

# PUNJAB STATE INFORMATION COMMISSION

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

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**Rajesh Giri,**

Opposite Tanki No.2, Street No. 10,  
Basant Nagar, Khanna.

Versus

**Public Information Officer,**

o/o Director Public Instruction (SE),  
Punjab, Mohali.

**First Appellate Authority,**

Director Public Instruction (SE),  
Punjab, Mohali.

## **Appeal Case No. 2779 of 2019 (Video Conference Proceedings)**

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

*(To be read in continuity with earlier orders on 5.9.19, 11.10.19, 20.11.19, 22.1.2020, 2.6.2020, 23.6.2021, 5.8.2020, and 14.10.2021)*

1. The RTI application is dated **30.4.2019** vide which the appellant has sought **information regarding a Punjab Government memo on property tax returns etc.** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **1.6.2019** and Second Appeal was filed in the Commission on **31.7.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **14.10.2021**.

2. Both parties are absent. Today's hearing was intended for the limited purpose of ensuring of compliance of this Commission's Orders imposing a penalty on the respondent PIO. However, in view of the absence of the respondent PIO the case is adjourned. The respondent is given a final opportunity to comply with this Commission's Order of 23.6.2021, whereby a Penalty of Rs. 5,000.00 was imposed on the PIO-cu, -Assistant Director, Service-3 Branch, DPI (SE) Punjab, SAS Nagar (Mohali).

3. **Next hearing on 5.1.2022 at 11.00 am via Video Conference Facility at DC Office, Mohali.**

**Sd/-**

**(ASIT JOLLY)**

State Information Commissioner, Punjab.

Chandigarh

30.11.2021

Cc: 1] Director Public Instruction (SE), Mohali;  
2] Secretary, Department of Education Punjab, Mini Secretariat Punjab, Sector 9, Chandigarh, for information and necessary action.

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**Ashok Kumar,**  
S/o Late Jiwan Dass,  
# V-1003, Jal Vayu Tower,  
New Sunny Enclave, Sector 125, Kharar,  
District Mohali.

Versus

**Public Information Officer,**  
o/o Greater Mohali Area Development Authority, (GMADA),  
PUDA Bhawan, Sector 62,  
S.A.S. Nagar, Mohali.

**First Appellate Authority,**  
o/o Greater Mohali Area Development Authority, (GMADA),  
PUDA Bhawan, Sector 62,  
S.A.S. Nagar, Mohali.

## **Appeal Case No. 572 of 2020 (Video Conference Proceedings)**

PRESENT:

Ashok Kumar (Appellant) 98729-90788  
Gurwinder Singh, PIO-cum-AEO (Respondent) 98786-02071

ORDER:

(To be read in continuity with earlier orders on **11.6.2020, 19.8.2020, 26.11.2020, 28.1.2021, and 9.9.2021**)

1. The RTI application is dated **19.9.2019** vide which the appellant has sought information **regarding rehri booth No. 564 (SP-II) Survey No. 266 Phase 3-B 1, Sector-7, Janta Market, SAS Nagar (Mohali)**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **18.10.2019** and Second Appeal was filed in the Commission on **31.1.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **9.9.2021**.

2. Both parties are present. At the hearing on 28.1.2021, the respondent PIO was directed to prepare certified copies of all the documents in the file cited in the RTI application and supply this to the appellant alongwith a duly notarised affidavit that there is no other document available that belongs to said PIO. The respondent PIO has today made a plea that the aforesaid file contains between 700 to 1000 pages and therefore would be too voluminous to supply by way of photocopies. He instead offered to have the file and supply the same on a pen-drive. The appellant Ashok Kumar however, offered to pay cost of photocopying said file.

3. In view of the appellant's offer, the Commission directs the respondent PIO to convey the exact number of pages and cost of photocopying, to the appellant and this Commission. After the appellant deposits the full cost of copying of aforesaid file, the respondent PIO is to handover duly certified copies which must be sequentially numbered. Also, as ordered at the hearing on 28.1.2021, the respondent PIO is to be submit an affidavit. Original affidavit is to be given to the appellant with a copy to this Commission.

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## **Appeal Case No. 572 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 10.2.2022 at 11.00 am via Video Conference Facility at DC Office, Mohali.**

**Sd/-**

**(ASIT JOLLY)**

State Information Commissioner, Punjab.

Chandigarh

30.11.2021

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**H.S. Hundal,(Advocate),**  
#203, Judicial Courts,  
District Mohali.

Versus

**Public Information Officer,**  
o/o Estate Officer,  
Greater Mohali Area Development Authority,  
District Mohali.  
**First Appellate Authority,**  
o/o Greater Mohali Area Development Authority,  
District Mohali.

## **Appeal Case No. 2164 of 2020 (Video Conference Proceedings)**

PRESENT:

H.S Hundal (Appellant) 98752-00082  
Gurwinder Singh, PIO-cum-AEO (Respondent) 98786-02071

ORDER:

(To be read in continuity with earlier orders on **26.11.2020, 28.1.2021, and 9.9.2021**)

1. The RTI application is dated **26.2.2020** vide which the appellant has sought information **regarding a complaint dated 8.11.19 about "illegal" constructions inside Soul Space Mayfair Apartments, Site No. 4, Sector 70, SAS Nagar, and another complaint dated 25.1.2020**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **28.5.2020** and Second Appeal was filed in the Commission on **14.8.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **9.9.2021**.

2. Both parties are present. The respondent PIO states that a reply alongwith the information was sent to the appellant vide Letter No. 72762 Dated 11.6.2021. However, the same was sent to some incorrect address. The respondent PIO has assured the appellant at this hearing that he will supply a copy of his earlier reply along with certified copies of the requested information as soon as possible.

3. **Next hearing on 10.2.2022 at 11.00 am via Video Conference Facility at DC Office, Mohali.**

**Sd/-**  
**(ASIT JOLLY)**  
State Information Commissioner, Punjab.

Chandigarh  
30.11.2021

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**Angoori Rani**, W/o Late Hem Raj,  
# 2650, Ward No. 12 (New No. 263),  
Sector 8, Serve No. B020-01536,  
Near Dushehra Ground,  
Kharar, District Mohali.

Versus

**Public Information Officer**,  
o/o Executive Officer,  
Nagar Palika, Kharar.

## **Complaint Case No. 98 of 2020 (Video Conference Proceedings)**

PRESENT:

Parmod Kumar (for the Complainant) 99149-22650  
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on **12.6.2020, 20.8.2020, 26.11.2020, 28.1.2021, 9.9.2021**)

1. The complainant, **Angoori Rani**, filed this RTI application dated **29.11.2019** and sought information **by way of copies of letters dated 1.8.2016 and 24.1.2017 and action taken on the said letters** from the **PIO o/o Executive Officer, Nagar Palika, Kharar**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **23.1.2020**. The case was last heard on **9.9.2021**.

2. The respondent PIO is absent without intimation. Vide this Commission's order of 26.11.2020, the respondent PIO was issued a Show Cause Notice. Following this the PIO's representative, Anil Kumar, JE appeared at the subsequent Hearing on 28.1.2021. The respondent stated that he was not in possession of a copy of RTI application filed by the complainant following which a copy of the original RTI application and Second Appeal was sent to the respondent PIO. The Commission however, notes with distress that the respondent PIO is once again absent and has done nothing to address this RTI application.

3. The respondent PIO is given one final opportunity to submit a written point-wise reply to this RTI application. Failing which, the Commission will be constrained to impose a penalty as per the RTI Act 2005.

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**

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## **Complaint Case No. 98 of 2020 (Video Conference Proceedings)**

5. **Next hearing on 10.2.2022 at 11.00 am via Video Conference Facility at DC Office, Mohali.**

**Sd/-**  
**(ASIT JOLLY)**  
State Information Commissioner, Punjab.  
Chandigarh  
30.11.2021

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**Manjit Singh,**  
# 2877, Phase-7,  
S.A.S. Nagar (Mohali).

Versus

**Public Information Officer,**  
o/o Station House Officer,  
Phase-8 Police Station,  
S.A.S. Nagar (Mohali).

## **Complaint Case No. 398 of 2019 (Video Conference Proceedings)**

PRESENT:

(Complainant) Absent

Head Constable, Balwinder Singh (Respondent)

ORDER:

(To be read in continuity with earlier orders on **9.1.2020, 7.2.2020, 11.6.2020, 19.8.2020, 26.11.2020, 28.1.2021, and 9.9.2021**)

1. The complainant, **Manjit Singh**, filed this RTI application dated **26.5.2016** and sought **Information pertaining to FIR No. 124 dated 13.12.2006 from the PIO o/o Station House Officer, Mohali.** When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **24.4.2019**. The case was last heard on **9.9.2021**.

2. The complainant is absent without intimation. The respondent PIO represented by Head Constable, Balwinder Singh from Police Station Phase 8, Mohali, has, as directed by this Commission in its order of 28.1.2021, submitted two copies of the reply alongwith attested copies of information. The complainant's Layer Harwinder Singh, had received one of the reply/information from the Commission on 1.7.2021.

3. There has since been no communication from the complainant who is herewith advised to apprise this Commission whether he is satisfied with the information supplied by the respondent PIO.

4. **Next hearing on 5.1.2022 at 11.00 am via Video Conference Facility at DC Office, Mohali.**

**Sd/-**  
**(ASIT JOLLY)**  
State Information Commissioner, Punjab.

Chandigarh  
30.11.2021

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## REGISTERED SHOW CAUSE NOTICE

**Sohan Singh,**  
S/o Sucha Singh,  
Village Bara, PO Pathreri Jatan,  
Tehsil & District Roopnagar.

Versus

**Public Information Officer,**  
o/o Superintendent Engineer,  
Punjab State Power Corporation Limited,  
District Roopnagar  
**Public Information Officer,**  
o/o Sub Divisional Officer,  
Sub Division Sukhrampur,  
Punjab State Power Corporation Limited (PSPCL),  
Roopnagar.

### Complaint Case No. 790 of 2020 (Video Conference Proceedings)

PRESENT:

Sohan Singh (Complainant)  
Bawa Singh, AEE (for the Respondent) 96461-10109

ORDER:

(To be read in continuity with earlier orders on **28.1.2021** and **9.9.2021**)

1. The complainant, **Sohan Singh**, filed this RTI application dated **12.6.2020** and sought **Information regarding tube well connections**, from the **PIO o/o SDO, Sub Division, Roopnagar**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **15.10.2020**. The case was last heard on **9.1.2021**.

2. Both parties are present. At the last hearing on 28.1.2021, the respondent PIO, represented by Bawa Singh, Assistant Executive Engineer, had stated that he has only recently received a copy of the RTI application. He has assured the Commission that the information was ready and would be send to the complainant. The respondent PIO again represented by Bawa Singh, AEE, who now makes the preposterous claim that he is not in an official possession of the RTI application and nor is he aware of any postal order of Rs. 10/- that was submitted by the complainant. The Commission takes a very serious view of Bawa Singh, AEE's conduct, whereby he is evidently trying to mislead this Commission and also delay/deny the information requested in this RTI application.

3. The respondent PIO-cum-Superintendent Engineer, Sarabjeet Singh Sembi, PSPCL, Roopnagar is herewith issued this Show Cause Notice:

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## **Complaint Case No. 790 of 2020 (Video Conference Proceedings)**

4. The respondent **PIO-cum-Superintendent Engineer, Sarabjeet Singh Sembi, PSPCL, Roopnagar** 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 willful delay/denial of the information requested by the appellant as far back as on **12.6.2020**.

“In addition to the written reply, the respondent PIO is also given an opportunity under Section 20 (1) provision 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*.” Copies of this order be sent to the parties through registered post.

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 10.2.2022 at 11.00 am via Video Conference Facility at DC Office, Mohali.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

30.11.2021

**Cc:** Chief Engineer, PSPCL, The Mall, District Patiala, for information and further necessary action.