

# PUNJAB STATE INFORMATION COMMISSION

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

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## REGISTERED SHOW CAUSE NOTICE

**Jarnail Singh,**  
S/o Sh. Thakur Singh,  
# 23/4, Anand Nagar-B, Tripri,  
District Patiala-147001

Versus

**Public Information officer,**  
o/o Improvement Trust,  
District Patiala.

**First Appellate Authority,**  
o/o Improvement Trust,  
District Patiala.

### Appeal Case No. 1129 of 2021 (Video Conference Proceedings)

PRESENT:

Jarnail Singh (Appellant) 93560-41329  
Suman Kumar, Junior Engineer (for the Respondent) 97804-10049

ORDER:

1. The RTI applications are dated **30.9.2020** vide which the appellant has sought information **regarding Letter No. 180-182/c-2 dated 25.7.2019 about the action against residents of SST Nagar and other societies,** as enumerated in his RTI applications. First appeals were filed with the First Appellate Authority (FAA) on **6.11.20** and second appeal was filed in the Commission on **2.3.21** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **4.8.2021**.

2. Both parties are present via Video Conference Facility from Patiala. The respondent PIO, represented by Suman Kumar, Junior Engineer, stated that replies were sent to the appellant vide Letter No.1982 dated 12.11.20 and No.516 dated 12.4.2021, raising a demand for Rs. 400/- on account of copying costs etc.. However, despite the fact that this demand was violative of the RTI Act.2005, it is notable, the respondent PIO-cum-XEN, **Gurraj Singh**, made no attempt to supply the information despite the passage of more than 10 months. This Commission deems it fit to issue the PIO-cum-XEN, Gurraj Singh, with this Show Cause notice. The commission further directs the PIO to submit a written point-wise reply to the RTI application along with the requested information within the next 5 days failing which, penal action will be initiated against him as per the Act.

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 willful delay/denial of the information requested by the appellant as far back as on **30.9.2020**.

“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

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## **Appeal Case No. 1129 of 2021 (Video Conference Proceedings)**

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.

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 23.12.2021 at 11.00 am through Video Conference Facility at D.C. Office, Patiala,**

**Sd/-**

**(ASIT JOLLY)**

State Information Commissioner, Punjab.

Chandigarh

4.8.2021

Cc: Regional Deputy Director, Local Bodies, District Patiala, for information and further necessary action.

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**Kuldeep Khan,**  
S/o Sh. Asgar Khan,  
Village Lachkani, Post Office Lang,  
District Patiala.

Versus

**Public Information officer,**  
o/o Additional Deputy Commissioner (Development),  
District Patiala.  
**First Appellate Authority,**  
o/o Deputy Commissioner,  
Mini Secretariat,  
Patiala.

## **Appeal Case No. 1217 of 2021 (Video Conference Proceedings)**

PRESENT:

Kuldeep Khan (Appellant) 98552-28756

Vijay Dhir, PIO-cum-Assistant Project Officer (Respondent) 99882-93619

ORDER:

1. The RTI applications are dated **5.10.2020** vide which the appellant has sought information **regarding an application dated 18.8.2020**, as enumerated in his RTI applications. First appeals were filed with the First Appellate Authority (FAA) on **8.1.21** and second appeal was filed in the Commission on **5.3.21** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **4.8.2021**.

2. Both parties are present via Video Conference Facility from Patiala. The respondent PIO-cum-Assistant Project Officer, Vijay Dhir has stated at this hearing as well as in a written submission to the Commission that when the RTI application was first received, the appellant was duly informed vide a reply on 23.1.21 that the complaint is still under process. Later, the PIO vide Letter No. 462 dated 3.2.2021, informed the appellant that the information was now available and he could collect it at his convenience. The appellant has however, refused this and wanted the information by Registered Post.

3. The appellant is present at today's hearing however, insists that there are several deficiencies in the information supplied. The appellant is advised to list deficiencies in point-wise manner in a letter to the PIO with a copy to this Commission.

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**

Contd....2

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**Appeal Case No. 1217 of 2021 (Video Conference Proceedings)**

5. **Next hearing on 23.12.2021 at 11.00 am through Video Conference Facility at D.C. Office, Patiala,**

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

Chandigarh  
4.8.2021

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**Tarsem Kumar,**  
S/o Sh. Dalip Chand,  
VPO-Chandana,  
Tehsil & District Kaithal (Haryana)-136027

Versus

**Public Information officer,**  
o/o Superintendent of Police,  
District Patiala.

## **Complaint Case No. 296 of 2021 (Video Conference Proceedings)**

PRESENT:

Pawan Kumar (for the Complainant) 94166-93105  
ASI Hakam Singh (for the Respondent) 94643-92733

ORDER:

1. The complainant, **Tarsem Kumar**, filed this RTI application dated **4.1.2020** and sought information **regarding action taken on application No. 555/P/DSP/PIN dated: 22.11.2019,** information from the PIO o/o **Superintendent of Police, Patiala**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **8.3.2021**. Notice was issued to the parties for first hearing in the Commission on **4.8.2021**.

2. Both parties are present via Video Conference Facility from Patiala. The respondent PIO, represented by ASI Hakam Singh, stated that most of the information has already given to the complainant. Only a copy of the original complaint and the roznamcha are still to be provided. The respondent has assured this Commission that he will examine the record pertaining to this RTI application in the office of DSP Patran and supply the information as available on file at the earliest.

3. 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

4. **Next hearing on 23.12.2021 at 11.00 am through Video Conference Facility at D.C. Office, Patiala,**

**Sd/-**  
**(ASIT JOLLY)**  
State Information Commissioner, Punjab.  
Chandigarh  
4.8.2021

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**Vir Bala,**

# 3935, Sector- 47 D,

Chandigarh

Versus

**Public Information Officer,**

o/o Greater Mohali Area Development Authority,

Mohali.

**First Appellate Authority,**

o/o Greater Mohali Area Development Authority,

Mohali.

## **Appeal Case No. 1779 of 2020 (Video Conference Proceedings)**

PRESENT:

(Appellant) Absent

Gurvinder Singh, PIO-cum-AEO (Respondent) 98786-02071

ORDER:

*(To be read in continuity with earlier order on 30.9.2020 and 18.11.20)*

1. The RTI application is dated **20.1.2020** vide which the appellant has sought **information pertaining to the transfer of House Number 2714, LIG, Sector 66, SAS Nagar (Mohali)**, as enumerated in her RTI application. First appeal was filed with the First Appellate Authority (FAA) on **27.2.2020** and second appeal was filed in the Commission on **3.7.2020** under Section 19 of the Right to Information Act, 2005. This appeal case was last heard on **18.11.20**.

2. The appellant is absent without intimation. The respondent PIO-cum-AEO, Gurvinder Singh, is present via Video Conference Facility from Mohali, has stated that a reply vide Letter No. 37640 dated 8.10.2020 along with the information was sent to the appellant. Since the appellant is not present at this hearing she is requested to examine the said reply/information and list deficiencies if any. In case she does not reply to this Commission's Order it shall be presumed that she has received the information and is satisfied with it.

3. **Next hearing on 22.12.2021 at 11.00 am through Video Conference Facility at D.C. Office, Mohali.**

Sd/-

**(ASIT JOLLY)**

State Information Commissioner, Punjab.

Chandigarh

4.8.2021

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**Sharanjit Singh Sandhu,**  
H.No.1050, Sector 70,  
Mohali.

Versus

**Public Information Officer,**  
o/o Greater Mohali Area Development Authority (GMADA),  
Mohali.

**First Appellate Authority,**  
Estate Officer,  
Greater Mohali Area Development Authority (GMADA),  
Mohali.

## **Appeal Case No. 2054 of 2020 (Video Conference Proceedings)**

PRESENT:

(Appellant) Absent

Gurvinder Singh, PIO-cum-AEO (Respondent) 98786-02071

ORDER:

*(To be read in continuity with earlier orders on 1.10.2020 and 20.11.20)*

1. The RTI application is dated **28.10.2019** vide which the appellant has sought information **regarding terms and conditions of SCOs**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **4.3.2020** and second appeal was filed in the Commission on **3.8.2020** under Section 19 of the Right to Information Act, 2005. This appeal case was last heard on **20.11.2020**.

2. The appellant is absent. The respondent PIO-cum-AEO, Gurvinder Singh, present via Video Conference Facility from Mohali, has in a letter - No. 79017 dated 3.8.2021, written to the appellant stating that the information he requested is voluminous and therefore invited the appellant to inspect the record in the GMADA office. However, the appellant is a senior citizen and has repeatedly informed the Commission that he is not in a position to attend hearings or inspect the record.

3. In view of the above, the appellant's submission to this Commission (Diary No. 12912 dated 28.9.2020) be sent to the respondent PIO with the direction that the information be furnished to the appellant as demanded in the RTI application and in the context of this submission by the appellant. This must be done before the next hearing.

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**

Contd....2

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## Appeal Case No. 2054 of 2020 (Video Conference Proceedings)

5. Next hearing on 22.12.2021 at 11.00 am through Video Conference Facility at D.C. Office, Mohali.

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

Chandigarh  
4.8.2021



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## REGISTERED

**Parmod Kumar Kalia,**  
H. No. 5775 (Duplex),  
Modern Housing Complex,  
Manimajra, Chandigarh.

Versus

**Public Information Officer,**  
o/o Punjab Urban Planning & Development Authority (PUDA),  
PUDA Bhawan,  
Sector-62, S.A.S Nagar. (Mohali)  
**First Appellate Authority,**  
o/o AGM (HR) PUDA,  
Sector-62, S.A.S Nagar. (Mohali)

## Appeal Case No. 2764 of 2019 (Video Conference Proceedings)

PRESENT:

Parmod Kumar Kalia (Appellant) 94170-05775  
Guriqbal Singh, APIO-Cum-Superintendent (for the Respondent) 98720-02993

ORDER:

*(To be read in continuity with earlier orders on **4.9.19, 10.10.19, 28.11.19, 30.1.2020, and 2.6.2020, 5.8.2020, 30.9.2020, and 18.11.20**)*

1. The RTI application is dated **29.10.18** vide which the appellant has sought **information pertaining to assured career promotion benefits in 31 points**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **24.12.18**, and second appeal was filed in the Commission on **30.7.19** under Section 19 of the Right to Information Act, 2005. This appeal case was last heard on **18.11.2020**.

2. Both parties are present via Video Conference Facility from Mohali. The appellant in this case has filed a submission dated 3.8.2021 received in this office by email. Notably, this RTI application was filed more than two-and-a-half years back on 29.10.2018. Wrongful denial of the requested information by the then PIO compelled the appellant to file a First Appeal on 24.12.2018 and when he was again refused redressal of his request, the appellant filed this Second Appeal to the Commission on 30.7.2019. It is notable here that the requested information was unlawfully and willfully denied despite the fact that it pertained to the appellant's own service in this very public authority. Even after the appellant's Second Appeal was taken up for hearing in the Commission on 4.9.2019, successive PIO's continued to resist and refused to comply with consecutive Orders of this Commission. It has taken as many as Nine hearings of this Commission to finally address the request for information made in the appellant's RTI application of 29.10.2018. This Commission notes with distress that the hapless appellant who is a retired government employee, was quite literally made to run from pillar to post to get information that was lawfully his to receive.

Contd. ...2

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## Appeal Case No. 2764 of 2019 (Video Conference Proceedings)

3. In view of the harassment and detriment caused to the appellant, **Parmod Kumar Kalia**, this Commission deems it appropriate to award a **compensation of Rupees Fifteen Thousand (Rs. 15,000.00)**. This is to be paid vide a crossed cheque / demand draft, by the Public Authority, in this instance, the Punjab Urban and Development Authority, PUDA Bhawan, Sector-62, S.A.S Nagar, (Mohali), within 15 days of receiving this order. Proof of payment is to be submitted to this Commission.

4. The failure of successive PIOs makes me believe that their sheer neglect to perform their duties will be met only after they are duly taken to task as per Section 20(2) of the RTI Act 2005. Under these circumstances, I am left with no other option but to recommend a disciplinary action against the following officers who served as PIO o/o Punjab Urban Planning & Development Authority (PUDA) during the pendency of this RTI application, First Appeal and Second Appeal, as per the list received on email from the incumbent PIO:

1. **Sukhwinder Kumari**, Establishment Officer (Policy / Coordination) PUDA – PIO from 7.9.2018 to 26.9.2019.
2. **Rajwinder Raju**, ADO (Licensing) PUDA – PIO from 27.9.2019 to 13.1.2020
3. **Jaswinder Singh Kahlon**, ADO (Coordination / Admin) – PIO from 14.1.2020 to 23.7.2020.
4. **Suman Bala**, ADO (Policy) retired on 31.12.2020 – PIO from 24.7.2020 to 9.11.2020.

The **Chief Administrator, Punjab Urban Planning & Development Authority (PUDA)** is directed to initiate the disciplinary action against the erring officers under intimation to the Commission before the next date of hearing. Copies of this order be sent to the parties through registered post.

**5. Next hearing on 22.12.2021 at 11.00 am through Video Conference Facility at D.C. Office, Mohali.**

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

Chandigarh  
4.8.2021

- Cc:** 1] Principal Secretary, Room No. 717, 7<sup>th</sup> Floor, Mini Secretariat, Sector-9, Chandigarh.
- 2] Chief Administrator, Punjab Urban Planning & Development Authority (PUDA) PUDA Bhawan, Sector-62, S.A.S Nagar. (Mohali)

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## REGISTERED SHOW CAUSE NOTICE

**Avtar Singh,**  
S/o Chanan Singh,  
VPO Chattbir, Tehsil, DeraBassi,  
SAS Nagar, Mohali.

Versus

**Public Information Officer,**  
o/o Executive Officer,  
Municipal Committee, Zirakpur.  
**First Appellate Authority,**  
o/o Regional Deputy Director ,Local Bodies,  
Patiala.

### Appeal Case No. 3140 of 2019 (Video Conference Proceedings)

PRESENT:  
(Appellant) Absent  
(Respondent) Absent

ORDER:  
(To be read in continuity with earlie rorders on **1.11.2019,20.12.2019,13.2.2020, 30.7.2020, 1.10.2020, and 20.11.20**)

1. The RTI application is dated **20.3.2019** vide which the appellant has sought information **regarding work orders and tenders passed in the house meetings of Zirakpur Municipal Council,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **26.6.2019** and second appeal was filed in the Commission on **27.8.2019** under Section 19 of the Right to Information Act, 2005. The case was last heard on **20.11.2020**.

2. Both parties are absent. The respondent PIO has remained absent for 3 successive hearings. The Commission takes a very serious view of his conduct and herewith serves with 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 willful delay/denial of the information requested by the appellant as far back as on **20.3.2019**.

“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.

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## **Appeal Case No. 3140 of 2019 (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 22.12.2021 at 11.00 am through Video Conference Facility at D.C. Office, Mohali.**

**Sd/-**

**(ASIT JOLLY)**

State Information Commissioner, Punjab.

Chandigarh

4.8.2021

**Cc:** Regional Deputy Director,  
Local Bodies,  
District Patiala, for information and further necessary action.

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Email: [psic21@punjabmail.gov.in](mailto:psic21@punjabmail.gov.in)



**Puneet Goel,**

# 756, VPO Raipur Rani,

Near Trilokpur Chowk,

District Panchkula – 134 204

Versus

**Public Information Officer,**

O/o Executive Officer,

Municipal Council, Zirakpur.

**First Appellate Authority,**

O/o Regional Deputy Director

Department of Local Government,

Patiala.

## **Appeal Case No. 4105 of 2019 (Video Conference Proceedings)**

PRESENT:

Puneet Goel (Appellant) 94173-52500

Lakhvir Singh, Building Inspector (for the Respondent) 99147-80020

ORDER:

*(To be read in continuity with earlier orders on **28.2.2020, 30.7.2020, 1.10.2020, and 20.11.20**)*

1. The RTI application is dated **1.2.2019** vide which the appellant has sought information **regarding Krishna Enclave, Village Himatgarh in the area of MC, Zirakpur**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **21.6.2019** and second appeal was filed in the Commission on **4.11.2019** under Section 19 of the Right to Information Act, 2005. This appeal case was last heard on **20.11.2020**.

2. Both parties are present via Video Conference Facility from Mohali. The respondent PIO, represented by Lakhvir Singh, Building Inspector, stated that all the information has been given to the appellant. However, the appellant in an email to this Commission dated: 2.5.2021 had listed deficiencies in the information supplied to him. The appellant admitted however, that the deficiencies have not been conveyed to the PIO.

3. Under the circumstances, the appellant is advised to list deficiencies in writing to the respondent PIO. The PIO is to submit a written point-wise reply to the deficiencies listed by the appellant along with deficient information.

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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## Appeal Case No. 4105 of 2019 (Video Conference Proceedings)

5. Next hearing on 22.12.2021 at 11.00 am through Video Conference Facility at D.C. Office, Mohali.

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

Chandigarh  
4.8.2021

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**Ashok Kumar,**  
1063, Village Kishangarh,  
Chandigarh.

Versus

**Public Information Officer,**  
o/o Tehsildar, DeraBassi,  
Distt. Mohali.

## **Complaint Case No.492 of 2020 (Video Conference Proceedings.)**

PRESENT:

(Complainant) Absent

Lovepreet Singh Shergill, PIO-cum-Tehsildar (Respondent) 98146-00789

ORDER:

*(To be read in continuity with earlier orders on 1.10.2020 and 20.11.20)*

1. The complainant, **Ashok Kumar**, filed this RTI application dated **14.3.2020** and sought information **regarding Registration and mutation of land**, from the **PIO o/o Tehsildar, Derabassi, Mohali**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **31.7.2020**. This complaint case was last heard on **20.11.2020**.

2. The complainant is absent without intimation. The respondent PIO-cum-Tehsildar, Lovepreet Singh, present via Video Conference Facility from Mohali, stated that a first reply was sent to the complainant vide Letter No. 1593 dated 12.1.2021 and a second reply was sent vide Letter No. special-1 dated: 3.8.2021. The respondent PIO is directed to send copies of the said letters to this Commission forthwith.

3. **Next hearing on 22.12.2021 at 11.00 am through Video Conference Facility at D.C. Office, Mohali.**

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

Chandigarh  
4.8.2021

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**Gurdeep Singh,**

S/o Kaka Singh, S/o. Desa Singh,

# 365, Vill. Mataur,

Tehsil & Distt. SAS Nagar-160071.

Versus

**Public Information Officer,**

o/o Greater Mohali Area Development Authority,

Mohali.

## **Complaint Case No. 504 of 2020 (Video Conference Proceedings)**

PRESENT:

Gurdeep Singh (Complainant) 98880-07778

Gurvinder Singh, PIO-cum-AEO (Respondent) 98786-02071

ORDER:

*(To be read in continuity with earlier orders on 1.10.2020 and 20.11.2020)*

1. The complainant, **Gurdeep Singh**, filed this RTI application dated **24.2.2020** and sought information **regarding a PUDA property**, from the **PIO o/o Greater Mohali Area Development Authority, Mohali**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **4.8.2020**. This complaint case was last heard on **20.11.2020**.

2. Both parties are present via Video Conference Facility from Mohali. The respondent PIO-cum-AEO, Gurvinder Singh, stated that a reply has been sent vide Letter No. 79064 dated 4.8.2021, wherein he was advised to visit GMADA Office with a pen-drive to take copies of the concerned file which amounts to more than 1,000 pages. The respondent PIO is granted 20 days time to furnish the requested information falling which he could qualify for penalties as per the RTI Act 2005.

3. 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

4. **Next hearing on 22.12.2021 at 11.00 am through Video Conference Facility at D.C. Office, Mohali.**

Sd/-

**(ASIT JOLLY)**

State Information Commissioner, Punjab.

Chandigarh

4.8.2021