

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, RTI Helpline - 0172-2864100



SHOW CAUSE NOTICE

Sh. Kulwant Singh, S/o Sh. Tara Singh,
R/o House No.28, Sukhdev Avenue,
New Rajguru Nagar, Thareeke Road,
Ludhiana.

Versus

Public Information Officer-cum-,
Block Development and Panchayat Officer,
Ludhiana-1
First Appellate Authority,
District Development and Panchayat Officer,
Ludhiana.

Appeal Case No. 3315 of 2023

PRESENT:

Kulwant Singh (Appellant) 98725-84015
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 1.12.2023)

1. The RTI application is dated **23.04.2022** vide which the appellant has sought information **regarding: “Copy of bills of Water Supply and Sanitation Committee, New Raiguru Nagar pertaining to year 01.10.2021 to 20.04.2022 etc.,”** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **03.06.2022** and Second Appeal was filed in the Commission on **16.05.2023** under Section 19 of the Right to Information Act, 2005. The case was last heard on **1.12.2023**.

2. The appellant is present in person. This RTI application was submitted to the PIO office of, Sub Divisional Engineer, Water Supply and Sanitation, Sub Division-1, Ludhiana on 23.4.2022. At the last Hearing on 1.12.2023, after detailed deliberations, it was determined that the information sought is in the custody of PIO-cum-BDPO, Ludhiana-2. However, as per the appellant Sh. Kulwant Singh, as well as the PIO-cum-BDPO, Ludhiana-2, the area cited in the RTI application falls under the jurisdiction of the PIO-cum-BDPO, Ludhiana-1. Accordingly, the PIO-cum-BDPO, Ludhiana-2, wrote to the PIO-cum-BDPO, Ludhiana-1 vide Letter No. 56 Dated 4.1.2024, asking him to provide a reply to this RTI application. There is however, no body present on behalf of the PIO-cum-BDPO, Ludhiana-1. Furthermore, the appellant states that he visited the office of, BDPO, Ludhiana-1, but he refused to supply the information sought in this RTI application.

3. In view of the above, the Commission deems it appropriate to issue this Show Cause Notice to the PIO-cum-BDPO, Ludhiana-1.

4. The respondent **PIO-cum-BDPO, Ludhiana-1**, 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 **23.4.2022**. **If there is / are other PIO / PIOs responsible for the delay in providing the information, the incumbent PIO is directed to inform such PIO(s) of the Show Cause and direct them to appear before the Commission along with written replies.**

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Appeal Case No. 3315 of 2023

“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.

5. The PIO-cum-BDPO, Ludhiana-1, is further directed to attend the next Hearing of this Appeal Case in person at the Commission in Chandigarh. Failure to comply, will compel the Commission to ensure his presence through service of a **Bailable Warrant**.

6. **Next Hearing on 30.4.2024 at 11.00 AM at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
21.3.2024

Cc: Director, Rural Development and Panchayat Department, Punjab, Mohali, for further necessary action.

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Sh. Gurdip Singh, S/o Sh. Bhajan Singh,
Village Taggar, Post Office Pasia,
Tehsil Phillaur, District Jalandhar.

Versus

Public Information Officer,
O/o Senior Town Planner,
Greater Ludhiana Area Development Authority,
Jalandhar.

Public Information Officer,
o/o Estate Officer, Regulatory Branch,
Greater Ludhiana Area Development Authority,
Ludhiana

Public Information Officer,
o/o Senior Town Planner,
Greater Ludhiana Area Development Authority,
Ludhiana.

First Appellate Authority
Senior Town Planner,
Greater Ludhiana Area Development Authority,
Ludhiana.

Appeal Case No. 3344 of 2023

PRESENT:

(Appellant) Absent

Rahul Sharma, Junior Draftsman (for the Respondent) 94165-72050

ORDER:

(To be read in continuity with earlier orders on 1.12.2023)

1. The RTI application is dated **02.09.2022** vide which the appellant has sought information in **regarding: "approved building maps of different buildings etc.,"** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **06.01.2023** and Second Appeal was filed in the Commission on **22.05.2023** under Section 19 of the Right to Information Act, 2005. The case was last heard on **1.12.2023**.

2. The appellant is absent. The PIO in a submission to the Commission vide Letter No. 03 Dated 19.3.2024, states that the information pertains to STP, Jalandhar and GLADA Regulatory Branch, which was accordingly transferred vide Letter No. 03-05 Dated 17.1.2023. Following this, Regulatory Branch, GLADA, wrote to the appellant vide Letter No. 2824, 25.4.2023, along with some information. The STP, Jalandhar, also provided a reply to the appellant vide Letter No. 1749-50 Dated 7.10.2022.

3. The appellant was given one opportunity to be heard in person regarding the replies provided to him by the PIO office of, STP, Jalandhar and the PIO office of Regulatory, GLADA, Ludhiana.

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Appeal Case No. 3344 of 2023

4. Next Hearing on 30.4.2024 at 11.00 AM at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
21.3.2024

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SHOW CAUSE NOTICE

Sh. Pawan Kumar,
347/A, Surya Enclave,
Near Ekta Nagar Railway Crossing,
Jalandhar.

Versus

Public Information Officer
O/o Deputy Commissioner of Police,
Jalandhar.
First Appellate Authority
Commissioner of Police,
Jalandhar.

Appeal Case No. 3291 of 2023

PRESENT:
(Appellant) Absent
ASI Balkar Singh (for the Respondent)

ORDER:
(To be read in continuity with earlier orders on **1.12.2023**)

1. The RTI application is dated **01.04.2023** vide which the appellant has sought information **regarding “ copy of a letter No.5239/EA Dated 15.11.2022 sent by the D.C. Jalandhar along with the copy of complaint for re-investigation of Sh. Pawan Kumar etc.,”** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **04.05.2023** and Second Appeal was filed in the Commission on **19.05.2023** under Section 19 of the Right to Information Act, 2005. The case was last heard on **1.12.2023**.
2. The appellant is absent but, has informed the Commission via his email of 26.12.2023, that a reply was provided to him by the respondent PIO, but the same is incomplete. On examination of the aforesaid information submitted to the Commission by the appellant shows that the PIO has still not provided any pointwise reply to the RTI application.
3. There are eight discrete points in the RTI application whereby the appellant had sought information. The PIO is given final opportunity to provide a written, pointwise reply to this RTI application along with the information sought therein.
4. This RTI application was submitted to the PIO office of, Deputy Commissioner of Police, Jalandhar on 1.4.2023 and suitable reply has not been provided till date. Accordingly, the Commission deems it appropriate to issue this Show Cause Notice to the PIO office of, DCP, Jalandhar.
5. The respondent **PIO office of, DCP, Jalandhar,** 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 **1.4.2023**. **If there is / are other PIO / PIOs responsible for the delay in providing the information, the incumbent PIO is directed to inform such PIO(s) of the Show Cause and direct them to appear before the Commission along with written replies.**

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Appeal Case No. 3291 of 2023

“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.

6. The PIO is further directed to attend the next Hearing of this Appeal Case in person at the Commission in Chandigarh. Failure to comply, will compel the Commission to initiate penal action as per provision of the RTI Act, 2005.

7. **Next Hearing on 29.4.2024 at 11.00 AM at Punjab State Information Commission, Red Cross Building, Madhya Marg, Sector 16, Chandigarh.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
21.3.2024

Cc: Divisional Commissioner, Jalandhar, for further necessary action.