

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



Gagandeep Singh Threke (RTI Activist),

SCO-26, Shant Park,
Main Sua Road, Threke,
Ludhiana-142028

Versus

Public Information Officer

o/o Greater Ludhiana Area Development Authority,
GLADA Complex, Near Rajguru Nagar,
Ferozepur Road,
District Ludhiana.

First Appellate Authority,

o/o Chief Administrator,
Greater Ludhiana Area Development Authority,
District Ludhiana.

Appeal Case No. 542 of 2020 (Video Conference Proceedings)

PRESENT:

Gagandeep Singh Threke (Appellant) 97804-71680
Gurmeet Singh, ATP (for the respondent) 81465-00303

ORDER:

(To be read in continuity with earlier orders on 2.7.2020 and 4.9.2020)

1. The RTI application is dated **9.9.2019** vide which the appellant has sought information **regarding properties under GLADA situated along Ferozepur Road beyond the jurisdiction of Municipal Corporation**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **14.10.2019** and second appeal was filed in the Commission on **29.1.20** under Section 19 of the Right to Information Act, 2005. The case was last heard on **4.9.2020**.

2. Both parties are present through Video Conference Facility in the Deputy Commissioner office Ludhiana. The respondent PIO, represented by Gurmeet Singh, Assistant Town Planner, stated that the appellant is yet to list 10 specific buildings as advised by this Commission at the hearing on 2.7.2020. The appellant, however, stated that he had in fact sent that list by Speed Post, both to the respondent on 4.8.2020 and via an email on the same date to this Commission. A copy of the appellant's letter was received in the Commission on 4.8.2020. The Commission requests the appellant to hand over another copy of the letter dated 4.8.2020 to the respondent.

3. The respondent PIO is directed to furnish all the information pertaining to the such building as requested by the appellant in his RTI application on 9.9.2019. This must be done before the next hearing.

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Appeal Case No. 542 of 2020 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 11.2.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
3.12.2020

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Gagandeep Singh Threke (RTI Activist),

SCO-26, Shant Park,
Main Sua Road, Threke,
Ludhiana-142028

Versus

Public Information Officer,

o/o Greater Ludhiana Area Development Authority,
GLADA Complex, Near Rajguru Nagar,
Ferozepur Road,
District Ludhiana.

First Appellate Authority,

o/o Chief Administrator,
Greater Ludhiana Area Development Authority,
District Ludhiana.

Appeal Case No. 722 of 2020 (Video Conference Proceedings)

PRESENT:

Gagandeep Singh Threke (Appellant) 97804-71680

Manpreet Singh, Senior Assistant (for the Respondent) 98141-70285

ORDER:

(To be read in continuity with earlier orders on 2.7.2020 and 4.9.2020)

1. The RTI application is dated **16.10.2019** vide which the appellant has sought **information regarding GK Vihar Colony in Village Dhadara**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **20.11.2019** and second appeal was filed in the Commission on **13.2.20** under Section 19 of the Right to Information Act, 2005. The case was last heard on **4.9.2020**.

2. Both parties are present through Video Conference Facility in the Deputy Commissioner Office, Ludhiana. The respondent PIO represented by Manpreet Singh, Senior Assistant submitted that the appellant was invited to the office to inspect the record and list the information that he requires.

3. As per this Commission's Orders of 2.7.2020 and 4.9.2020, the respondent PIO was clearly directed to furnish the information sought by the appellant. The respondent PIO's continuing failure to comply with this Commission's directions are serious and will invite penal action if the Orders of 2.7.2020 and 4.9.2020 are not complied with within 15 days from this hearing.

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Appeal Case No. 722 of 2020 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005
Signature of the PIO
Name of the PIO
Name of the Public Authority
Date

5. **Next hearing on 11.2.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
3.12.2020

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Devinder Singh,
S/o Santokh Singh,
R/o Vill. Rauni, Tehsil Payal,
Distt. Ludhiana.

Versus

Public Information Officer,
o/o EO, Greater Ludhiana Area Development Authority,
GLADA Complex, Near Rajguru Nagar,
Ferozepur Road,
District Ludhiana.

First Appellate Authority,
o/o Chief Administrator,
Greater Ludhiana Area Development Authority,
Ludhiana.

Appeal Case No. 881 of 2020 (Video Conference Proceedings)

PRESENT:

P.S Gumbar (for the Appellant) 98158-06506

Manpreet Singh, Senior Assistant (for the Respondent) 98141-70285

ORDER:

(To be read in continuity with earlier orders on 2.7.2020 and 4.9.2020)

1. The RTI application is dated **9.5.2019** vide which the appellant has sought **information regarding Delta City Colony in the Village Rania District Ludhiana**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **30.10.2019** and second appeal was filed in the Commission on **25.2.20** under Section 19 of the Right to Information Act, 2005. The case was last heard on **4.9.2020**.

2. Both parties are present through Video Conference Facility in the Deputy Commissioner office Ludhiana. The appellant is represented by his lawyer P.S. Gumbar. The respondent PIO, represented by Manpreet Singh, Senior Assistant, stated that a reply was sent to the appellant on 15.10.2019. On examining this reply the Commission's finds that the requested information has been denied by the respondent PIO on the contention that it is "Third Party" information. As per the appellant, the requested information pertains to an instance where a Private Developer has (allegedly) taken control of some private land in Village Rania and is seeking to include it in a GLADA approved project namely Delta City.

3. It is this Commission's view that the information has been sought in public interest and should have been released to the appellant at the first instance i.e. when the RTI application was first filed on 9.5.2019.

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Appeal Case No. 881 of 2020 (Video Conference Proceedings)

4. This Commission however, directs the respondent PIO to make legible photocopies of all the record pertaining to Delta City Rania right from the inception of the project. Each and every page must be clearly attested. All the above mentioned documents are to be deposited with this Bench at the Punjab State Information Commission before the next hearing. Failure to comply with these directions shall invite strict penal action under the RTI Act.

5. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

6. **Next hearing on 11.2.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

3.12.2020

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Rakesh Kumar Gupta (Advocate),
s/o Des Raj Gupta,
8/237, Jagraon Road, Mandi Mullanpur,
District Ludhiana – 141 101

Versus

Public Information Officer,
o/o Senior Superintendent of Police Ludhiana (Rural),
Jagraon, District Ludhiana – 142 026
First Appellate Authority,
o/o Deputy Inspector General of Police Ludhiana Range,
Near Old Courts, Ludhiana – 141 001

Appeal Case No. 446 of 2020 (Video Conference Proceedings)

PRESENT:

Rakesh Kumar Gupta (Appellant) 98149-24851
ASI, Jagdish Singh (Respondent) 98722-00563

ORDER:

(To be read in continuity with earlier orders on 7.2.2020, 26.2.2020, 2.7.2020, and 4.9.2020)

1. The RTI application is dated **20.1.2020** vide which the appellant has sought information by way of **copies of the maalkhana register of Police Station Dakha from 19.9.2014 to 25.9.2014; the case property of FIR 197, 199 and 200 of 2014 etc.,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **24.1.2020** and second appeal was filed in the Commission on **28.1.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **4.9.2020**.
2. Both parties are present through Video Conference Facility in the Deputy Commissioner office Ludhiana. The respondent PIO-cum-SHO, Police Station Dakha is represented by ASI Jagdish Singh. At the hearing on 2.7.2020 the respondent was directed to arrange an inspection of the record by the appellant. The appellant however, states that when he visited the concerned Police Station the SHO prevented him from inspecting the record.
3. In a letter to this Commission as well as the respondent PIO the appellant has listed in detail the information he sought in the RTI application and status of each point. A copy of this be emailed to the respondent PIO who is directed to go through each point and reply, explaining why some of the information has not been given. This must be done before the next hearing. Failing which the Commission will be compelled to impose penalties on the respondent PIO.

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Appeal Case No. 446 of 2020 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

Date

5. **Next hearing on 11.2.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
3.12.2020

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Rakesh Kumar Gupta Advocate,
s/o Des Raj Gupta,
8/237, Jagraon Road, Mandi Mullanpur,
District Ludhiana – 141 101

Versus

Public Information Officer,
o/o Senior Superintendent of Police Ludhiana (Rural),
Jagraon, District Ludhiana – 142 026
First Appellate Authority,
o/o Deputy Inspector General of Police Ludhiana Range,
Near Old Courts, Ludhiana – 141 001

Appeal Case No. 447 of 2020 (Video Conference Proceedings)

PRESENT:

Rakesh Kumar Gupta (Appellant) 98149-24851
ASI, Harpreet Singh (for the Respondent) 97798-00315

ORDER:

(To be read in continuity with earlier orders on 7.2.2020, 26.2.2020, 2.7.2020, and 4.9.2020)

1. The RTI application is dated **20.1.2020** vide which the appellant has sought information **pertaining to complaints / representations against the appellant by residents of Mullanpur-Dakha in the month of May/June 2018 and thereafter,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **24.1.2020** and second appeal was filed in the Commission on **28.1.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **4.9.2020**.
2. Both parties are present through Video Conference Facility in the Deputy Commissioner office Ludhiana. The respondent PIO, represented by ASI Harpreet Singh, has failed to comply with this Commission's directions of 2.7.2020 whereby, the respondent PIO was directed to submit a duly notarised affidavit stating that there is no other complaint – other than that has been submitted as part of these proceedings – pending against appellant and no investigation was conducted into the above-cited complaint.
3. The respondent states that the appellant has not supplied any particulars about documents/complaints of which he wants copies. He submitted that it is not possible to locate such applications/complaints from the office records of SSP Ludhiana (Rural). The appellant has stated that in addition to the complaint submitted by the respondent PIO as part of this appeal case, he is in possession of one more complaint, which he had procured from the Punjab State Information Commission by filing an RTI application. The appellant handed over a copy of the above mentioned second complaint to the respondent and will also send a copy to this Commission.

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Appeal Case No. 447 of 2020 (Video Conference Proceedings)

4. The respondent PIO is once again ordered to examine his record for the second complaint provided by the appellant himself. In any instance, the respondent PIO must state the true facts pertaining to this RTI application i.e. regarding pending complaints against the appellant in a notarised affidavit as ordered to, on 2.7.2020.

5. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

6. **Next hearing on 11.2.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

3.12.2020

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Sarabjeet Singh Gill,
H.No. 60-35-P-376-1,
Street No.8, Maha Singh Nagar,
PO Dhandari Kalan, Ludhiana-141014.

Versus

Public Information Officer,
o/o Station House Officer,
Police Station Daba,
District Ludhiana.
First Appellate Authority,
o/o Police Commissioner,
Ludhiana.

Appeal Case No. 3979 of 2020 (Video Conference Proceedings)

PRESENT:

Amarjeet Singh Dhamotia (On behalf of Appellant) 98884-90031
ASI, Avtar Singh (for the Respondent) 81464-00305

ORDER:

(To be read in continuity with earlier orders on 10.1.2020, 26.2.2020, 2.7.2020, and 4.9.2020)

1. The RTI application is dated **15.7.19** vide which the appellant has sought **information regarding verification of tenants**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **16.8.19** and Second Appeal was filed in the Commission on **23.10.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **4.9.2020**.

2. Both parties are present through Video Conference Facility in the Deputy Commissioner office Ludhiana. The Commission takes a very serious view of the fact that the respondent PIO-cum-SHO Police Station Daba, Ludhiana, has chosen to ignore successive Orders since 10.1.2020. The requested information has not been furnished despite the Show Cause Notice issued to the respondent PIO at the last hearing.

3. Now, the respondent PIO, represented at this hearing by ASI Avtar Singh, has requested an additional 15 days to furnish the requested information. Although this is a fit case for imposing penalty upon respondent PIO, this Commission gives him until 17.12.2020 to furnish the requested information to the appellant with a copy to this Commission. Failing this, this Commission will be compelled to impose penalties as per the RTI Act 2005.

Contd. ...2

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Appeal Case No. 3979 of 2020 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 11.2.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
3.12.2020

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REGISTERED

Lal Chand Virhe,
S/o Chaman Lal Virhe,
Village Garhi Sheru, Rahon Road,
PO Mattewara, (via Basti Jodhewal),
Tehsil & District Ludhiana – 141 007

Versus

Public Information Officer,
o/o Station House Officer,
Police Station, Basti Jodhewal,
Ludhiana.
First Appellate Authority,
o/o Commissioner of Police, Ludhiana.

Appeal Case Nos. 4255 and 4256 of 2019 (Video Conference Proceedings)

PRESENT:
(Appellant) Absent
ASI Jasbir Singh (for the Respondent) 98158-00233

ORDER:
(To be read in continuity with earlier orders on **29.1.2020 and 4.9.2020**)

1. The RTI application is dated **29.10.18** vide which the appellant has sought **information by way of an inspection of the record pertaining to a complaint CR No. 1090148/Peshi dated 4.5.17 and CR No. 1192599 dated 15.9.17 etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) 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 **4.9.2020**.

2. The appellant is absent but has intimated the Commission of his inability to attend this hearing. He has also informed the Commission that he has still not been provided the requested information. The respondent PIO, represented by ASI Jasbir Singh, has come without any written submission. This is despite the fact that he was clearly instructed to file a written point-wise reply to RTI application along with the requested information before that hearing. This Commission takes a very serious view of the respondent PIO's conduct and serves him a Show Cause Notice.

3. The respondent PIO is herewith ordered to **SHOW CAUSE** as to why a penalty should not be imposed upon him under Section 20 (1) of RTI Act, 2005, for causing wilful delay/denial of the information requested by the appellant as far back as on **29.10.18**.

Contd. ...2

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Appeal Case Nos. 4255 and 4256 of 2019 (Video Conference Proceedings)

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) proviso there to, for a personal hearing before the imposition of such penalty on the next

date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the 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*.”

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 11.2.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
3.12.2020

PUNJAB STATE INFORMATION COMMISSION

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Surjit Kumar (Ex-Panch) President,
Safe Ludhiana Welfare Society (Regd),
#1853, Bazigar Basti, Bhai Bala Colony,
Village Daad, Pakhowal Road,
Ludhiana.

Versus

Public Information Officer,
o/o Environmental Engineer,
Punjab Pollution Control Board,
Regional Office -2, E-648-B, 3rd Floor,
Phase-5, Focal Point,
Ludhiana – 141 010.

First Appellate Authority
o/o Senior Environmental Engineer
Punjab Pollution Control Board,
Zonal Office -1, E-648-B,
Phase-5, Focal Point,
Ludhiana – 141 010.

Appeal Case Nos. 806 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Amandeep, APIO-cum-SDO (for the Respondent) 88772-22230

ORDER:

(To be read in continuity with earlier orders on 4.9.2020)

1. The RTI application is dated **29.8.19** vide which the appellant has sought information **pertaining to given, audit reports submitted by, and raids etc conducted on large and medium, red and orange category industries in the jurisdictional area of the PPCB at Ludhiana** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **31.10.19** and second appeal was filed in the Commission on **19.2.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **4.9.2020**.

2. The appellant is absent but has informed the Commission of his inability to attend this hearing. The respondent PIO, represented by Amandeep Singh, APIO-cum-SDO, stated that a reply had been sent to the appellant on 10.1.2020. This was not included by the appellant while filing this Appeal.

3. The respondent PIO is directed to email scanned copies of the reply sent to the appellant, to this Commission, forthwith.

Contd. ...2

PUNJAB STATE INFORMATION COMMISSION

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Appeal Case Nos. 806 of 2020 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 11.2.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
3.12.2020

PUNJAB STATE INFORMATION COMMISSION

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Surjit Kumar (Ex-Panch) President,
Safe Ludhiana Welfare Society (Regd),
#1853, Bazigar Basti,
Bhai Bala Colony,
Village Daad, Pakhowal Road,
Ludhiana.

Versus

Public Information Officer,
o/o Environmental Engineer,
Punjab Pollution Control Board,
Regional Office -2, E-648-B, 3rd Floor,
Phase-5, Focal Point,
Ludhiana-141010.

First Appellate Authority
o/o Chief Environmental Engineer
Punjab Pollution Control Board,
Zonal Office -1, E-648-B,
Phase-5, Focal Point,
Ludhiana-141010.

Appeal Case Nos. 807 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Amandeep, APIO-Cum-SDO (for the Respondent) 88772-22230

ORDER:

(To be read in continuity with earlier orders on 4.9.2020)

1. The RTI application is dated **29.8.19** vide which the appellant has sought information **pertaining to given, audit reports submitted by, and raids etc conducted on Teg Forgings & Stampings, Jugiana, Ludhiana** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **31.10.19** and second appeal was filed in the Commission on **19.2.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **4.9.2020**.

2. The appellant is absent but has informed the Commission of his inability to attend this hearing. The respondent PIO, represented by Amandeep Singh, APIO-cum-SDO, stated that a reply was sent to the appellant on 23.6.2020. This was not included by the appellant while filing this Appeal.

3. The respondent PIO is directed to email scanned copies of the reply sent to the appellant, to this Commission, forthwith.

Contd. ...2

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Appeal Case Nos. 807 of 2020 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. **Next hearing on 11.2.2021 at 12.00 pm through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
3.12.2020