

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



FINAL ORDER

Tejinder Singh Jasal,
S/o Jaswant Singh,
Jasal Tailor, Kachha Malak Road, Near Railway Phatak,
Jagraon, District Ludhiana – 142 026

Versus

Public Information Officer,
o/o Executive Officer,
Municipal Corporation,
Jagraon,
District Ludhiana.

First Appellate Authority,
o/o Director, Local Bodies,
Plot No. 3, Sector-35 A, Dakhshin Marg,
Chandigarh-160035

Appeal Case No. 3703 of 2020 (Video Conference Proceedings)

PRESENT:

Tejinder Singh Jasal (Appellant) 78885-31995

Sanjay Kumar, PIO-cum-E.O. (for the Respondent) 70097-45269

ORDER:

1. The RTI application is dated **9.6.2020** vide which the appellant has sought information **regarding non-completion of work to lay inter-locking tiles in Sujapur etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **18.9.2020**, and second appeal was filed in the Commission on **24.11.2020** under Section 19 of the Right to Information Act, 2005. Notice to the parties for first hearing was issued on **4.3.2021**.

2. Both parties are present through Video Conference Facility at the Deputy Commissioner's Office in Ludhiana. The respondent PIO-cum-EO MC Jagraon, Sanjay Kumar, stated that a reply/information was sent to the appellant vide Letter No. 1218 dated 7.8.2020. A second reply was sent vide Letter No. 1397-98 dated 8.9.2020. The appellant has however, stated that he has not received the aforesaid letters.

3. The respondent PIO is directed to furnish copies of both the aforesaid replies/information to the appellant and also send copies to this Commission after duly attesting the same. A copy of the appellant's receiving must be submitted before the close of working hours today.

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Appeal Case No. 3703 of 2020 (Video Conference Proceedings)

4. The respondent PIO brought attested copies of the replies/information back to this hearing, but has informed that the appellant is neither present nor answering his phone.. The Commission directs the respondent PIO to make proper attested copies of the replies/information and send them to this Commission by registered post after attesting them as per the format directed under:

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. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

4.3.2021

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FINAL ORDER

Kuldip Kumar Kaura (Retired Lecturer),

5-C, Phase-1, Urban Estate,

Focal Point,

Ludhiana – 141 010

Versus

Public Information Officer,

o/o Zonal Commissioner,

Zone-B Municipal Corporation,

Near Shingar Theater,

Ludhiana – 141 001

First Appellate Authority,

o/o Commissioner,

Municipal Corporation,

Zone-B, Near Shingar Theater,

Ludhiana. – 141 001

Appeal Case No. 3938 of 2020 (Video Conference Proceedings)

PRESENT:

Kuldip Kumar Kaura (Appellant) 98144-40385

Harkamaljit Singh, SDO (for the Respondent) 97800-39443

ORDER:

1. The RTI application is dated **8.8.2020** vide which the appellant has sought information **regarding wage workers and regular workers along with the salaries paid to them etc**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **1.10.2020**, and second appeal was filed in the Commission on **8.12.2020** under Section 19 of the Right to Information Act, 2005. Notice to the parties for first hearing was issued on **4.3.2021**.

2. Both parties are present through Video Conference Facility at the Deputy Commissioner's Office in Ludhiana. The respondent PIO, represented by Harkamaljit Singh, SDO, has handed over the requested information to the appellant. The appellant has confirmed receiving the same vide the PIO's Letter No. 2030/XEN/Est./D dated 4.2.2021.

3. The respondent PIO is directed to send a copy of the aforesaid reply, to the Commission at the earliest. The respondent PIO is directed to put a list of all employees (regular, temporary and outsourced) working in the Municipal Corporation, Ludhiana, with details of salary etc. on the official website of the Corporation. Such a list must be prominently displayed and regularly updated every six months or annually. This is in keeping with Section 4(1)(b) of the RTI Act, 2005, which reads as under:

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Appeal Case No. 3938 of 2020 (Video Conference Proceedings)

Section 4. Obligations of public authorities.—

(1) Every public authority shall—

(a) maintain all its records duly catalogued and indexed in a manner and the form which facilitates the right to information under this Act and ensure that all records that are appropriate to be computerised are, within a reasonable time and subject to availability of resources, computerised and connected through a network all over the country on different systems so that access to such records is facilitated;

(b) publish within one hundred and twenty days from the enactment of this Act,—

(i) the particulars of its organisation, functions and duties;

(ii) the powers and duties of its officers and employees;

(iii) the procedure followed in the decision making process, including channels of supervision and accountability;

(iv) the norms set by it for the discharge of its functions;

(v) the rules, regulations, instructions, manuals and records, held by it or under its control or used by its employees for discharging its functions;

(vi) a statement of the categories of documents that are held by it or under its control;

(vii) the particulars of any arrangement that exists for consultation with, or representation by, the members of the public in relation to the formulation of its policy or implementation thereof;

(viii) a statement of the boards, councils, committees and other bodies consisting of two or more persons constituted as its part or for the purpose of its advice, and as to whether meetings of those boards, councils, committees and other bodies are open to the public, or the minutes of such meetings are accessible for public;

(ix) a directory of its officers and employees;

(x) the monthly remuneration received by each of its officers and employees, including the system of compensation as provided in its regulations;

(xi) the budget allocated to each of its agency, indicating the particulars of all plans, proposed expenditures and reports on disbursements made;

(xii) the manner of execution of subsidy programmes, including the amounts allocated and the details of beneficiaries of such programmes;

(xiii) particulars of recipients of concessions, permits or authorisations granted by it;

(xiv) details in respect of the information, available to or held by it, reduced in an electronic form;

(xv) the particulars of facilities available to citizens for obtaining information, including the working hours of a library or reading room, if maintained for public use;

(xvi) the names, designations and other particulars of the Public Information Officers;

(xvii) such other information as may be prescribed, and thereafter update these publications every year;

(c) publish all relevant facts while formulating important policies or announcing the decisions which affect public;

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Appeal Case No. 3938 of 2020 (Video Conference Proceedings)

(d) provide reasons for its administrative or quasi judicial decisions to affected persons.

(2) It shall be a constant endeavour of every public authority to take steps in accordance with the requirements of clause (b) of sub-section (1) to provide as much information suo motu to the public at regular intervals through various means of communications, including internet, so that the public have minimum resort to the use of this Act to obtain information.

(3) For the purpose of sub-section (1), every information shall be disseminated widely and in such form and manner which is easily accessible to the public.

(4) All materials shall be disseminated taking into consideration the cost effectiveness, local language and the most effective method of communication in that local area and the information should be easily accessible, to the extent possible in electronic format with the Central Public Information Officer or State Public Information Officer, as the case may be, available free or at such cost of the medium or the print cost price as may be prescribed.

Explanation.—For the purposes of sub-sections (3) and (4), “disseminated” means making known or communicated the information to the public through notice boards, newspapers, public announcements, media broadcasts, the internet or any other means, including inspection of offices of any public authority.

4. The Commissioner, Municipal Corporation Ludhiana is, herewith, directed to report compliance of the direction contained in paragraph 3 of this Order, within 45 days from today.

5. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

4.3.2021

Cc: Commissioner, Municipal Corporation Ludhiana, for Compliance.

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FINAL ORDER

Kuldip Kumar Kaura (Retired Lecturer),
5-C, Phase-1, Urban Estate,
Focal Point,
District Ludhiana – 141 010

Versus

Public Information Officer,
o/o Zonal Commissioner,
Zone-D, Municipal Corporation,
Sarabha Nagar,
District Ludhiana – 141 001

First Appellate Authority,
o/o Commissioner,
Municipal Corporation,
Zone-D, Sarabha Nagar,
District Ludhiana – 141 001

Appeal Case No. 3939 of 2020 (Video Conference Proceedings)

PRESENT:

Kuldip Kumar Kaura (Appellant) 98144-40385
Balwinder Singh, SDO (for the Respondent)

ORDER:

1. The RTI application is dated **8.8.2020** vide which the appellant has sought information **regarding various categories of employees and their emoluments etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **1.10.2020**, and second appeal was filed in the Commission on **8.12.2020** under Section 19 of the Right to Information Act, 2005. Notice to the parties for first hearing was issued on **4.3.2021**.

2. Both parties are present through Video Conference Facility at the Deputy Commissioner's Office in Ludhiana. The respondent PIO, represented by Harkamal Jit Singh, SDO, has handed over the requested information to the appellant. The appellant has confirmed receiving of the same.

3. The respondent PIO is directed to send a copy of the aforesaid reply, to the Commission at the earliest. The respondent PIO is directed to put a list of all employees (regular, temporary and outsourced) working in the Municipal Corporation, Ludhiana, with details of salary etc. on the official website of the Corporation. Such a list must be prominently displayed and regularly updated every six months or annually. This is in keeping with Section 4(1)(b) of the RTI Act, 2005, which reads as under:

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Appeal Case No. 3939 of 2020 (Video Conference Proceedings)

Section 4. Obligations of public authorities.—

(1) Every public authority shall—

(a) maintain all its records duly catalogued and indexed in a manner and the form which facilitates the right to information under this Act and ensure that all records that are appropriate to be computerised are, within a reasonable time and subject to availability of resources, computerised and connected through a network all over the country on different systems so that access to such records is facilitated;

(b) publish within one hundred and twenty days from the enactment of this Act,—

(i) the particulars of its organisation, functions and duties;

(ii) the powers and duties of its officers and employees;

(iii) the procedure followed in the decision making process, including channels of supervision and accountability;

(iv) the norms set by it for the discharge of its functions;

(v) the rules, regulations, instructions, manuals and records, held by it or under its control or used by its employees for discharging its functions;

(vi) a statement of the categories of documents that are held by it or under its control;

(vii) the particulars of any arrangement that exists for consultation with, or representation by, the members of the public in relation to the formulation of its policy or implementation thereof;

(viii) a statement of the boards, councils, committees and other bodies consisting of two or more persons constituted as its part or for the purpose of its advice, and as to whether meetings of those boards, councils, committees and other bodies are open to the public, or the minutes of such meetings are accessible for public;

(ix) a directory of its officers and employees;

(x) the monthly remuneration received by each of its officers and employees, including the system of compensation as provided in its regulations;

(xi) the budget allocated to each of its agency, indicating the particulars of all plans, proposed expenditures and reports on disbursements made;

(xii) the manner of execution of subsidy programmes, including the amounts allocated and the details of beneficiaries of such programmes;

(xiii) particulars of recipients of concessions, permits or authorisations granted by it;

(xiv) details in respect of the information, available to or held by it, reduced in an electronic form;

(xv) the particulars of facilities available to citizens for obtaining information, including the working hours of a library or reading room, if maintained for public use;

(xvi) the names, designations and other particulars of the Public Information Officers;

(xvii) such other information as may be prescribed, and thereafter update these publications every year;

(c) publish all relevant facts while formulating important policies or announcing the decisions which affect public;

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Appeal Case No. 3939 of 2020 (Video Conference Proceedings)

(d) provide reasons for its administrative or quasi judicial decisions to affected persons.

(2) It shall be a constant endeavour of every public authority to take steps in accordance with the requirements of clause (b) of sub-section (1) to provide as much information suo motu to the public at regular intervals through various means of communications, including internet, so that the public have minimum resort to the use of this Act to obtain information.

(3) For the purpose of sub-section (1), every information shall be disseminated widely and in such form and manner which is easily accessible to the public.

(4) All materials shall be disseminated taking into consideration the cost effectiveness, local language and the most effective method of communication in that local area and the information should be easily accessible, to the extent possible in electronic format with the Central Public Information Officer or State Public Information Officer, as the case may be, available free or at such cost of the medium or the print cost price as may be prescribed.

Explanation.—For the purposes of sub-sections (3) and (4), “disseminated” means making known or communicated the information to the public through notice boards, newspapers, public announcements, media broadcasts, the internet or any other means, including inspection of offices of any public authority.

4. The Commissioner, Municipal Corporation Ludhiana is, herewith, directed to report compliance of the direction contained in paragraph 3 of this Order, within 45 days from today.

5. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

4.3.2021

Cc: Commissioner, Municipal Corporation Ludhiana, for Compliance.

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FINAL ORDER

Kuldip Kumar Kaura (Retd. Lecturer),
5-C, Phase-1, Urban Estate,
Focal Point,
District Ludhiana – 141 010

Versus

Public Information Officer,
o/o Zonal Commissioner,
Zone-A, Municipal Corporation,
Mata Rani Chowk,
Ludhiana – 141 001

First Appellate Authority,
o/o Commissioner, Municipal Corporation,
Zone-A, Mata Rani Chowk,
Ludhiana – 141 001

Appeal Case No. 3941 of 2020 (Video Conference Proceedings)

PRESENT:

Kuldip Kumar Kaura (Appellant) 98144-40385

Harkamaljit Singh, SDO (for the Respondent) 97800-39443

ORDER:

1. The RTI application is dated **8.8.2020** vide which the appellant has sought information **regarding pump operators, their salaries etc.**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **1.10.2020**, and second appeal was filed in the Commission on **8.12.2020** under Section 19 of the Right to Information Act, 2005. Notice to the parties for first hearing was issued on **4.3.2021**.

2. Both parties are present through Video Conference Facility at the Deputy Commissioner's Office in Ludhiana. The respondent PIO, represented by Harkamal Jit Singh, SDO, has handed over the requested information to the appellant. The appellant has confirmed receiving the same.

3. The respondent PIO is directed to send a copy of the aforesaid reply, to the Commission at the earliest. The respondent PIO is directed to put a list of all employees (regular, temporary and outsourced) working in the Municipal Corporation, Ludhiana, with details of salary etc. on the official website of the Corporation. Such a list must be prominently displayed and regularly updated every six months or annually. This is in keeping with Section 4(1)(b) of the RTI Act, 2005, which reads as under:

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Appeal Case No. 3941 of 2020 (Video Conference Proceedings)

Section 4. Obligations of public authorities.—

(1) Every public authority shall—

(a) maintain all its records duly catalogued and indexed in a manner and the form which facilitates the right to information under this Act and ensure that all records that are appropriate to be computerised are, within a reasonable time and subject to availability of resources, computerised and connected through a network all over the country on different systems so that access to such records is facilitated;

(b) publish within one hundred and twenty days from the enactment of this Act,—

(i) the particulars of its organisation, functions and duties;

(ii) the powers and duties of its officers and employees;

(iii) the procedure followed in the decision making process, including channels of supervision and accountability;

(iv) the norms set by it for the discharge of its functions;

(v) the rules, regulations, instructions, manuals and records, held by it or under its control or used by its employees for discharging its functions;

(vi) a statement of the categories of documents that are held by it or under its control;

(vii) the particulars of any arrangement that exists for consultation with, or representation by, the members of the public in relation to the formulation of its policy or implementation thereof;

(viii) a statement of the boards, councils, committees and other bodies consisting of two or more persons constituted as its part or for the purpose of its advice, and as to whether meetings of those boards, councils, committees and other bodies are open to the public, or the minutes of such meetings are accessible for public;

(ix) a directory of its officers and employees;

(x) the monthly remuneration received by each of its officers and employees, including the system of compensation as provided in its regulations;

(xi) the budget allocated to each of its agency, indicating the particulars of all plans, proposed expenditures and reports on disbursements made;

(xii) the manner of execution of subsidy programmes, including the amounts allocated and the details of beneficiaries of such programmes;

(xiii) particulars of recipients of concessions, permits or authorisations granted by it;

(xiv) details in respect of the information, available to or held by it, reduced in an electronic form;

(xv) the particulars of facilities available to citizens for obtaining information, including the working hours of a library or reading room, if maintained for public use;

(xvi) the names, designations and other particulars of the Public Information Officers;

(xvii) such other information as may be prescribed, and thereafter update these publications every year;

(c) publish all relevant facts while formulating important policies or announcing the decisions which affect public;

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Appeal Case No. 3941 of 2020 (Video Conference Proceedings)

(d) provide reasons for its administrative or quasi judicial decisions to affected persons.

(2) It shall be a constant endeavour of every public authority to take steps in accordance with the requirements of clause (b) of sub-section (1) to provide as much information suo motu to the public at regular intervals through various means of communications, including internet, so that the public have minimum resort to the use of this Act to obtain information.

(3) For the purpose of sub-section (1), every information shall be disseminated widely and in such form and manner which is easily accessible to the public.

(4) All materials shall be disseminated taking into consideration the cost effectiveness, local language and the most effective method of communication in that local area and the information should be easily accessible, to the extent possible in electronic format with the Central Public Information Officer or State Public Information Officer, as the case may be, available free or at such cost of the medium or the print cost price as may be prescribed.

Explanation.—For the purposes of sub-sections (3) and (4), “disseminated” means making known or communicated the information to the public through notice boards, newspapers, public announcements, media broadcasts, the internet or any other means, including inspection of offices of any public authority.

4. The Commissioner, Municipal Corporation Ludhiana is, herewith, directed to report compliance of the direction contained in paragraph 3 of this Order, within 45 days from today.

5. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

4.3.2021

Cc: Commissioner, Municipal Corporation Ludhiana, for Compliance.

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FINAL ORDER

Kuldip Kumar Kaura (Retd. Lecturer),

5-C, Phase-1, Urban Estate,

Focal Point,

District Ludhiana-141010

Versus

Public Information Officer,

o/o Zonal Commissioner, Municipal Corporation,

Zone-C, Gill Road,

District Ludhiana-141001

First Appellate Authority,

o/o Commissioner, Municipal Corporation,

Zone-C, Gill Road,

District Ludhiana-141001

Appeal Case No. 3942 of 2020 (Video Conference Proceedings)

PRESENT:

Kuldip Kumar Kaura (Appellant) 98144-40385

Dalip Chand, SDE (for the Respondent) 94630-13399

ORDER:

1. The RTI application is dated **8.8.2020** vide which the appellant has sought information **regarding exposure of irregularities**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **1.10.2020**, and second appeal was filed in the Commission on **8.12.2020** under Section 19 of the Right to Information Act, 2005. Notice to the parties for first hearing was issued on **4.3.2021**.

2. Both parties are present through Video Conference Facility at Deputy Commission's Office, Ludhiana. The respondent PIO represented by Harkamal Jit Singh, SDO, has handed over the requested information to the appellant. The appellant has confirmed the receiving of the same.

3. The respondent PIO is directed to send a copy of the aforesaid reply, to the Commission at the earliest. The respondent PIO is directed to put a list of all employees (regular, temporary and outsourced) working in the Municipal Corporation, Ludhiana, with details of salary etc. on the official website of the Corporation. Such a list must be prominently displayed and regularly updated every six months or annually. This is in keeping with Section 4(1)(b) of the RTI Act, 2005, which reads as under:

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Appeal Case No. 3942 of 2020 (Video Conference Proceedings)

Section 4. Obligations of public authorities.—

(1) Every public authority shall—

(a) maintain all its records duly catalogued and indexed in a manner and the form which facilitates the right to information under this Act and ensure that all records that are appropriate to be computerised are, within a reasonable time and subject to availability of resources, computerised and connected through a network all over the country on different systems so that access to such records is facilitated;

(b) publish within one hundred and twenty days from the enactment of this Act,—

(i) the particulars of its organisation, functions and duties;

(ii) the powers and duties of its officers and employees;

(iii) the procedure followed in the decision making process, including channels of supervision and accountability;

(iv) the norms set by it for the discharge of its functions;

(v) the rules, regulations, instructions, manuals and records, held by it or under its control or used by its employees for discharging its functions;

(vi) a statement of the categories of documents that are held by it or under its control;

(vii) the particulars of any arrangement that exists for consultation with, or representation by, the members of the public in relation to the formulation of its policy or implementation thereof;

(viii) a statement of the boards, councils, committees and other bodies consisting of two or more persons constituted as its part or for the purpose of its advice, and as to whether meetings of those boards, councils, committees and other bodies are open to the public, or the minutes of such meetings are accessible for public;

(ix) a directory of its officers and employees;

(x) the monthly remuneration received by each of its officers and employees, including the system of compensation as provided in its regulations;

(xi) the budget allocated to each of its agency, indicating the particulars of all plans, proposed expenditures and reports on disbursements made;

(xii) the manner of execution of subsidy programmes, including the amounts allocated and the details of beneficiaries of such programmes;

(xiii) particulars of recipients of concessions, permits or authorisations granted by it;

(xiv) details in respect of the information, available to or held by it, reduced in an electronic form;

(xv) the particulars of facilities available to citizens for obtaining information, including the working hours of a library or reading room, if maintained for public use;

(xvi) the names, designations and other particulars of the Public Information Officers;

(xvii) such other information as may be prescribed, and thereafter update these publications every year;

(c) publish all relevant facts while formulating important policies or announcing the decisions which affect public;

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Appeal Case No. 3942 of 2020 (Video Conference Proceedings)

(d) provide reasons for its administrative or quasi judicial decisions to affected persons.

(2) It shall be a constant endeavour of every public authority to take steps in accordance with the requirements of clause (b) of sub-section (1) to provide as much information suo motu to the public at regular intervals through various means of communications, including internet, so that the public have minimum resort to the use of this Act to obtain information.

(3) For the purpose of sub-section (1), every information shall be disseminated widely and in such form and manner which is easily accessible to the public.

(4) All materials shall be disseminated taking into consideration the cost effectiveness, local language and the most effective method of communication in that local area and the information should be easily accessible, to the extent possible in electronic format with the Central Public Information Officer or State Public Information Officer, as the case may be, available free or at such cost of the medium or the print cost price as may be prescribed.

Explanation.—For the purposes of sub-sections (3) and (4), “disseminated” means making known or communicated the information to the public through notice boards, newspapers, public announcements, media broadcasts, the internet or any other means, including inspection of offices of any public authority.

4. The Commissioner, Municipal Corporation Ludhiana is, herewith, directed to report compliance of the direction contained in paragraph 3 of this Order, within 45 days from today.

5. There is no further cause for action and this appeal case is herewith **CLOSED**.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

4.3.2021

Cc: Commissioner, Municipal Corporation Ludhiana, for Compliance.