

PUNJAB STATE INFORMATION COMMISSION

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

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Email: psic21@punjabmail.gov.in



FINAL ORDER

Harjinder Singh,
S/o Sh. Jawala Singh,
3/3, Bhubhal House, Paramjit Nagar,
Chandigarh Road, Ludhiana – 141 123

Versus

Public Information Officer,
o/o Improvement Trust,
Ferozegandhi Market, Ludhiana – 141 001

Complaint Case No. 969 of 2021 (Video Conference Proceedings)

PRESENT:

(Complainant) Absent

Vishal Sharma, Clerk (for the Respondent) 75298-20222

ORDER:

(To be read in continuity with earlier orders on 19.4.2022)

1. The complainant, **Harjinder Singh**, filed this RTI application dated **14.6.2021** and sought information **regarding J-29/100, BRS Nagar Ludhiana**, from the PIO o/o **Improvement Trust, Ludhiana**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **27.7.2021**. The case was last heard on **19.4.2022**.

2. The complainant is absent for the second successive Hearing. At the last hearing on 19.4.2022, the complainant was given final opportunity to be heard in person. In view of the respondent PIO's reply vide Letter No. 3702 Dated 9.7.2021, wherein the requested information has been denied as third party information after the said third party refused consent to disclose the requested information to the complainant. The complainant Harjinder Singh, has however, not availed of the opportunity offered to him and is absent once again today.

3. In view of the above, this Complaint Case is accordingly **Disposed of**.

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

Chandigarh
4.8.2022

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FINAL ORDER

Jagdeep Madaan,

S/o late Sh. Dharam Pal Madaan,
B-1837-4 C-1, Jagjeet Nagar,
Pakhawal Road, Ludhiana.

Versus

Public Information officer,

Executive Officer,
Ludhiana Improvement Trust,
Opposite Stock Exchange, Feroze Gandhi Market,
Ludhiana.

First Appellate Authority,

o/o Additional Deputy Commissioner (Urban and Development),
Department of Urban Local Bodies,
1st Floor, District Administrative Complex, Mini Secretariat,
Ludhiana.

Appeal Case No. 3432 of 2021 (Video Conference Proceedings)

PRESENT:

Jagdip Madaan (Appellant) 98140-07769
Vishal Sharma, Clerk (for the Respondent) 75298-20222

ORDER:

*(To be read in continuity with earlier orders on **19.4.2022**)*

1. The RTI application is dated **27.3.2021** vide which the appellant has sought information **regarding the land allotted Guru Teg Bahadur Sahib Charitable Hospital in Nine points**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **31.5.2021** and Second Appeal was filed in the Commission on **30.7.2021** under Section 19 of the Right to Information Act 2005. The case was last heard on **19.4.2022**.

2. Both parties are present. As per this Commission's Order of 19.4.2022, the respondent PIO has submitted a pointwise reply to the RTI application vide Letter No. 2017 Dated 20.5.2022, along with certified copies of the requested information. The appellant who is present here today has confirmed receipt of said information although he raised some questions regarding the delay in furnishing this information, which was earlier denied by the respondent PIO as 3rd party information.

3. The Commission herewith clarifies to the respondent PIO that in this instance as well as other similar instances, the information requested lies in his custody and has not been submitted by a third party pursuant to a fiduciary relationship etc., and such information cannot be denied as third party information. This Appeal is accordingly **Disposed of**.

Sd/-
(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh
4.8.2022

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FINAL ORDER

Ratinder Brar,
W/o Late Gurdev Singh Brar,
172, Sector-7,
Panchkula – 134 109.

Versus

Public Information officer,
o/o Commissioner, Municipal Corporation,
Ludhiana.

First Appellate Authority,
o/o Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No. 884 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Harjeet Singh, Draftsman from Zone D (for the Respondent)

ORDER:

(To be read in continuity with earlier orders on 16.7.2021, 22.12.2021, 22.2.2022, and 18.5.2022)

1. The RTI application is dated **6.10.2020** vide which the appellant has sought information **regarding complaints of illegal commercial activity and unauthorized changes / construction at 74-D, Sarabha Nagar, Ludhiana,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **21.11.2020** and Second Appeal was filed in the Commission on **9.2.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **18.5.2022**.

2. The appellant is absent without intimation. The respondent PIO states that the information was in fact sent to the appellant with a copy to this Commission vide Letter No. 149 Dated 13.7.2021, by PIO-cum-ATP, Zone D. At the hearing on 22.2.2022, the appellant represented by her Son Sandeep Brar, stated that the information was deficient. She was accordingly requested to list the deficiencies in writing to the respondent PIO with a copy to this Commission. The appellant has not listed any deficiency and is once again absent at today's hearing. This compels the Commission to conclude that the appellant is satisfied with the information already sent to her.

3. In view of the above, there is no further cause for action and this Apple Case is accordingly **Disposed of.**

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

Chandigarh
4.8.2022

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FINAL ORDER

Ram Khullar,
S/o Sh. Jagdipan Rai Khullar,
Near Water Works, Samrala,
Tehsil Samrala, Ludhiana

Versus

Public Information Officer,
o/o Executive Officer,
Nagar Council, Samrala,
Ludhiana.

Complaint Case No. 977 of 2021 (Video Conference Proceedings)

PRESENT:

(Complainant) Absent
Jasbir Singh, PIO-cum-EO (Respondent) 98143-58714

ORDER:

(To be read in continuity with earlier orders on 19.4.2022)

1. The complainant, **Ram Khullar**, filed this RTI application dated **9.3.2021** and sought information **by way of approved maps linked to pics of 25 constructions (submitted with the RTI) etc.,** from the PIO o/o **Executive Officer, Nagar Council, Samrala, Ludhiana**. When no information was received, the Complainant filed a Complaint under Section 18 of the RTI Act, 2005 to the Commission on **28.7.2021**. The case was last heard on **19.4.2022**.

2. The complainant is absent without intimation. As per his reply to the Show Cause Notice, the respondent PIO contends that there is no malafide intent on his part to deny the requested information. The respondent PIO has sent copies of letters periodically sent to the complainant asking him to submit a valid postal order as well as to provide specific information regarding the information sought in the RTI application.

3. The Commission also notes that the complainant has been consistently absent at all hearings of this Appeal Case. The Commission concurs with the respondent PIO's contention that there was no malafide on his part in attempting to delay or deny the information.

4. This Complaint is accordingly **Disposed of**.

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

Chandigarh
4.8.2022

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FINAL ORDER

Balbir Singh,
S/o Sh. Arjan Singh,
28, Shant Park, Behind Agar Nagar-A,
Ludhiana – 141 012

Versus

Public Information Officer,
o/o Nagar Council,
Mullanpur-Dakha, District Ludhiana.
First Appellate Authority,
o/o Additional Deputy Commissioner (Urban Development),
Ludhiana.

Appeal Case No. 3428 of 2021 (Video Conference Proceedings)

PRESENT:

Akaljot Singh (for the Appellant) 76965-92000
Sukhdeep Singh, Junior Assistant (for the Respondent) 98159-19724

ORDER:

(To be read in continuity with earlier orders on 19.4.2022)

1. The RTI application is dated **4.1.2021** vide which the appellant has sought information **regarding commercial / business activities in a residential area by one J.P. Singh proprietor of Punjab Aromatics Trading Corporation**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **18.2.2021** and Second Appeal was filed in the Commission on **29.7.2021** under Section 19 of the Right to Information Act 2005. The case was last heard on **19.4.2022**.
2. Both parties are present. As directed at the last hearing, the respondent PIO-cum-EO, Nagar Council, Mullanpur has submitted a duly notarized affidavit along with some 3 pages of information vide Letter No. 405 Dated 5.5.2022.
3. It is this Commission's view that the respondent PIO has now addressed most of the information sought in this RTI application. The Appeal is accordingly **Disposed of**.

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

Chandigarh
4.8.2022

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FINAL ORDER

Balbir Aggarwal,
1525/1, St.No.33, Preet Nagar,
Shimlapuri, Ludhiana.

Versus

Public Information officer,
o/o Tehbazari Branch, Zone C,
Municipal Corporation, Ludhiana.

Public Information officer,
o/o Commissioner, Municipal Corporation,
Ludhiana.

First Appellate Authority,
Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No. 5141 of 2021 (Video Conference Proceedings)

PRESENT:

Balbir Aggarwal (Appellant)

Sanjeev Uppal, PIO-cum-Superintendent (Respondent) 98154-00593

ORDER:

*(To be read in continuity with earlier orders on **22.4.2022**)*

1. The RTI application is dated **10.8.2021** vide which the appellant has sought **regarding encroachment by vendors etc.**, information as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **20.9.2021** and Second Appeal was filed in the Commission on **15.11.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **22.4.2022**.

2. Both parties are present. The respondent PIO-cum-Superintendent, Tehbazari Branch, Zone C, Sh. Sanjeev Uppal, states that as directed by the Commission, he has collated all the information with regard to point no. 1 of the RTI application and has brought it to handover to the appellant. On enquiry, it has emerged that the copies are not attested.

3. The respondent PIO-cum-Superintendent, Tehbazari Branch, Zone C, is hereby directed to individually attest all the 13 pages being supplied by way of information and provide these to the appellant along with a covering letter. Copy of said covering letter and copies of the information are also to be submitted to this Commission within a week of receipt of this Order.

4. This Appeal Case is accordingly **Disposed of**. The Order be convey to Registry Branch for follow-up of compliance.

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

Chandigarh
4.8.2022

Cc: Deputy Registrar, for follow-up of compliance.

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FINAL ORDER

Davinder Sharma (Bitta),

S/o Sh. Sham Lal,
874, Street No. 6,
Janakpuri, Ludhiana.

Versus

Public Information Officer,

o/o Municipal Corporation, Zone-B,
Ludhiana.

First Appellate Authority,

Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No. 3142 of 2021 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

Baljinder Singh, SDO from Zone B (for the Respondent) 99888-50005

ORDER:

*(To be read in continuity with earlier orders on **19.4.2022**)*

1. The RTI application is dated **12.3.2021** vide which the appellant has sought information **regarding Ward No. 53, Zone B, O&M Cell, Ludhiana**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **20.5.2021** and Second Appeal was filed in the Commission on **9.7.2021** under Section 19 of the Right to Information Act 2005. The case was last heard on **19.4.2022**.

2. The appellant is absent. As directed at the last hearing, the information has been sent to the appellant by the respondent PIO-cum-DCFA, vide Letter No. 340 Dated 1.8.2022, along with requested account number and copy of bank statement.

3. This Appeal Case is accordingly **Disposed of**.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

4.8.2022

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FINAL ORDER

Bhushan Jain,
S/o Rajinder Kumar Jain,
H.No.392, St.No.3, Nirmal Nagar,
Dugri, Ludhiana.

Versus

Public Information officer,
o/o Commissioner, Municipal Corporation,
Ludhiana.

First Appellate Authority,
o/o Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No.4771 of 2021 (Video conference proceedings)

PRESENT:
(Appellant) Absent
(Respondent) Absent

ORDER:
(To be read in continuity with earlier orders on **22.4.2022**)

1. The RTI applications are dated **14.6.2021** vide which the appellant has sought information **regarding City Buses , routes, time-tables, registration and insurance certificates etc.,** information as enumerated in his RTI application. First Appeals were filed with the First Appellate Authority (FAA) on **17.8.2021** and Second Appeals were filed in the Commission on **21.10.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **22.4.2022**.

2. Both parties are absent. As directed by the Commission at the last hearing the respondent PIO has submitted a written reply with respect to point no. 2 of the RTI application along with copy of the Order of the Hon'ble High Court appointing an arbitrator in the dispute between Municipal Council and private contractor.

3. It is the Commission's stands that this RTI application adequately addresses. This Appeal Case is accordingly **Disposed of**.

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

Chandigarh
4.8.2022

PUNJAB STATE INFORMATION COMMISSION

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FINAL ORDER

Bhushan Jain,
S/o Rajinder Kumar Jain,
H.No.392, St.No.3, Nirmal Nagar,
Dugri, Ludhiana.

Versus

Public Information officer,
o/o Municipal Corporation, Zone-C,
Ludhiana.
First Appellate Authority,
o/o Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No.4774 of 2021 (Video conference proceedings)

PRESENT:

(Appellant) Absent

Kashish Garg, APIO-cum-Building Inspector from Zone-C (for the Respondent) 96533-57060

ORDER:

*(To be read in continuity with earlier orders on **22.4.2022**)*

1. The RTI applications are dated **17.7.2021** vide which the appellant has sought information **regarding Challans etc.**, information as enumerated in his RTI application. First Appeals were filed with the First Appellate Authority (FAA) on **17.8.2021** and Second Appeals were filed in the Commission on **21.10.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **22.4.2022**.
2. The appellant is absent without intimation. As per a submission by the respondent PIO-cum-ATP, Zone C, Kashish Garg, Building Inspector, replies have been furnished from time to time to the appellant, including information vide Letter No. 789 Dated 3.8.2022, which was within the stipulated time of 30 days. Information regarding said challans was earlier also sent to the appellant in response to earlier case vide Letter No. 80 Dated 2.9.2020.
3. The Commission examined all documents on record including reply submitted by PIO and is of the view that this addresses the RTI application adequately. This Appeal is accordingly **Disposed of.**

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

Chandigarh
4.8.2022

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FINAL ORDER

Mohit Garu,
S/o Dalip Kumar,
R/o H.No.B-2, 698/6-E,
Chabni Mhohalla, Ludhiana.

Versus

Public Information officer,
o/o Municipal Corporation, Zone-A,
Ludhiana.

First Appellate Authority,
o/o Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case of 4813 of 2021 (Video conference proceedings)

PRESENT:
(Appellant) Absent
(Respondent) Absent

ORDER:
(To be read in continuity with earlier orders on **22.4.2022**)

1. The RTI applications are dated **21.6.2021** vide which the appellant has sought information regarding Sukhdeep Singh, SDO, O&M Cell, information as enumerated in his RTI application. First Appeals were filed with the First Appellate Authority (FAA) on **2.8.2021** and Second Appeals were filed in the Commission on **22.10.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **22.4.2022**.

2. Both parties are absent for the second time in succession. The respondent PIO has however, sent copy of reply sent by the XEN, O&M, Dated 17.1.2022, with a pointwise reply to the RTI application.

3. The Commission has examined both RTI application as well as PIO's reply and is of the view that said RTI application has been adequately addressed. This Appeal is accordingly **Disposed of**.

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

Chandigarh
4.8.2022

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FINAL ORDER

Mohit Garu,
S/o Dalip Kumar,
R/o H.No.B-2, 698/6-E,
Chabni Mhohalla,
Ludhiana.

Versus

Public Information officer,
o/o Municipal Corporation, Zone-A,
Ludhiana.

First Appellate Authority,
o/o Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No.4814 of 2021 (Video conference proceedings)

PRESENT:

(Appellant) Absent
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 22.4.2022)

1. The RTI applications are dated **28.6.2021** vide which the appellant has sought information **regarding Sewermen in ward No.88 working on DC rate**, information as enumerated in his RTI application. First Appeals were filed with the First Appellate Authority (FAA) on **2.8.2021** and Second Appeals were filed in the Commission on **22.10.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **22.4.2022**.

2. Both parties are absent for the second time in succession. The respondent PIO has however, submitted two separate replies sent to the appellant vide Letter No. 591 Dated 26.8.2021 and 15-16 Dated 27.1.2022.

3. The Commission has examined the RTI application alongside the replies/information submitted by the respondent PIO and is of the view that this adequately addresses the RTI application. This Appeal Case is accordingly **Disposed of**.

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

Chandigarh
4.8.2022

PUNJAB STATE INFORMATION COMMISSION

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FINAL ORDER

Rakesh Kumar Gupta, Advocate,
Chamber No. 362, 3rd Floor,
New Judicial Courts, Ludhiana.

Versus

Public Information Officer,
o/o Municipal Corporation,
Zone-D, Ludhiana.
First Appellate Authority,
o/o Commissioner, Municipal Corporation,
Ludhiana.

Appeal Case No. 982 of 2022 (Video Conference Proceedings)

PRESENT:

Rakesh Kumar Gupta (Appellant) 98153-31570
Lakhvir Singh, Inspector from Zone D (for the Respondent) 98153-91896

ORDER:

(To be read in continuity with earlier orders on 29.6.2022)

1. The RTI application dated **29.10.2021** vide which the appellant has sought information **regarding employees**, as enumerated in his RTI applications. First Appeals were filed with the First Appellate Authority (FAA) on **17.12.2021** and Second Appeal was filed in the Commission on **24.2.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **29.6.2022**.
2. Both parties are present. As directed by the Commission, the respondent PIO has submitted a copy of the written reply sent to the appellant vide Letter No. 65 Dated 1.2.2022, with a pointwise reply to his RTI application.
3. The Commission has examined both RTI application and respondent PIOs reply and is of the view that this reply more than adequately addresses the RTI application. The Commission also notes that the appellant Sh. Rakesh Kumar Gupta Advocate, in his RTI application has not sought anything that can be defined as "information" as per the Section 2 of the RTI Act 2005. The 4 points of said RTI application are in the form of queries or simply statements and / or allegations. In view of the above the Commission deems it fit to **Dismiss this Appeal Case**.

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

Chandigarh
4.8.2022