**STATE INFORMATION COMMISSION, PUNJAB**

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

**Tele No. 0172-2864112, FAX No. 0172-2864125, Visit us @** [**www.infocommpunjab.com**](http://www.infocommpunjab.com)

Sh. Manjit Singh,

House No.2877, Phase 7,

S.A.S. Nagar (Mohali) Appellant

Versus

Public Information Officer,

O/o Municipal Corporation,

Sector-68, S.A. S Nagar (Mohali)

First Appellate Authority

O/o Jt. Commissioner,

Municipal Corporation,

Sector-68, S.A.S Nagar (Mohali) Respondents

 **APPEAL CASE NO.1864/2017**

Date of RTI application : 07.02.2017

Date of First Appeal : 06.03.2017

Date of Order of FAA : 27.04.2017

Date of 2nd Appeal/complaint : 13.07.2017

**Present:** Sh. Manjit Singh, Appellant along with Adv. Mahindra Pal.

 1. Sh. Sarbjeet Singh, Assistant Commissioner – cum – PIO, MC, Mohali,

 2. Sh. Bhim Sain, Superintendent, M.C. Office, Mohali, and

 3. Sh. Sunil Sharma, SDO, MC Office, Mohali – for Respondents.

**ORDER**

 The appellant had sought the particulars of an ownership and details of a property. The respondents take a ‘third party’ plea. The appellant apprehends that an evasion of tax in the instant case has taken place. In the interest of transparency in the functioning of a Public Authority and larger public interest the respondents are directed to intimate him the details of the ownership and the property tx paid or due on it within fifteen days from today.

 To come up on **17.10.2017 at 11.30 AM.**

 **Sd/-**

**31.08.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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Sh. Manjit Singh,

House No.2877, Phase 7,

S.A.S. Nagar (Mohali) Appellant

Versus

Public Information Officer,

O/o Municipal Corporation,

Sector-68, S.A. S Nagar (Mohali)

First Appellate Authority

O/o Jt. Commissioner,

Municipal Corporation,

Sector-68, S.A.S Nagar (Mohali) Respondents

 **APPEAL CASE NO.1865/2017**

Date of RTI application : 31.01.2017

Date of First Appeal : 06.03.2017

Date of Order of FAA : 27.04.2017

Date of 2nd Appeal/complaint : 13.07.2017

**Present:** Sh. Manjit Singh, Appellant along with Adv. Mahindra Pal.

 1. Sh. Sarbjeet Singh, Assistant Commissioner – cum – PIO, MC, Mohali,

 2. Sh. Bhim Sain, Superintendent, M.C. Office, Mohali, and

 3. Sh. Sunil Sharma, SDO, MC Office, Mohali – for Respondents.

**ORDER**

 The appellant is seeking a report on the action having been taken on a complaint made by him for the removal of rehris etc. which allegedly are illegally operating from the site mentioned in his complaint. The respondents have filed reply. The appellant is not satisfied. He has posed certain questions to be answered by the Respondents.

 The Commission observes that it is not within the domain of this forum to seek explanations or order redressal of a grievance. The reach of this forum is only to provide information which exists materially with the respondents. The respondents are directed to get the relevant file inspected and provide him the certified copies of the documents identified by him free of cost. Prior notice of date and time shall be intimated to the appellant.

 To come up on **17.10.2017 at 11.30 AM.**

 **Sd/-**

**31.08.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

 **STATE INFORMATION COMMISSION, PUNJAB**

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Sh. Ashok Kumar,

House No.214, Line Homes,

Dhakoli (Zirakpur)-160104 Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Municipal Council,

Zirakpur

First Appellate Authority

O/o Regional Deputy Director,

Local Bodies, Punjab,

Patiala Respondents

 **APPEAL CASE NO.1878/2017**

Date of RTI application : 20.02.2017

Date of First Appeal : 13.04.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint : 07.07.2017

**Present:** Sh. Ashok Kumar, Appellant in person.

 None on behalf of the Respondents.

**ORDER**

 None is present on behalf of the respondents. Nothing has been heard from them also. The Commission takes strong exception to the silence on the part of the respondents. A final opportunity is afforded to them to file a written reply besides providing the information to the appellant immediately.

 Be it noted that no further opportunity shall be afforded and penal consequences shall follow in the event of failure of compliance of this order.

 To come up on **17.10.2017 at 11.30 AM.**

 **Sd/-**

**31.08.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

**PS: Sh. Gursewak Singh, Jr. Assistant, O/o Municipal Council, Zirakpur appeared after the hearing was over. He was apprised of the above order.**

**STATE INFORMATION COMMISSION, PUNJAB**

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Sh. Ashok Kumar,

House No.214, Line Homes,

Dhakoli (Zirakpur)-160104 Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Municipal Council,

Zirakpur

First Appellate Authority

O/o Regional Deputy Director,

Local Bodies, Punjab,

Patiala Respondents

 **APPEAL CASE NO.1879/2017**

Date of RTI application : 28.02.2017

Date of First Appeal : 19.04.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint : 07.07.2017

**Present:** Sh. Ashok Kumar, Appellant in person.

 None on behalf of the Respondents.

**ORDER**

 None is present on behalf of the respondents. Nothing has been heard from them also. The Commission takes strong exception to the silence on the part of the respondents. A final opportunity is afforded to them to file a written reply besides providing the information to the appellant immediately.

 Be it noted that no further opportunity shall be afforded and penal consequences shall follow in the event of failure of compliance of this order.

 To come up on **17.10.2017 at 11.30 AM.**

 **Sd/-**

**31.08.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

**PS: Sh. Gursewak Singh, Jr. Assistant, O/o Municipal Council, Zirakpur appeared after the hearing was over. He was apprised of the above order.**

**STATE INFORMATION COMMISSION, PUNJAB**

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Sh. S.S.Walia

S/o Sh. Harbans Sigh,

House No.213 A,

Sewak Colony, Patiala Appellant

Versus

Public Information Officer,

O/o Senior Superintendent of Police,

Patiala

First Appellate Authority

O/o Senior Superintendent of Police,

Patiala Respondents

 **APPEAL CASE NO.1883/2017**

Date of RTI application : 12.04.2017

Date of First Appeal : 18.05.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint : 07.07.2017

**Present:** Sh. S.S.Walia, Appellant in person.

 1. ASI Ajit Sharma, O/o SSP, Patiala,

 2. Sh. Jaspinder Singh, Constable, O/o SSP, Patiala – for Respondents.

**ORDER**

 The appellant has been handed over information in the Court itself. He is satisfied with the same. On perusal of the record it seems that the respondents have taken undue delay in providing him the information. The respondents ascribe the late response to a delayed receipt of information from the concerned police station. They are cautioned to be watchful in future. **Disposed.**

 **Sd/-**

**31.08.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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Sh. Manjit Singh,

House No.388/3, Bahera Road,

Patiala Appellant

Versus

Public Information Officer,

O/o Commissioner,

Municipal Corporation,

Patiala

First Appellate Authority

O/o Commissioner,

Municipal Corporation,

Patiala Respondents

 **APPEAL CASE NO.1889/2017**

Date of RTI application : 29.04.2015

Date of First Appeal : 18.02.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint : 12.07.2017

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

 Sh. Deepak Kumar, Building Inspector, MC Office, Patiala – for Respondents.

**ORDER**

 The appellant is seeking information about the building plans of some shops which according to him, have been extended by encroaching upon the municipal land in cahoot with the authorities. The respondents say that the record is maintained with reference to a numerical description of the properties in the absence of which they are not in a position to trace it. The respondents have submitted a reply which has been taken on record.

 The Commission finds that the second appeal is badly delayed as the original application and the first appeal was filed way back in 2015. The second appeal is affected by doctrine of lache and cannot be entertained. The same is **dismissed** as time-barred. In case the appellant is still interested in getting information he should file a fresh application.

 **Sd/-**

**31.08.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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Sh. Manjit Singh,

House No.388/3, Bahera Road,

Patiala Appellant

Versus

Public Information Officer,

O/o Senior Supdt of Police (Vigilance Bureau),

Patiala ( Punjab)

First Appellate Authority

O/o Director,

Vigilance Bureau, Punjab,

SCO: 60-61, Sector-17-D.

Chandigarh Respondents

 **APPEAL CASE NO.1912/2017**

Date of RTI application : 13.12.2016

Date of First Appeal : 22.05.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint : 18.07.2017

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

 1. S.I. Avtar Singh, O/o Chief Director, Vigilance, Pb.,

 2. Inspector Ram Pal, Vigilance Bureau, Patiala,and

 3. Sh. Krishan Lal, Superintendent, O/o Director, Vigilance, Pb, on behalf of FAA.

**ORDER**

 The appellant had asked for a copy of statements recorded by the respondents in an inquiry made by them on a complaint filed by the appellant. The respondents submit that they have sent their recommendations along with complete documentation to the office of the Principal Secretary, Transport for proceeding appropriately against the delinquent officials. The respondents are directed to forward a copy of his original application to the office of the Principal Secretary, Transport, Punjab, the PIO of whom shall arrange to provide the information to the appellant within thirty days from the receipt of this order.

 To come up on **17.10.2017 at 11.30 AM.**

 **Sd/-**

**31.08.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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Sh. K.N.S. Sodhi,

House No.1634, Sector-70,

S.A.S. Nagar (Mohali) Appellant

Versus

Public Information Officer,

O/o Municipal Corporation,

Sector-68, S.A.S.Nagar (Mohali)

First Appellate Authority

O/o Commissioner,

Municipal Corporation,

Sector-68, S.A.S.Nagar (Mohali) Respondents

 **APPEAL CASE NO.1937/2017**

Date of RTI application : 20.04.2017

Date of First Appeal : 05.06.2017

Date of Order of FAA : -

Date of 2nd Appeal/complaint : -

**Present:** Sh. K.N.Sodhi, Appellant in person.

 1. Sh. Sarbjeet Singh, Assistant Commissioner – cum – PIO, MC, Mohali,

 2. Sh. Bhim Sain, Superintendent, M.C. Office, Mohali, and

 3. Sh. Sunil Sharma, SDO, MC Office, Mohali – for Respondents.

**ORDER**

 The grouse of the appellant is that the tele-communication companies having laid down the fibre cables in the town of Mohali, have not restored the roads to its original form. According to him the respondents have erred in procuring the appropriate fee a guarantee from the contractor and enforcing it on the breach of his obligations.

 Be that as it is, the respondents are directed to get the relevant record inspected by appellant after intimating him a definite date and time in writing and provide him certified copies of these documents identified free of cost within fifteen days from today positively.

 To come up on **17.10.2017 at 11.30 AM.**

 **Sd/-**

**31.08.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

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Sh.Manjit Singh,

House No.2877, Phase -7,

S.A.S. Nagar (Mohali) Complainant

Versus

Public Information Officer,

O/o Municipal Corporation

Sector-68, S.A.S. Nagar (Mohali) Respondent

 **COMPLAINT CASE NO.693/2017**

Date of RTI application : 19.07.2016

Date of First Appeal : Nil

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint : 13.07.2017

**Present:** Sh. Manjit Singh, Complainant along with Adv. Mohindra Pal.

 1. Sh. Sarbjeet Singh, Assistant Commissioner – cum – PIO, MC, Mohali,

 2. Sh. Bhim Sain, Superintendent, M.C. Office, Mohali, and

 3. Sh. Sunil Sharma, SDO, MC Office, Mohali – for Respondents.

**ORDER**

 The respondents have not filed a written reply despite issue of notice from the Commission. Even the order of the First Appellate Authority for the prompt action has not been acted upon.

 Since it is a complaint case the respondents are directed to explain the reasons for having failed to provide the information within the stipulated time and show cause as to why penal action should not be taken.

 To come up on **17.10.2017 at 11.30 AM.**

 **Sd/-**

**31.08.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

**STATE INFORMATION COMMISSION, PUNJAB**

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Sh. Sanjeev Kumar,

S/o Sh. Mange Ram,

House No.660, Vikas Nagar

Mauli Jagran (Chandigarh) Complainant

Versus

Public Information Officer,

O/o Registrar (Births & Death),

Municipal Corporation,

Ludhiana Respondent

 **COMPLAINT CASE No.701/2017**

Date of RTI application : 28.04.2017

Date of First Appeal : Nil

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint : 14.07.2017

**Present:** Sh. Sanjeev Kumar, Complainant in person.

 Sh. Gurcharan Singh, Health Worker, O/o Registrar (Births & Deaths), M.C., Ludhiana – for Respondent.

**ORDER**

 The complainant is seeking an information and certified copy of record relating to the entry of death of his father namely Sh. Mange Ram S/o Sh. Hem Raj purported to have died on 15.06.2008. The respondent says that they have only an online record of entries a copy of which has been given to the complainant. They have failed to produce and provide him a copy of record on the basis of which the entry of death of father of the complainant has been recorded. They are denying the availability of the record.

 The plea of the respondent is unacceptable. Non-availability of a vital record concerning the death of a person cannot be accepted. The complainant is alleging some foul play as a Will has been forged and following the issue of the above document/death certificate a property in the name of the deceased has been misappropriated.

 The respondents are directed to look for the record and arrange to provide him a copy of the information as asked for by him failing which this forum shall be constrained to consider it as a willful denial of information and the penal consequences shall follow.

 To come up on **17.10.2017 at 11.30 AM.**

 **Sd/-**

**31.08.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

 **STATE INFORMATION COMMISSION, PUNJAB**

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Sh. Brish Bhan Bujarak

S/o Sh. Saroop Chand

Ward No. 33, Kahangarh Road,

Patran (Patiala) Complainant

Versus

Public Information Officer,

O/o Superintendent, (Home Br.-4),

Punjab Civil Sectt.-1,

Chandigarh. Respondents

 **COMPLAINT CASE NO.705/2017**

Date of RTI application : 25.03.2017

Date of First Appeal : Nil

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint : 17.07.2017

**Present:** None.

**ORDER**

 None is present on behalf of the Parties.

 The case is deferred to be heard on **14.09.2017 at 11.30 AM.**

 **Sd/-**

**31.08.2017 (Yashvir Mahajan)**

 **State Information Commissioner**