

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



Sh. Sanjeev Thakur

S/o Shri Baldev Singh Salaria,
R/o Mohalla Rajput Nagar,
Village Gurha Khurd,
Post Office Madhopur Cantt.
Pathankot-145024

Versus

Public Information Officer

O/o Trust Engineer,
Improvement Trust, Amritsar.

First Appellate Authority

O/o Executive Officer,
Improvement Trust, Amritsar.

Appeal Case No. 133 of 2023

PRESENT:

(Appellant) Absent.

Paramjeet Singh, Junior Assistant (for the Respondent) 99140-02711

ORDER:

(To be read in continuity with earlier Orders on 06.03.2023, 04.05.2023, 30.06.2023, 20.10.2023, and 16.2.2024)

1. The RTI application is dated **24.08.2022** vide which the appellant has sought information **regarding "works done by Trust Engineer Sh. Raminderpal Singh Kahlon during the period of 2018-19,2019-20,2020-21 and 2021-22,etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **27.09.2023** and Second Appeal was filed in the Commission on **02.01.2023** under Section 19 of the Right to Information Act, 2005. The case was last heard on **16.2.2024**.

2. The appellant is absent without intimation for the 3rd successive Hearing. The respondent PIO, represented by Sh. Paramjeet Singh, Junior Assistant, is present in person and requests an adjournment, in view of the ongoing General Election. The request is granted.

3. The Case is adjourned with the aforesaid directions. Since I will be concluding my Five-year term as State Information Commissioner, Punjab, on 9.7.2024, and there are no available dates to hear the case further, this case file be sent back to the Registry Branch to be put up before the Hon'ble Chief Information Commissioner, for reallocation as he deems appropriate.

Sd/-
(ASIT JOLLY)

State Information Commissioner, Punjab.
Chandigarh
21.5.2024

Cc: Deputy Registrar, PSIC, along with case file.

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SHOW CAUSE NOTICE

Sh. Inderbir Singh Arora,
#239. Cheema Nagar,
Mithapur Road,
Jalandhar City.

Versus

Public Information Officer-cum-MTP,
Building Branch, Municipal Corporation,
Jalandhar.

Public Information Officer,
o/o Municipal Corporation,
Jalandhar.

First Appellate Authority
Commissioner,
Municipal Corporation,
Jalandhar.

Appeal Case No. 101 of 2023

PRESENT:

Karanbir Singh Chawla Advocate (for the Appellant) 94170-07700
Narinder Kumar, PIO-cum-JE (Respondent) 94176-30688

ORDER:

(To be read in continuity with earlier Orders on 29.3.2023, 5.9.2023, and 27.9.2023)

1. The RTI application is dated **24.6.2022** vide which the appellant has sought information **regarding illegal encroachment, Cheema Nagar Extension, Jalandhar**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **12.8.2022** and Second Appeal was filed in the Commission on **20.12.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **27.9.2023**.

2. The Appeal was reallocated to this Bench on 19.2.2024, following the Superannuation of the State Information Commissioner Sh. Anumit Singh Sodhi. Both parties are present. Information sought in this RTI application pertains to PIO-cum-MTP, MTP / Building Branch, MC, Jalandhar. Perusal of the case file reveals that there have been consistent attempts on the part of the PIO to withhold the information, although some of the information was provided, it was not complete information in any manner.

3. In view of the above, the Commission deems it appropriate to issue a Show Cause Notice to the PIO-cum-MTP, Building Branch, MC, Jalandhar.

4. The respondent **PIO-cum-MTP, Building Branch, MC, 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 **24.6.2022**. **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. 101 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 aforesaid PIO is hereby directed to submit a fresh, written, pointwise reply to all the points in this RTI application along with attested copies of the information sought therein. All the sought information, **including that purportedly already furnished**. This is to be **submitted to the Commission** on or before the next Hearing of this Appeal Case.

6. The PIO is further directed to attend the next Hearing of this Appeal Case in person at the Chandigarh. Failure to comply, will compel the Commission, to ensure his presence through service of a **Bailable Warrant**, in addition to penalties as per RTI Act, 2005.

7. A copy of this Order be marked to Commissioner, MC, Jalandhar, **Sh. Gautam Jain, IAS**, and the Secretary, Local Government, Punjab, with directions to ensure that this RTI application is fully addressed.

8. **Next Hearing on 18.6.2024 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
21.5.2024

Cc: 1. Sh. Gautam Jain, IAS, Commissioner, MC, Jalandhar, for further necessary action.
2. Secretary, Local Government, Sector 35 A, Chandigarh, for further necessary action.

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SHOW CAUSE NOTICE

Sh. Inderbir Singh Arora,
#239. Cheema Nagar,
Mithapur Road,
Jalandhar City.

Versus

Sh. Rajkumar,
Public Information Officer-cum-ATP,
Building / MTP Branch, Municipal Corporation,
Jalandhar.

Public Information Officer-cum-XEN,
O&M Cell, Municipal Corporation,
Jalandhar.

Sh. Rampal,
Public Information Officer-cum-XEN,
B&R Branch, Municipal Corporation,
Jalandhar.

First Appellate Authority
Commissioner, Municipal Corporation,
Jalandhar.

Appeal Case No. 3499 of 2022

PRESENT:

Karanbir Singh Chawla Advocate (for the Appellant) 94170-07700
Narinder Kumar, PIO-cum-JE (Respondent) 94176-30688

ORDER:

*(To be read in continuity with earlier Orders on **2.11.2022, 18.1.2023, 28.3.2023, 5.9.2023, and 27.9.2023**)*

1. The RTI application is dated **15.4.2022** vide which the appellant has sought information **regarding removal of encroachment / illegal construction**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **26.5.2022** and Second Appeal was filed in the Commission on **28.7.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **27.9.2023**.

2. The Appeal was reallocated to this Bench on 19.2.2024, following the Superannuation of State Information Commissioner Sh. Anumit Singh Sodhi. Both parties are present. Information sought in this RTI application pertains to PIO-cum-ATP, Building Branch, PIO-cum-XEN, O&M Cell, and the PIO-cum-XEN, B&R Branch, Municipal Corporation Jalandhar. A perusal of the case file shows that there have been consistent attempts on the part of the PIOs to withhold the information. Although some of the information has been provided by three PIO's, it is not complete information in any manner.

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Appeal Case No. 3499 of 2022

3. In view of the above, the Commission deems it appropriate to issues this Show Cause Notice to the PIO-cum-ATP, Building Branch, MC, Jalandhar, O&M Cell, MC, Jalandhar and PIO-cum-XEN, B&R Branch, MC, Jalandhar.

4. The respondent **PIO-cum-ATP, Building / MTP Branch, MC, Jalandhar, Sh. Raj kumar**, 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 **15.4.2022**. **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.**

“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 respondent **PIO-cum-XEN, O&M Cell, MC, 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 **15.4.2022**. **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.**

“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 respondent **PIO-cum-XEN, B&R Branch, MC, Jalandhar, Sh. Rampal**, 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 **15.4.2022**. **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.**

“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. 3499 of 2022

7. The aforesaid PIO's are hereby directed to submit a fresh, written, pointwise reply to all the points in this RTI application along with attested copies of the information sought, **including that purportedly already furnished**. This is to be **submitted to the Commission** on or before the next Hearing of this Appeal Case.

8. All the PIO's are further directed to attend the next Hearing of this Appeal Case in person at the Chandigarh. Failure to comply, will compel the Commission, to ensure his presence through service of a **Bailable Warrant**, in addition to penalties as per RTI Act, 2005.

9. A copy of this Order be marked to Commissioner, MC, Jalandhar, Sh. Gautam Jain, IAS, and the Secretary, Local Government, Punjab, with directions to ensure that this RTI application is fully addressed.

10. **Next Hearing on 18.6.2024 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
21.5.2024

Cc: 1. Sh. Gautam Jain, IAS, Commissioner, MC, Jalandhar, for further necessary action.
2. Secretary, Local Government, Sector 35 A, Chandigarh, for further necessary action.

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Sh. Vivek Abhi,
S/o Sh. Rajinder Kumar Abhi,
31-A, Gali No.2, Jaina Nagar, Basti Sheikh,
Tehsil Jalandhar-I.

Versus

Public Information Officer,
O/o Labour-cum-Conciliation Officer,
Punjab, Mohali.
First Appellate Authority
O/o Labour Commissioner,
Mohali.

Appeal Case No. 4829 of 2023

PRESENT:
(Appellant) Absent
(Respondent) Absent

ORDER:
(To be read in continuity with earlier Orders on **20.10.2023 and 16.2.2024**)

1. The RTI application is dated **15.05.2023** vide which the appellant has sought information **regarding "Guidelines by Govt., to pay partial salary during COVID-19 etc.,"** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **06.06.2023** and Second Appeal was filed in the Commission on **27.07.2023** under Section 19 of the Right to Information Act, 2005. The case was last heard on **16.2.2024**.
2. Both parties are absent. The case is adjourned.
3. The Case is adjourned with the aforesaid directions. Since I will be concluding my Five-year term as State Information Commissioner, Punjab, on 9.7.2024, and there are no available dates to hear the case further, this case file be sent back to the Registry Branch to be put up before the Hon'ble Chief Information Commissioner, for reallocation as he deems appropriate.

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
21.5.2024

Cc: Deputy Registrar, PSIC, along with case file.

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Sh. Makhan Singh,
S/o Sh. Jagir Singh,
Village Bika, District SBS Nagar

Versus

Public Information Officer,
o/o Punjab State Co-op Bank Ltd.,
Sector 34-B, Chandigarh.
First Appellate Authority
o/o Punjab State Co-op Bank Ltd.,
Sector 34-B, Chandigarh.

Appeal Case No. 5480 of 2023

PRESENT:
(Appellant) Absent
(Respondent) Absent

ORDER:
(To be read in continuity with earlier Orders on **24.11.2023**)

1. The RTI application is dated **4.8.2022** vide which the appellant has sought information as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **11.7.2022** and Second Appeal was filed in the Commission on **21.8.2023** under Section 19 of the Right to Information Act, 2005. The case was last heard on **24.11.2023**.
2. Both parties are absent. The case is adjourned.
3. The Case is adjourned with the aforesaid directions. Since I will be concluding my Five-year term as State Information Commissioner, Punjab, on 9.7.2024, and there are no available dates to hear the case further, this case file be sent back to the Registry Branch to be put up before the Hon'ble Chief Information Commissioner, for reallocation as he deems appropriate.

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
21.5.2024

Cc: Deputy Registrar, PSIC, along with case file.

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Sh. Jasbir Singh,
Guru Nanak Nagar,
Village Bholapur Jhabewal, PO Ramgarh,
District Ludhiana.

Versus

Public Information Officer-cum-EO,
Nagar Council, Khanna,
District Ludhiana.
First Appellate Authority,
Additional Deputy Commissioner(UD),
Ludhiana.

Appeal Case No. 3610 of 2023

PRESENT:

(Appellant) Absent
Ashwani Kumar, Clerk (for the Respondent) 97801-00676

ORDER:

(To be read in continuity with earlier orders on 22.8.2023, 19.10.2023, and 22.2.2024)

1. The RTI application is dated **16.2.2023** vide which the appellant has sought information **regarding development work in the jurisdiction of MC Khanna**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **16.3.2023** and Second Appeal was filed in the Commission on **2.6.2023** under Section 19 of the Right to Information Act, 2005. The case was last heard on **22.2.2024**.

2. The appellant is absent. The respondent PIO-cum-EO, Nagar Council, Khanna, represented by Sh. Ashwani Kumar, Clerk, submitted a reply to the Show Cause Notice issued vide this Commission's Order of 22.2.2024, wherein the EO states that the information sought would require copying some 2,200 pages.

3. The PIO-cum-EO, is directed to arrange an inspection of the concerned record by the appellant on Monday, 24.6.2024, where after the appellant is to be provided up to 200 copies of the information listed by him, free of cost. Any additional copies be provided only after the appellant deposits the copying costs as per normal rate of photocopying.

4. The Case is adjourned with the aforesaid directions. Since I will be concluding my Five-year term as State Information Commissioner, Punjab, on 9.7.2024, and there are no available dates to hear the case further, this case file be sent back to the Registry Branch to be put up before the Hon'ble Chief Information Commissioner, for reallocation as he deems appropriate.

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
21.5.2024

Cc: Deputy Registrar, PSIC, along with case file.

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Sh. Gurmej Lal,
#1331-5, Near Vishwakarma Bhawan,
Down Canal Road, Shimlapuri,
Ludhiana.

Versus

Public Information Officer,
O/o Zonal Commissioner,
Municipal Corporation, Zone-C,
Ludhiana.

First Appellate Authority
Commissioner,
Municipal Corporation,
Ludhiana.

Appeal Case No. 5126 of 2023

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 19.10.2023 and 22.2.2024)

1. The RTI application is dated **10.5.2023** vide which the appellant has sought information **regarding Health and Sanitation Branch**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **15.6.2023** and Second Appeal was filed in the Commission on **7.8.2023** under Section 19 of the Right to Information Act, 2005. The case was last heard on **22.2.2024**.

2. Both parties absent. The case is adjourned.

3. The Case is adjourned with the aforesaid directions. Since I will be concluding my Five-year term as State Information Commissioner, Punjab, on 9.7.2024, and there are no available dates to hear the case further, this case file be sent back to the Registry Branch to be put up before the Hon'ble Chief Information Commissioner, for reallocation as he deems appropriate.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.
Chandigarh
21.5.2024

Cc: Deputy Registrar, PSIC, along with case file.