Ludhiana also comes present to attend the hearing in person before

Cont..P-2

the Bench on behalf of the PIO and produces before the Bench affidavit in original on behalf of Er. Inderjit Singh, PIO-cum-Deputy Chief Engineer, P&M Circle, PSPCL, Ludhiana. Shri Kamaldeep Arora, Addl. S.E./Tech. Audit (Elec.), PSPCL, Patiala comes present and states that the PIO be given some more time to file affidavit as directed by the Hon'ble Bench.

4. The Bench, on perusal of the contents of affidavit submitted on behalf of PIO, Dy. Chief Engineer/Tech. to Director, Distribution, PSPCL, Patiala and PIO-cum-Dy.Chief Engineer, P&M Circle, PSPCL, Ludhiana, observes that the same are in order. The Bench accedes to the request of Shri Kamaldeep Arora, Addl. S.E./Tech.Audit (Elec.), PSPCL, Patiala and directs him to ensure that the affidavit is filed before the next hearing.

5. The Bench, on perusal of case file and e.mail received from the appellant observes that the appellant remains absent on every date of hearing and rather chooses to abstain from attending the hearing in person before the Bench just by sending an e.mail. The Bench also observes that the language used by the appellant in his e.mail is highly objectionable and manifests utter disregard to the authority of the Commission. The appellant is advised to come present in person before the Bench on the next hearing, failing which, the Bench will be constrained to decide the appeal case based on the documents available in the case file.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 20.07.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
29.06.2022**

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

Copy to:

- i) **PIO, Dy. Chief Engineer/Tech. to Director, Distribution, PSPCL, Patiala**
- ii) **PIO-cum-Dy.Chief Engineer, P&M Circle, PSPCL, Ludhiana**
- iii) **PIO-cum-Dy.Chief Engineer/Tech.Audit (Elec.), PSPCL, Patiala**

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Smt. Neena Gupta
W/o Shri Sushil Kumar,
H.No.1410, Phase-I,
Urban Estate, Dugri Road,
Ludhiana.

.....Appellant

Versus

Public Information Officer
O/o Nodal Officer,
Punjab State Power Corporation Ltd.,
(PSPCL), Patiala.

First Appellate Authority
Chief Engineer, Central Zone,
Punjab State Power Corporation Ltd.,
Ludhiana.

....Respondents

AC No.3617 of 2021

Present:

- (i) Appellant-absent
- (ii) Shri Kamaldeep Arora, Addl.S.E., Technical Audit-2, PSPCL, Patiala, in person.
- (iii) Shri Amandeep Singh, Sr. XEN, Enforcement-6, PSPCL, Ludhiana-through cisco webex.
- (iv) Shri Gurpreet Singh, S.D.O. Operation Division, PSPCL, Model Town, Ludhiana, on behalf of PIO, in person.

ORDER

(Heard in person/through cisco webex)

1. This order may be read with reference to the order dated 08.11.2021 passed by this Bench on the previous hearing.
2. The case has been heard today. Smt. Neena Gupta, appellant has not come present to attend the hearing in person before the Bench or through CISCO Webex. However, e-mails dated 24.03.2022, 28.03.2022 (2 No.) and 27.06.2022 (2 No.) have been received from the appellant addressed to CIC, Deputy Registrar and to this Bench, stating therein that she has not received rectified information in spite of lapse of 300 days and that if information is not available, she may be provided affidavit by the PIO. She has further stated that the appeal case may not be closed without her consent.
3. Shri Kamaldeep Arora, Addl. S.E. Technical Audit-2, Patiala comes present in person before the Bench and states that as per directions of Hon'ble Bench on previous hearing, the information has been supplied to the appellant by registered post vide letter dated 10.05.2022 with a copy of the Hon'ble Commission. He also produces original affidavit before the Bench. The Bench, post its examination, observes that the same is not as per directions of the Bench and as such, is not accepted.

Cont..P-2

4. Shri Amandeep Singh, Senior Executive Engineer, Enforcement-6, PSPCL, Ludhiana comes present to attend the hearing through cisco webex. He states that no information is to be provided by Dy. Chief Engineer/Enforcement, PSPCL, Ludhiana. Shri Gurpreet Singh, SDO, Sub Division, Model Town, PSPCL, Ludhiana comes present in person before the Bench and produces before the Bench an affidavit signed by him, which is not accepted as it is not signed by the PIO and he is not the designated PIO..

5. The Bench directs the PIO/Dy. Chief Engineer/TA (Electrical), PSPCL, Patiala, PIO/Dy. Chief Engineer, Enforcement, PSPCL, Ludhiana and PIO/Dy. Chief Engineer, HQ, Central Zone, PSPCL, Ludhiana to file affidavits separately on non-judicial stamp paper, as per directions given on the previous hearing and they are also directed to come present in person before the Bench by bringing along the copy of information supplied as also the relevant record and the original affidavits and produce the same before the Bench.

6. The Bench, on perusal of case file and e.mail received from the appellant, observes that the appellant remains absent on every date of hearing and rather chooses to abstain from attending the hearing in person before the Bench just by sending an e.mail. The Bench also observes that the language used by the appellant in her e.mail is highly objectionable and manifests utter disregard to the authority of the Commission. The appellant is advised to come present in person before the Bench on the next hearing, failing which, the Bench will be constrained to decide the appeal case based on the documents available in the case file.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 20.07.2022 at 11.30 AM before the Bench in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
29.06.2022**

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

Copy to:

- i) Dy. Chief Engineer/TA (Electrical), PSPCL, Patiala,
- ii) Dy. Chief Engineer, Enforcement, PSPCL, Ludhiana
- iii) Dy. Chief Engineer, HQ, Central Zone, PSPCL, Ludhiana

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Shri Bittu S/o Shri Om Kumar,
Village Bholapur, PO Sahibana,
Chandigarh Road,
District Ludhiana.

...Appellant

Versus

Public Information Officer

O/o Chief Administrator,
GLADA, Ludhiana

First Appellate Authority

O/o Chief Administrator,
GLADA, Ludhiana.

....Respondents

AC No.2937 of 2021

Present:

- i) Appellant- absent.
- ii) None on behalf of the PIO/Respondent.

ORDER:

(Heard on mobile phone)

1. This order may be read with reference to the order dated 28.03.2022 passed by this Bench on the previous date of hearing.
2. The case has been heard today in Commission's office at Chandigarh. Shri Bittu, appellant has not come present to attend the hearing in person or through cisco webex.
3. Neither the PIO O/o Chief Administrator, GLADA, Ludhiana has come present to attend the hearing in person or through cisco webex nor he has deputed any of his representatives to attend the hearing on behalf of the PIO.
4. The representative of appellant Shri Jasbir Singh who had attended the previous hearing is contacted on mobile phone. He states that the appellant has not received any information so far. The Bench observes that on the previous two hearing also, the PIO was absent. As such, show cause notice was issued to the PIO. Neither the PIO has not filed reply to the show cause notice nor has bothered to comply with the directions of the Bench to supply information to the appellant and come present in person. This indifferent and lackadaisical attitude of the PIO is viewed adversely.

Cont..P-2

5. The facts of the case prove beyond any doubt that the PIO/Respondent does not deserve any leniency. Hence, in exercise of the powers conferred by Section 20(1) of the RTI Act, a penalty to the tune of Rs.5,000/- (Rupees Five Thousand only) is imposed upon PIO,O/o Chief Administrator, GLADA, Ludhiana to be deducted from his salary, which is to be deposited in the State Treasury under the relevant head. The Drawing & Disbursing Officer concerned is directed to deduct the amount of penalty of Rs.5,000/- from the salary of the PIO and deposit the same in State Treasury in the following Head of Account and to report its compliance to the Commission before the next hearing:-

- 0070-Other Administrative Services – 60-Other Services-

-0800-Other Receipts- 86-Fee under the RTI Act, 2005.

6. The PIO is also directed to supply requisite information to the appellant and file reply to the Show Cause Notice as also to produce evidence for having deposited the penalty in the State Treasury, before the next date of hearing. The PIO is further directed to ensure to come present before the Bench in person on the next date of hearing.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 30.08.2022 at 11.30 AM before the Bench in Commission's Office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
29.06.2022**

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

Copy to (By Regd.Post):

PIO,O/o Chief Administrator, GLADA, Ludhiana.

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

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Shri Narinder Singh,
S/o Shri Malkiat Singh,
R/o Chotta Buda Theh,
(Adarsh Nagar Beas),
Tehsil Baba Bakala Sahib,
Distt. Amritsar.

..... Appellant

Versus

Public Information Officer,
O/o BDPO, Block Rayya,
Tehsil Baba Bakala Sahib,
District Amritsar.

First Appellate Authority,
O/o District Development and
Panchayat Officer (DDPO),
Amritsar.

.....Respondent

Appeal Case No. 4890 of 2021

Present:- (i) Shri Narinder Singh, Appellant, in person.
(ii) None on behalf of the PIO/Respondent.

ORDER

(Heard in person/on mobile phone)

1. This order may be read with reference to the order dated 28.03.2022 passed by this Bench on the previous hearing.
2. The case was scheduled to be heard today. Shri Narinder Singh, appellant comes present to attend the hearing in person before the Bench. He states that he was shown the records by the Panchayat Secretary, but he has not been provided any information, rather it has been got written from him that the appellant has seen the records and is satisfied with the same.
3. Shri Raj Kumar, Panchayat Secretary O/o BDPO Block Rayya, District Amritsar has not come present to attend the hearing in person or through CISCO Webex in spite of directions of the BDPO Rayya vide his letter dated 12.04.2022. He is contacted on mobile phone and is made to talk to the appellant. The appellant apprises him that no information has been received by him. Then the Bench talks to Shri Raj Kumar and apprises him of the version of appellant and makes it clear that it is unfair on his part to cheat the appellant by getting him to write that he is satisfied on inspection of the records.

Cont...P-2

4. The PIO/ Panchayat Secretary, Gram Panchayat, Beas, Block Rayya, District Amritsar is issued show cause notice to explain his absence and as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for failing to appear for the hearing and not supplying information to the appellant. He 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.

5. In addition to the written reply, the PIO is hereby given an opportunity u/s 20(1) proviso thereto for 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 proceedings against him ex-parte.

6. The PIO is directed to supply the information to the appellant and bring along the copy of information supplied as also the relevant record and produce the same before the Bench on the next hearing.

7. With the aforesaid directions, **the matter is adjourned. To come up for hearing on 30.08.2022 at 11.30 AM in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
29.06.2022**

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

Copy to (By Regd. Post)

PIO/ Panchayat Secretary, Gram Panchayat, Beas, Block Rayya, District Amritsar

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Shri Tejinder Singh, Advocate
Civil Court, Tehsil Complex,
Backside Sanjh Kender,
Phillaur, Distt. Jalandhar-144410.

.....Appellant

Versus

Public Information Officer

O/o Jalandhar Development Authority,
Jalandhar.

First Appellate Authority

O/o Jalandhar Development Authority,
Jalandhar.

....Respondents

AC No. 1335 of 2022

Present:

- (i) **Shri Tejinder Singh, Appellant.**
- (ii) **Shri Pawan Kumar, SDO Public Health/PIO, Jalandhar Development Authority, Jalandhar, in person.**

ORDER

(Heard in person/through cisco webex)

1. The RTI application is dated 12.10.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 13.12.2021 and the second appeal was filed in the Commission on 15.03.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).
2. The notice of hearing was issued to the parties for 29.06.2022. Accordingly, the case has been heard today. Shri Tejinder Singh, appellant comes present to attend the hearing through cisco webex and states that no information has been provided to him yet.
3. Shri Pawan Kumar, SDO Public Health/PIO, Jalandhar Development Authority, Jalandhar comes present in person before the Bench to attend the hearing. He states that the appellant has sought copies of NOC issued to applicants and the action taken against illegal colonies. He further states that the RTI application was sent to APIO O/o Addl. Chief Administrator, J.D.A. Jalandhar.

Cont..P-2

4. The appellant is apprised of the version of the PIO. Then, the appellant requests that he be permitted inspection of related records by the respondent. Accordingly, the PIO is directed to call the appellant for inspection of records and also provide him the Link to access the website of the Department. The information as may be identified by the appellant be provided to him before the next hearing.

5. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 30.08.2022 at 11.30 AM in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
29.06.2022**

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

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Shri Tejinder Singh, Advocate
Civil Court, Tehsil Complex,
Backside Sanjh Kender,
Phillaur, Distt. Jalandhar-144410.

.....Appellant

Versus

Public Information Officer

O/o Chief Administrator,
Greater Ludhiana Urban
Development Authority(GLADA),
Ludhiana.

First Appellate Authority

O/o Chief Administrator,
Greater Ludhiana Urban
Development Authority(GLADA),
Ludhiana.

....Respondents

AC No. 1332 of 2022

Present:

- (i) Shri Tejinder Singh, Appellant.
- (ii) None on behalf of the PIO/Respondent

ORDER

(Heard through cisco webex)

1. The RTI application is dated 27.09.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 01.01.2021 and the second appeal was filed in the Commission on 15.03.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice of hearing was issued to the parties for 29.06.2022. Accordingly, the case has been heard today. Shri Tejinder Singh, appellant comes present to attend the hearing through cisco webex. He states that a complaint made by him to Punjab Human Rights Commission was sent by D.C. Ludhiana to the Chief Administrator, GLADA for enquiry and he has sought action taken report on the said complaint which has not been supplied so far.

3. Neither the PIO, GLADA Ludhiana has come present to attend the hearing either in person before the Bench or through cisco nor he has deputed any of his representatives to attend the hearing.

Cont..P-2

4. The Bench observes that neither the PIO has supplied information to the appellant nor has bothered to attend the hearing. This indifferent attitude of the PIO is viewed adversely. The PIO O/o GLADA, Ludhiana is issued show cause notice to explain his absence and as to why action should not be taken against him and also as to why penalty should not be imposed in the instant case for failing to appear for the hearing and not supplying complete information to the appellant. He 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.

5. In addition to the written reply, the PIO is hereby given an opportunity u/s 20(1) proviso thereto for 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 proceedings against him ex-parte.

6. The PIO is directed to supply the information to the appellant and bring along the copy of information supplied as also the relevant record and produce the same before the Bench on the next hearing.

7. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 30.08.2022 at 11.30 AM in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
29.06.2022**

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

Copy to (By Regd. Post):

Public Information Officer O/o Chief Administrator, GLADA, Ludhiana.

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Shri Sukhdev Singh,
S/o Late Shri Lal Singh
#5077, Urban Estate,
26.76 Acre Scheme, Phase-1,
Patiala.

.....Appellant

Versus

Public Information Officer
O/o Patiala Development Authority,
Patiala.

First Appellate Authority
O/o Chief Administrator,
Patiala Development Authority, Patiala.

....Respondents

AC No. 1277 of 2022

Present: (i) **Shri Sukhdev Singh, Appellant, in person.**
(ii) **Mrs. Sheenu Jindal, Clerk, O/o Patiala Development Authority, Patiala, in person.**

ORDER

1. The RTI application is dated 18.03.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 23.08.2021 and the second appeal was filed in the Commission on 08.03.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice of hearing was issued to the parties for 29.06.2022. Accordingly, the case has been heard today. Shri Sukhdev Singh, appellant comes present to attend the hearing in person before the Bench. He states that the inhabitants of the colony had sent a letter to P.D.A. Patiala for construction of a wall on commercial side of Urban Estate, Patiala and he has sought information i.e. action taken report and the officer to whom it has been marked and the report submitted by the said officer, but the same has not been supplied to him so far.

3. Mrs. Sheenu Jindal, Clerk O/o Patiala Development Authority, Patiala comes present in person before the Bench to attend the hearing on behalf of PIO. She states that letter as at Point No.1 is being traced out in the office and the appellant has supplied information on point no.2 vide letter dated 24.06.2022 by registered post.

Cont.P-2

4. On the asking of the Bench, the appellant admits the receipt of copy of letter but no action taken report on that letter has been given. He, however, expresses dis-satisfaction over the information supplied on point No.2.

5. Post deliberations, the Bench directs the PIO/Assistant Estate Officer, P.D.A. Patiala to call the appellant to office of P.D.A. and allow him access to the relevant official records and after perusal of the records by the appellant, point wise reply be given to the appellant before the next hearing. The PIO is also directed to come present in person before the Bench along with the relevant records on the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 30.08.2022 at 11.30 AM in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
29.06.2022**

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

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Shri Sukhdev Singh,
S/o Late Shri Lal Singh
#5077, Urban Estate,
26.76 Acre Scheme, Phase-1,
Patiala.

.....Appellant

Versus

Public Information Officer
O/o Patiala Development Authority,
Patiala.

First Appellate Authority
O/o Chief Administrator,
Patiala Development Authority, Patiala.

....Respondents

AC No. 1276 of 2022

Present: (i) **Shri Sukhdev Singh, Appellant, in person.**
(ii) **Mrs. Sheenu Jindal, Clerk, O/o Patiala Development Authority, Patiala, in person.**

ORDER

1. The RTI application is dated 16.03.2021 vide which the appellant has sought information as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (hereinafter FAA) on 23.08.2021 and the second appeal was filed in the Commission on 08.03.2022 under Section 19 of the Right to Information Act, 2005 (hereinafter RTI Act).

2. The notice of hearing was issued to the parties for 29.06.2022. Accordingly, the case has been heard today. Shri Sukhdev Singh, appellant comes present to attend the hearing in person before the Bench. He states that the inhabitants of the colony had sent a letter to P.D.A. Patiala for not carving out a passage through the Urban Estate, Patiala and he has sought information i.e. action taken report and the officer to whom it has been marked and the report submitted by the said officer, but the same has not been supplied to him so far.

3. Mrs. Sheenu Jindal, Clerk O/o Patiala Development Authority, Patiala comes present in person before the Bench to attend the hearing on behalf of PIO. She states that the appellant has been supplied information comprising 22 pages vide letter dated 23.06.2022 by registered post. She further

states that the letter as at Point No.1, is being traced out and the information on point No.2 has been supplied, after collecting the same from different Branches.

Cont.P-2

-2-

AC No.1276/2022

4. On the asking of the Bench, the appellant admits the receipt of copy of letter but no action taken report on that letter has been given. He, however, expresses dis-satisfaction over the information supplied on point No.2.

5. Post deliberations, the Bench directs the PIO/Assistant Estate Officer, P.D.A. Patiala to call the appellant to office of P.D.A. and allow him access to the relevant official records and after perusal of the records by the appellant, point wise reply be given to the appellant before the next hearing. The PIO is also directed to come present in person before the Bench along with the relevant records on the next hearing.

6. With the aforesaid directions, the matter is adjourned. **To come up for hearing on 30.08.2022 at 11.30 AM in Commission's office at Chandigarh.** Copies of the order be sent to the concerned parties.

**Chandigarh
29.06.2022**

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

