**STATE INFORMATION COMMISSION, PUNJAB**

**RED CORSS BUILDING, SECTOR-16, MADHYA MARG, CHANDIGARH**

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Sh. Jaspal Singh

S/o Sh. Rajesh Arora,

319/3, Gurdeep Nagar,

Jagraon, Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Nagar Council, Jagraon

Distt. Ludhiana

First Appellate Authority,

O/o Regional Dy. Director,

Urban Local Bodies Department,

Ludhiana Respondents

**APPEAL CASE NO.1427/2017**

Date of RTI application : 15.03.2017

Date of First Appeal : 18.04.2017

Date of Order of FAA: Nil

Date of 2nd Appeal/complaint 23.05.2017

**Present:** Sh. Jaspal Singh, Appellant in person.

Sh. Vijay Kumar, Accountant, NC Office, Jagraon – for Respondents.

**ORDER**

**The case has been heard through video conferencing.**

The Commission had observed on 19.07.2017 as under:-

*“The appellant had sought to know the details of information concerning the regularization of illegal colonies. His application entails seven points.*

*The respondents say that the majority of the information available with them has been furnished to him. The appellant denies and expresses his dissatisfaction. The respondents are directed to send him point-wise reply with a copy to the Commission.”*

The parties are present. Sh.Vijay Kumar, Accountant appearing on behalf of the respondents submits that the information as directed concerning the regularization of illegal colonies etc. as mentioned in the original application has been provided whereas the appellant denies the Contd. Page…2

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**APPEAL CASE NO.1427/2017**

receipt of complete information. The respondents are directed to get the relevant record inspected on a pre-fixed date and time duly intimated to the appellant in writing but not beyond ten days from today and arrange to provide him the copies thus identified by him. Any laxity shall be construed as a willful denial of the information and the penal consequences shall follow.

The matter shall be heard on **11.10.2017 at 11.30 AM through video conferencing at Ludhiana.**

**Sd/-**

**06.09.2017 (Yashvir Mahajan)**

**State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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Sh. Rachhpal Singh, Sarpanch,

S/o Sh. Major Singh,

Near Sri Guru Ravidas Gurudwara,

Village Bihla, Barnala. Complainant

Versus

Public Information Officer,

O/o Additional Deputy Commissioner (D),

Barnala. Respondent

**COMPLAINT CASE NO.536/2017**

Date of RTI application : 12.09.2016

Date of First Appeal : Nil

Date of Order of FAA: Nil

Date of 2nd Appeal/complaint Nil received in Commission on 31.05.2017

**Present:** None.

**ORDER**

Due to technical glitch the case could not be heard through video conferencing.

The case is now fixed for hearing on **18.10.2017 at 11.30 AM through video conference at Barnala.**

**Sd/-**

**06.09.2017 (Yashvir Mahajan)**

**State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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Sh. Manjeet Singh,

R/o 4780, Shiva Ji Nagar,

Ludhiana Complainant

Versus

Public Information Officer,

O/o Improvement Trust,

Ludhiana Respondent

**COMPLAINT CASE NO.571/2017**

Date of RTI application : 20.03.2017

Date of First Appeal : Nil

Date of Order of FAA: Nil

Date of 2nd Appeal/complaint : 06.06.2017

**Present:** None on behalf of the Complainant.

Sh. Rajiv Sabharwal, Jr. Assistant, O/o Improvement Trust, Ludhiana – for Respondent.

**ORDER**

**The case has been heard through video conferencing.**

Sh. Rajiv Sabharwal, Jr. Assistant appearing on behalf of the respondent says that the information has been provided to the complainant. The complainant intends to go through it and seek an adjournment so that he can appropriately react.

To come up on **25.10.2017 at 11.30 AM through video conference at Ludhiana.**

**Sd/-**

**06.09.2017 (Yashvir Mahajan)**

**State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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Sh. Jaspal Singh

S/o Sh. Ramesh Arora,

319/3, Gurdeep Nagar, Jagraon,

Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Nagar Council, Jagraon,

(Distt. Ludhiana)

First Appellate Authority,

O/o Deputy Director, Local Govt.

Ludhiana Respondents

**APPEAL CASE NO. 4208 of 2016**

**Date of RTI Application : 24.09.2016**

**Date of First Appeal : 29.10.2016**

**Date of Order of FAA : NIL**

**Date of Second Appeal : 19.12.2016**

**Present:** Sh. Jaspal Singh, Appellant in person.

Sh. Vijay Kumar, Accountant, NC Office, Jagraon – for Respondents.

**ORDER**

**The case has been heard through video conferencing.**

The Commission had observed on 26.07.2017 as under:

*“The E.O., N.C., Jagraon is present in the NIC studio at Ludhiana. He says that he has brought along the details of the poles installed at various places in the town in compliance with the orders of the Commission passed on 15.06.2017.*

*The appellant is present in the office of the Commission at Chandigarh. He denies having received it.*

*The respondents are directed to arrange to provide the aforesaid information to the appellant in a couple of days positively. Besides they shall provide him the copy of the document showing the sanctioned load from the PSPCL Authorities expeditiously.”*

*Contd…page…2*

*-2-*

**APPEAL CASE NO. 4208 of 2016**

The parties are present. Sh.Vijay Kumar, Accountant appearing on behalf of the respondents submits that the information as directed concerning the 87 poles as mentioned in the original application has been provided whereas the appellant denies the receipt of complete information. The respondents are directed to get the relevant record inspected on a pre-fixed date and time duly intimated to the appellant in writing but not beyond ten days from today and arrange to provide him the copies thus identified by him. Any laxity shall be construed as a willful denial of the information and the penal consequences shall follow.

The matter shall be heard on **11.10.2017 at 11.30 AM through video conferencing at Ludhiana.**

**Sd/-**

**06.09.2017 (Yashvir Mahajan)**

**State Information Commissioner**

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Ms. Jyoti Aggarwal,

House No. 692- I,

Bhai Randhir Singh Nagar,

Ludhiana. Appellant

Versus

Public Information Officer,

O/o Civil Surgeon, Dandi Swami Marg,

Opp. Police Commissioner Residence,

Ludhiana

First Appellate Authority,

O/o Civil Surgeon, Dandi Swami Marg,

Opp. Police Commissioner Residence,

Ludhiana Respondents

**APPEAL CASE NO.2268/2016**

**Date of RTI Application : 16.04.2016**

**Date of First Appeal : 16.05.2016**

**Date of Order of FAA : NIL**

**Date of Second Appeal : 08.07.2016**

**Present:** Ms. Jyoti Aggarwal, Appellant in person.

1. Dr. Mohinder Singh, PIO – cum – Assistant Civil Surgeon, Ludhiana at Commission’s office, Chandigarh,

2. Dr. Pardeep Kumar, APIO – cum – SMO, O/o Civil Surgeon, Ludhiana at Commission’s office, Chandigarh.

3. Sh. Ajay Kumar, dealing Clerk, Civil Surgeon Office, Ludhiana,

4. Dr. Moninder Singh, SMO, I/c CHC, Payal,

5. Dr. S.P.Singh, District Family Welfare Officer, Civil Surgeon Office, Ludhiana – for Respondents.

**ORDER**

**The case has been heard through video conferencing.**

The order is **reserved to be pronounced on** **10.10.2017 at 11.30 AM.**

**Sd/-**

**06.09.2017 (Yashvir Mahajan)**

**State Information Commissioner**

**CC: The Additional Chief Secretary to Govt., Punjab,**

**Department of Health & Family Welfare, Pb.Civil Sectt.2, Sector -9,**

**Chandigarh**

**CC: Dr. Moninder Singh, Sr. Medical Officer, I/c CHC, Payal, District Ludhiana.**

**CC: Dr. S.P.Singh, District Family Welfare Officer, O/o Civil Surgeon, Dandi Swami Marg, Ludhiana.**

**CC: The Civil Surgeon, Dandi Swami Marg, Opp. Police Commissioner Residence, Ludhiana.**

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Sh. Jaspal Singh,

S/o Sh. Ramesh Arora,

R/o 319/3, Gurdeep Nagar, Jagraon,

Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Nagar Council, Jagraon,

Distt. Ludhiana

First Appellate Authority

O/o Regional Deputy Director, Urban Local Bodies,

Ludhiana Respondents

**APPEAL CASE NO.1501/2017**

Date of RTI application : 25.03.2017

Date of First Appeal : 28.04.2017

Date of Order of FAA: Nil

Date of 2nd Appeal/complaint : 05.06.2017

**Present:** Sh. Jaspal Singh, Appellant in person.

Sh. Vijay Kumar, Accountant, NC, Jagraon – for Respondents.

**ORDER**

It was observed as follows on 26.07.2017, the last date of hearing :-

*“The appellant had asked for the details of the T.A. claimed by the Executive Officer, N.C., Jagraon. The appellant says that the information supplied to him is totally hazy and illegible. They are directed to give him legible copy of the T.A. bills claimed besides the acquittance roll within a week positively.”*

The case has been heard through video conferencing today.

The respondents say that as desired, legible copies of the T.A. bills of the Executive Officer have been given to the appellant. The appellant is still dissatisfied. It is felt that the appellant is behaving too overbearingly and is getting into needless trivia. The Commission feels that sufficient information has been provided. No further action is called for.

**Disposed.**

**Sd/-**

**06.09.2017 (Yashvir Mahajan)**

**State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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Sh. Tejinder Singh,

Village Bholapur, P.O. Ramgarh

Chandigarh Road,

Ludhiana Complainant

Versus

Public Information Officer,

O/o Municipal Corporation,

Ludhiana Respondent

**COMPLAINT CASE NO.543/2017**

Date of RTI application : 20.03.2017

Date of First Appeal : Nil

Date of Order of FAA: Nil

Date of 2nd Appeal/complaint : 30.05.2017

**Present:** None on behalf of the Complainant.

1. Sh. Ajit Singh, Supdt. Health Br., Midha Chowk, M.C. Office, Ludhiana, and

2. Sh. Ranvir Singh, SDO (Workshop), M.C.Office, Ludhiana – for Respondent.

**ORDER**

**The case has been heard through video conferencing.**

The Commission had made the following observations on 26.07.2017:

*“Heard.*

*What transpires is that the complainant had sought information on four scores. In the first two points he seeks to know the details of a Portal having been established by the respondent with reference to the workshop which looks after the maintenance and upkeep of fleet of the Corporation. The respondent denies having installed such a Portal. The information concerning first two points as such is nil.*

*As far as Point No. 3 is concerned, the respondents say that no dedicated engineer has been deployed by them to supervise the maintenance of vehicles. The vehicles are got repaired from the open market under the supervision of technical staff which is on the rolls of the Corporation. The respondents are advised to convey it in writing to the complainant.*

*Contd…page…2*

*-2-*

***COMPLAINT CASE NO.543/2017***

*The appellant has desired to know about the fuel having been used in the plying of official vehicles. The respondents say that it is a massive and humungous information and shall entail the photo copying of more than 12000 pages. The Commission is not inclined to waste such public resources. The complainant may inspect the record and identify the documents. The respondents shall provide him the copies of documents thus identified not beyond 200 pages free of cost. The respondent shall convey in writing to the complainant the specific date, time and place for the inspection of the record well before the next date of hearing.”*

The case has come up for hearing today. Sh. Ajit Singh, Health Superintendent appearing on behalf of the respondent submits that the record as was desired has been got inspected by the complainant and the photo copies to an extent of 200 pages have been provided.

The complainant is absent. Nothing has been heard from him also. The Commission presumes that he is satisfied with the information thus provided to him. No further intervention seems called for. The complaint is **filed.**

**Sd/-**

**06.09.2017 (Yashvir Mahajan)**

**State Information Commissioner**

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Sh. Manjeet Singh

R/o 4780, Shiva Ji Nagar,

Ludhiana Complainant

Versus

Public Information Officer,

O/o Improvement Trust,

Ludhiana Respondent

**COMPLAINT CASE NO.564/2017**

Date of RTI application : 02.05.2017

Date of First Appeal : Nil

Date of Order of FAA: Nil

Date of 2nd Appeal/complaint : 06.06.2017

**Present:** Sh. Manjeet Singh, Complainant in person.

Sh. Kulwant Singh, Clerk, O/o Improvement Trust, Ludhiana – for Respondents.

**ORDER**

**The case has been heard through video conferencing.**

On the last date of hearing on 26.07.2017 a Senior Assistant appearing on behalf of the respondent had sought adjournment with the assurance to provide the information. The request was acceded to with the hope that the respondent shall arrange to provide the information to the complainant.

Today as the matter is being taken up one Sh. Kulwant Singh, Clerk, office of the respondent is present. He expresses his ignorance about the facts of the case.

The demeanour of the respondent is callous and indifferent. The Commission takes strong exception to their conduct not only in denying the information to the complainant but also keeping the Commission on tenterhooks. It takes it as a willful denial of information and issues a show cause notice to the PIO to explain in a self- attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- till the complete information is furnished, be not Contd…page…2

-2-

**COMPLAINT CASE NO.564/2017**

imposed under Section 20(1) of RTI Act, 2005 on himfor causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded to the Complainant under Section 19 (8) (b) of the Act for the detriment suffered by him.

In addition to the written reply, the PIO is also given an opportunity under Section 20(1) proviso thereto, 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. He is hereby directed to attend the proceedings in person on the next date of hearing.

To come up on **25.10.2017 at 11.30 AM through video conference at Ludhiana.**

**Sd/-**

**06.09.2017 (Yashvir Mahajan)**

**State Information Commissioner**

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Sh. Vipan Kumar,

S/o Sh. Krishan Kumar,

House No.319, Ward No.2, New Abadi Khanna,

Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Nagar Council,

Khanna

First Appellate Authority,

O/o Deputy Director,

Urban Local Bodies,

Ludhiana. Respondents

**APPEAL CASE NO.789 of 2017**

**Date of RTI Application : 25.09.2016**  **Date of First Appeal : 09.11.2016**

**Date of letter of FAA : Nil, Reply: 20.10.2016**

**Date of Second Appeal : 20.02.2017**

**Present:** None.

**ORDER**

None is present on behalf of the Parties during video conferencing. Nothing has been heard from them also.

Seemingly the appellant is not interested to pursue his case. A final opportunity is afforded to them to put forward their respective point of view. The matter shall be reheard on **26.10.2017 at 11.30 AM at Chandigarh.**

**Sd/-**

**06.09.2017 (Yashvir Mahajan)**

**State Information Commissioner**

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Sh. Vipan Kumar,

S/o Sh. Krishan Kumar,

House No.319, Ward No.2, New Abadi Khanna,

Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Nagar Council,

Khanna

First Appellate Authority,

O/o Deputy Director,

Urban Local Bodies,

Ludhiana. Respondents

**APPEAL CASE NO.790 of 2017**

**Date of RTI Application : 15.09.2016**  **Date of First Appeal : 09.11.2016**

**Date of letter of FAA : Nil, Reply: 30.09.2016**

**Date of Second Appeal : 20.02.2017**

**Present:** None.

**ORDER**

None is present on behalf of the Parties during video conferencing. Nothing has been heard from them also.

Seemingly the appellant is not interested to pursue his case. A final opportunity is afforded to them to put forward their respective point of view. The matter shall be reheard on **26.10.2017 at 11.30 AM at Chandigarh.**

**Sd/-**

**06.09.2017 (Yashvir Mahajan)**

**State Information Commissioner**

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Sh. Vipan Kumar,

S/o Sh. Krishan Kumar,

House No.319, Ward No.2, New Abadi Khanna,

Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Nagar Council,

Khanna

First Appellate Authority,

O/o Deputy Director,

Urban Local Bodies,

Ludhiana. Respondents

**APPEAL CASE NO.793 of 2017**

**Date of RTI Application : 27.10.2016**  **Date of First Appeal : 09.11.2016**

**Date of letter of FAA : Nil**

**Date of Second Appeal : 20.02.2017**

**Present:** None.

**ORDER**

None is present on behalf of the Parties in video conference. Nothing has been heard from them in writing also.

Seemingly the appellant is not interested to pursue his case. A final opportunity is afforded to them to put forward their respective point of view. The matter shall be reheard on **26.10.2017 at 11.30 AM at Chandigarh.**

**Sd/-**

**06.09.2017 (Yashvir Mahajan)**

**State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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Sh. Vipan Kumar,

S/o Sh. Krishan Kumar,

House No.319, Ward No.2, New Abadi Khanna,

Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Nagar Council,

Khanna

First Appellate Authority,

O/o Deputy Director,

Urban Local Bodies, Ludhiana. Respondents

**APPEAL CASE NO.795 of 2017**

**Date of RTI Application : 02.10.2016**  **Date of First Appeal : 14.10.2016**

**Date of letter of FAA : Nil**

**Date of Second Appeal : 20.02.2017**

**Present:** None.

**ORDER**

None is present on behalf of the Parties during video conferencing. Nothing has been heard from them also.

Seemingly the appellant is not interested to pursue his case. A final opportunity is afforded to them to put forward their respective point of view. The matter shall be reheard on **26.10.2017 at 11.30 AM at Chandigarh.**

**Sd/-**

**06.09.2017 (Yashvir Mahajan)**

**State Information Commissioner**

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Sh. Vipan Kumar,

S/o Sh. Krishan Kumar,

House No.319, Ward No.2, New Abadi Khanna,

Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Nagar Council,

Khanna

First Appellate Authority,

O/o Deputy Director,

Urban Local Bodies,

Ludhiana. Respondents

**APPEAL CASE NO.796 of 2017**

**Date of RTI Application : 30.05.2016**  **Date of First Appeal : 29.08.2016**

**Date of letter of FAA : Nil. Reply:06.06.2016**

**Date of Second Appeal : 20.02.2017**

**Present:** None.

**ORDER**

None is present on behalf of the Parties during video conferencing. Nothing has been heard from them also.

Seemingly the appellant is not interested to pursue his case. A final opportunity is afforded to them to put forward their respective point of view. The matter shall be reheard on **26.10.2017 at 11.30 AM at Chandigarh.**

**Sd/-**

**06.09.2017 (Yashvir Mahajan)**

**State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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Sh. Vipan Kumar,

S/o Sh. Krishan Kumar,

House No.319, Ward No.2, New Abadi Khanna,

Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Nagar Council,

Khanna

First Appellate Authority,

O/o Deputy Director,

Urban Local Bodies,

Ludhiana. Respondents

**APPEAL CASE NO.797 of 2017**

**Date of RTI Application : 01.10.2016**  **Date of First Appeal : 14.10.2016**

**Date of letter of FAA : Nil**

**Date of Second Appeal : 20.02.2017**

**Present:** None.

**ORDER**

None is present on behalf of the Parties during video conferencing. Nothing has been heard from them also.

Seemingly the appellant is not interested to pursue his case. A final opportunity is afforded to them to put forward their respective point of view. The matter shall be reheard on **26.10.2017 at 11.30 AM at Chandigarh.**

**Sd/-**

**06.09.2017 (Yashvir Mahajan)**

**State Information Commissioner**