

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



Rajesh Soni,

s/o Ved Parkash,

4132, Street No. 4, New Madhopuri,

Ludhiana.

Versus

Public Information Officer,

o/o Station House Officer,

Police Station, Division No. 4,

Ludhiana.

First Appellate Authority,

o/o Commissioner of Police, Ludhiana.

Appeal Case No. 187 of 2020 (Video Conference Proceedings)

PRESENT:

Rajesh Soni (Appellant) 90231-36001

Jagtar Singh, ASI (for the Respondent) 99154-00239

ORDER:

(To be read in continuity with earlier order on 5.3.2020 and 3.7.2020)

1. The RTI application is dated **5.10.19** vide which the appellant has sought information **regarding a complaint – UID No. 1445530**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **6.11.19** and second appeal was filed in the Commission on **1.1.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **3.7.2020**.

2. Both parties are present through Video Conference, at the office of Deputy Commissioner, Ludhiana. As directed by the Commission at the last hearing on 30.7.2020, the respondent PIO has filed his reply by way of an Affidavit along with a number of documents pertaining to this RTI request. The appellant however, is not satisfied with the Affidavit and has raised some objections.

3. It is this Commission's understanding, that the appellant is trying to push the respondent into taking action on his complaint rather than simply seek copies of any related record requested in his RTI application. It is not this Commission's jurisdiction to direct the respondent PIO to take on any complaint submitted by the appellant to any public authority, in this instance, the office of the SHO Police Station Division No. 4, Ludhiana.

Contd. ...2

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Appeal Case No. 187 of 2020 (Video Conference Proceedings)

4. However, in view of the appellant's continuing objections, this Commission directs the respondent PIO to file a fresh Affidavit simply stating the action taken with respect to complaint UID No. 1445530. This must be duly Notarised and submitted before the next date of hearing. The original is to be handed over to the appellant in person or by registered post, and a scanned copy is to be emailed to this Commission.

5. **Next hearing on 30.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

9.9.2020

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Amrit Pal Kaur,

C/o Pritinderpal Counsel Advocate,
Chamber No. 136, Judicial Complex,
Jagraon, Ludhiana.

Versus

Public Information Officer,

o/o DSP Jagraon, Ludhiana Rural,
Ludhiana.

First Appellate Authority,

o/o Deputy Inspector General, Ludhiana Range,
Ludhiana.

Appeal Case No. 2994 of 2019 (Video Conference Proceedings)

PRESENT:

Amrit Pal Kaur (Appellant) 98887-87415

Harpreet Singh, ASI (for the Respondent) 97791-00315

ORDER:

(To be read in continuity with earlier order on 18.10.19, 4.12.19, 31.1.2020, 28.2.2020, and 3.7.2020)

1. The RTI application is dated **30.3.19** vide which the appellant has sought information **regarding application No. 1168PC-1 dated 11.5.2017 and application No. 1549PC-2 dated 16.11.2018**, as enumerated in her RTI application. First appeal was filed with the First Appellate Authority (FAA) on **7.5.19**, and second appeal was filed in the Commission on **14.8.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **3.7.2020**

2. Both parties are present through Video Conference, at the office of Deputy Commissioner, Ludhiana. The respondent PIO, represented by ASI Harpreet Singh, has once again failed to comply with this Commission's Orders to submit an Affidavit. The respondent pleaded for a short date to comply. The respondent PIO is granted 10 days time to submit aforesaid Affidavit. The original to be sent to the appellant by Registered Post and a copy to be scanned and emailed to this Commission. Any further noncompliance with this Commission's Orders could invite penalties as per the RTI Act, 2005.

3. Next hearing on 30.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

9.9.2020

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Navdeep Singh,
S/o Jagjit Singh,
100, Village Hissowal,
Tehsil Raikot, District Ludhiana – 141 422

Versus

Public Information Officer,
o/o Police Station Sudhar,
District Ludhiana.
First Appellate Authority,
o/o Police Station, Sudhar,
District Ludhiana.

Appeal Case No. 4329 of 2019 (Video Conference Proceedings)

PRESENT:

Harpinder Kaur (for the Appellant) 94176-62025

Jaswinder Singh, ASI (for the Respondent) 98723-01597

ORDER:

(To be read in continuity with earlier order on 5.2.2020 and 3.7.2020)

1. The RTI application is dated **10.8.19** vide which the appellant has sought **information by way of a copy of a Medico Legal Report – MS/60/17 dated 9.12.17 – of CHC Kot Ise Khan, District Moga, as referred to in the General Diary Details of Police Station Sudhar, District Ludhiana.** 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 **20.11.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **3.7.2020**.

2. Both parties are present through Video Conference, at the office of Deputy Commissioner, Ludhiana. The appellant is represented by his sister Harpinder Kaur. The respondent PIO was directed to supply a copy of the original MLR duly attested as “information supplied under the RTI Act 2005”. The respondent PIO has fail to comply and has merely submitted an illegible copy of an MLR, on which, most relevant details are not clear. The respondent PIO has made a number of claims at this hearing regarding the MLR also claiming that the concerned Doctor was originally on duty at PHC Kot Ise Khan and subsequently transferred to PHC Patto Hira Singh.

3. The respondent PIO is directed to state all these contentions in an duly Notarised Affidavit. The original copy must be handed over or sent by Registered Post to the appellant within 10 days. A scanned copy be emailed to this Commission forthwith.

Contd. ...2

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Appeal Case No. 4329 of 2019 (Video Conference Proceedings)

4. Next hearing on 30.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

9.9.2020

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Tejinder Singh,
s/o Late Kesar Singh,
8220/6, New Maya Nagar, Haibowal Kalan,
Ludhiana.

Versus

Public Information Officer,
o/o Deputy Commissioner of Police,
Ludhiana.

First Appellate Authority,
o/o Commissioner of Police,
Ludhiana.

Appeal Case No. 4292 of 2019 (Video Conference Proceedings)

PRESENT:

Tejinder Singh (Appellant) 94635-32562

Gurjinder Singh, ASI (for the Respondent) 98145-10163

ORDER:

(To be read in continuity with earlier orders on 5.2.2020, 6.3.2020, and 3.7.2020)

1. The RTI application is dated **19.8.19** vide which the appellant has sought **information by way of copies of complaints – CR No. 875830 dated 11.1.16; CR No. 822932 dated 17.9.15; CR No. 830683 dated 1.10.15; and CR No. 669182 dated 2.10.15** – as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **5.10.19** and second appeal was filed in the Commission on **19.11.19** under Section 19 of the Right to Information Act, 2005. The case was last heard on **3.7.2020**.

2. Both parties are present through Video Conference, at the office of Deputy Commissioner, Ludhiana. The respondent PIO, represented by ASI Gurjinder Singh, has brought the original record pertaining to this RTI application and has offered to supply copies of whatever documents the appellant wants. The appellant is to go through the file and select the documents he needs. These are to be copied by the respondent and handed over to the appellant. The respondent is then, to submit a copy of a receipt signed by the appellant to this Commission.

3. The appellant is also requested to inform this Commission in writing as and when he is in possession of the information he requested in his RTI application.

4. Next hearing on 30.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.

Sd/-
(ASIT JOLLY)
State Information Commissioner
Chandigarh
9.9.2020

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Santokh Singh,
S/o Amar Singh,
Village Killa Raipur, Patti Sema,
District Ludhiana-141201

Versus

Public Information Officer,
o/o Chief Engineer,
Punjab State Power Corporation Limited (PSPCL),
Central Zone, Ludhiana.

Complaint Case No. 389 of 2020 (Video Conference Proceedings)

PRESENT:

Santokh Singh (Complainant) 81960-55215

Rajinder Singh, APIO-Cum-Senior XEN (for the Respondent) 96461-11533

ORDER:

1. The complainant, **Santokh Singh**, filed this RTI application dated **18.3.2020** and sought information **regarding type/nature of duties period between 1970 to 1996 for various categories of Junior Engineer (JE) II**, from the PIO o/o **Chief Engineer, PSPCL, Ludhiana**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **30.6.2020**. Notice was issued to the parties for first hearing in the Commission on **9.9.2020**.

2. Both parties are present through Video Conference, at the office of Deputy Commissioner, Ludhiana. The record requested by the complainant has been partially furnished by the respondent PIO and the complainant is not satisfied.

3. This Commission notes that the record requested by the complainant is some 50 years old. The Respondent PIO is requested to go through his record and file a written reply whether such old records are available in his custody or not. The aforesaid reply must be sent to the complainant with a copy to this Commission at the earliest instance.

4. **Next hearing on 30.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
9.9.2020

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Registered

Tarlochan Singh,
s/o Mohinder Singh,
c/o Lamba Building Material Store,
Chowk Baba Than Singh-ji,
Samrala Road, Ludhiana.

versus

Public Information Officer,
o/o Assistant Town Planner, Zone-A,
Municipal Corporation, Ludhiana.

Complaint Case No. 673 of 2019 (Video Conference Proceedings)

PRESENT:

Tarlochan Singh (Complainant) 99881-21515

(Respondent) Absent

ORDER:

(To be read in continuity with earlier order on 4.10.19, 22.11.19, 15.1.2020, 4.3.2020, and 3.7.2020)

1. The complainant, **Tarlochan Singh**, filed this RTI application dated **5.9.17**, and sought **information by way of a map of Property No. 2083 B, XI Ambedkar Nagar, Ludhiana**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **1.8.19**. The case was last heard on **3.7.2020**.

2. The respondent PIO is absent without any intimation for the second time in succession. The Commission takes a very serious view of the respondent's conduct. However, once again in view of the ongoing pandemic, rather than imposing a fresh penalty or reviving its earlier Order, this Commission grants the respondent PIO one final opportunity.

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 **5.9.2017**.

"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*."

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Complaint Case No. 673 of 2019 (Video Conference Proceedings)

4. Next hearing on 30.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

9.9.2020

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Tejinder Singh Advocate,
Civil Court, Tehsil Complex,
Backside Sanjh Kender,
Phillaur-144410

Versus

Public Information Officer,
o/o Sub Divisional Engineer (Domestic),
Punjab State Power Corporation Limited,
Focal Point, Ludhiana.

First Appellate Authority,
o/o Chief Engineer,
Punjab State Power Corporation Limited,
Sarabha Nagar,
Ludhiana.

Appeal Case No. 1670 of 2020 (Video Conference Proceedings)

PRESENT:

Tejinder Singh (Appellant) 90410-04313

Rajinder Singh, APIO-Cum-Senior XEN (for the Respondent) 96461-11533

ORDER:

1. The RTI application is dated **25.7.19** vide which the appellant has sought information **regarding action taken on his emailed complaint dated 19.9.18 and another complaint dated 20.11.18,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **3.2.2020** and second appeal was filed in the Commission on **24.6.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **9.9.2020**.

2. Both parties are present through Video Conference, at the office of Deputy Commissioner, Ludhiana. The respondent PIO has submitted a reply sent earlier in response to the RTI application. The respondent is requested to email a scanned copy of the same to the Commission at the earliest. The appellant is requested to examine content of the reply and list deficiencies if any.

3. **Next hearing on 30.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-
(ASIT JOLLY)
State Information Commissioner

Chandigarh
9.9.2020

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Rohit Sabharwal President,

S/o Vijay Sabharwal,

Kundan Bhawan, 126 Model Gram,

Ludhiana-141002

Versus

Public Information Officer,

o/o Environmental Engineer,

Punjab Pollution Control Board,

Regional Office, Ludhiana.

First Appellate Authority,

o/o Chairman,

Punjab Pollution Control Board,

Nabha Road, Patiala.

Appeal Case No. 1634 of 2020 (Video Conference Proceedings)

PRESENT:

Sukhjinder Kaur (for the Appellant) 99882-51671

Bachan Pal Singh, SDO (for the Respondent) 70873-00284

ORDER:

1. The RTI application is dated **8.1.2020** vide which the appellant has sought information regarding **letter duly signed by the Assistant Secretary & Scientist 'D, CPCB, New Delhi bearing letter no. B-12015/60/2019-AS/9062 dated: 20.11.2019 was forwarded to the Member Secretary, PPCB, Patiala,** as enumerated in his 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 **22.6.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **9.9.2020**.

2. Both parties are present through Video Conference, at the office of Deputy Commissioner, Ludhiana. Due to a Technical Fault, the hearing fixed through Video Conference, in the office of Deputy Commissioner, Ludhiana, could not be held.

3. **Hence, the next hearing on 30.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

9.9.2020

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Rohit Sabharwal President,

S/o Vijay Sabharwal,

Kundan Bhawan, 126 Model Gram,

Ludhiana-141002

Versus

Public Information Officer,

o/o Estate Officer,

Greater Ludhiana Area Development Authority (GLADA)

PUDA Complex, Near Rajguru Nagar,

Ferozepur Road, Ludhiana -141001.

First Appellate Authority,

o/o Additional Chief Administrator,

Greater Ludhiana Area Development Authority (GLADA)

PUDA Complex, Near Rajguru Nagar,

Ferozepur Road, Ludhiana -141001

Appeal Case No. 1632 of 2020 (Video Conference Proceedings)

PRESENT:

Sukhjinder Kaur (for the Appellant) 99882-51671

Gurmeet Singh, ATP, (for the Respondent) 81465-00303

ORDER:

1. The RTI application is dated **16.12.2020** vide which the appellant has sought information **regarding letter signed by the Director Housing Development, Directorate Housing and Urban Development, Government of Punjab bearing letter no. 20764 dated: 18.7.2019**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **23.1.2020** and second appeal was filed in the Commission on **22.6.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **9.9.2020**.

2. Both parties are present through Video Conference, at the office of Deputy Commissioner, Ludhiana. Due to Technical Fault, the hearing fixed through Video Conference, in the office of Deputy Commissioner, Ludhiana, could not be held.

3. **Hence, the next hearing on 30.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

9.9.2020

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Raminder Mohan,

S/o Late Sh. Hardial Singh,

12-C, Model Town Extension,

Ludhiana.

Versus

Public Information Officer,

o/o Greater Ludhiana Area Development Authority (GLADA)

PUDA Complex, Near Rajguru Nagar,

Ferozepur Road,

Ludhiana -141001.

First Appellate Authority,

o/o Greater Ludhiana Area Development Authority (GLADA)

PUDA Complex, Near Rajguru Nagar,

Ferozepur Road,

Ludhiana -141001

Appeal Case No. 1618 of 2020 (Video Conference Proceedings)

PRESENT:

Raminder Singh (Appellant) 94176-00677

Gurmeet Singh, ASI (for the Respondent) 81465-00303

ORDER:

1. The RTI application is dated **7.2.2020** vide which the appellant has sought information **pregarding action taken against the Illegal Industry Colony and the Colonizer**, as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **19.3.2020** and second appeal was filed in the Commission on **18.6.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **9.9.2020**.

2. Both parties are present through Video Conference, at the office of Deputy Commissioner, Ludhiana. Due to Technical Fault, the hearing fixed through Video Conference, in the office of Deputy Commissioner, Ludhiana, could not be held.

3. **Hence, the next hearing on 30.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

9.9.2020

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Aarkiza (Advocate),

Chamber No. 850,

8th Floor, District Court Complex,

District Courts, Ferozepur Road,

Ludhiana-141001

Versus

Public Information Officer,

o/o Greater Ludhiana Area Development Authority (GLADA),

GLADA Complex, Ferozepur Road,

Ludhiana-141001

First Appellate Authority,

o/o Estate Officer,

Greater Ludhiana Area Development Authority (GLADA),

GLADA Complex, Ferozepur Road,

Ludhiana-141001

Appeal Case No. 1738 of 2020 (Video Conference Proceedings)

PRESENT:

Aarkiza (Appellant) 94178-13291

(Respondent) Absent

ORDER:

1. The RTI application is dated **31.10.2019** vide which the appellant has sought information **regarding minutes of the meeting held on 17.10.2019 behalf of Mr. Kulwinder Singh Sandhu, S/o Gurmej Singh Sandhu, concerning the change of Land Use (CLU) vide Memo No. 5259-CTP(PB) SP-432L dated 13.07.2010,** as enumerated in his RTI application. First appeal was filed with the First Appellate Authority (FAA) on **30.12.2019** and second appeal was filed in the Commission on **1.7.2020** under Section 19 of the Right to Information Act, 2005. Notice was issued to the parties for first hearing in the Commission on **9.9.2020**.

2. The respondent PIO is absent but has in a letter dated: 26.8.2020, stated that there is no record of the meeting/proceedings referred to into this RTI application. The appellant is present through Video Conference, at the office of Deputy Commissioner, Ludhiana, has meanwhile requested for short adjournment since she is busy with another court cases today.

3. **Next hearing on 15.10.2020 at 11.00 am through Video Conference Facility in the office of Deputy Commissioner, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner

Chandigarh

9.9.2020