

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.
Fax 0172-2864110 Phone No-0172-2864120 Email: psicsic31@punjabmail.gov.in

Visit us - www.infocommpunjab.com

Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Pritpal Singh S/o Late Shri Kartar Singh
42, New Model Town, Ludhiana.

.....Appellant

V/s.

Public Information Officer,
O/o Ludhiana Improvement Trust,
Feroz Gandhi Market, Ludhiana.

First Appellate Authority-cum-
O/o Chairman, Ludhiana Improvement Trust,
Feroz Gandhi Market, Ludhiana.

...Respondent.

Appeal Case No.2747 of 2018

Present: The Appellant, Sh. Pritpal Singh is absent.
Sh. Harmeet Singh, Jr. Assistant-cum-APIO is present on behalf
of the Respondent/PIO.

ORDER

The RTI request is dated 30.04.2018. First appeal is dated 05.06.2018. Second appeal has been received in the Commission on 14.08.2018.

No one appeared from the Appellant side.

Shri Harmeet Singh, who appeared on behalf of Improvement Trust, Ludhiana states that in response to the RTI application of the appellant, the appellant has been supplied the requisite information vide letter No.LIT/RTI/11802 dated 17.10.2018, copy of which is taken on record.

During discussion with the representative of Respondent/PIO, it is observed that the letter vide which the information has been supplied, has been signed by Mrs. Satpal Kaur for having received the information, to which the APIO states that Mrs. Satpal Kaur is wife of the appellant Sh. Pritpal Singh. APIO is also advised to record a note on the letter itself that Mrs. Satpal Kaur who has received the information, is the wife of appellant, which has been recorded by him today. The APIO, Improvement Trust also presented letter No.LIT/RTI/11843 dated 18.10.2018 from the PIO/Respondent informing that the information has been supplied to the appellant and also tenders unconditional apology for the delay in supplying the information to the appellant which is also taken on record.

Since the Appellant, after receiving the information, neither has come present today nor has pointed out any deficiency, the information stands supplied.

Hence, the case is **disposed of and closed.**

Dated: 31.10.2018

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Tilak Raj

C/o The Amaritsar Cooperative Labour &
Construction Union Ltd. Albert Road, Amritsar.

.....Appellant

V/s.

Public Information Officer,

O/o Executive Engineer, Construction Division
No.2, PWD (B&R), Amritsar.

First Appellate Authority-cum-

O/o Superintending Engineer, Construction Circle,
PWD (B&R), Amritsar.

.....Respondent.

Appeal Case No. 2752 of 2018

Present: The Appellant, Sh. Tilak Raj is present.
None is present on behalf of the Respondent/PIO.

ORDER

The RTI request is dated 04.05.2018. First appeal is dated 25.06.2018. Second appeal has been received in the Commission on 14.08.2018.

The Appellant, Sh. Tilak Raj states that no information has been provided to him till date.

No one appeared on behalf of the Respondent/PIO. It is observed that the information has also not been supplied by Respondent/PIO. The Commission takes a serious view of this.

In view of the above, PIO O/o, The Executive Engineer, Construction Division No.2, PWD (B&R), Amritsar will **Show Cause** under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI Appellant and as to why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.

In addition, the PIO is also hereby given an opportunity under Section 20(1) provision thereto, for a personal hearing with the sought for information before the imposition of such penalty on the next date of hearing.

Both the parties to come present on next date of hearing.

The case is adjourned for further hearing to **17.12.2018 at 11 A.M.**

Copies of the order be sent to both the parties.

Sd/-

(Sanjiv Garg)

**State Information Commissioner,
Punjab**

Dated: 31.10.2018

Show Cause:

(Regd. Post) Public Information Officer,

O/o Executive Engineer, Construction Division
No.2, PWD (B&R), Amritsar.

(Incl. RTI Application)

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Bench: **Sh.Sanjiv Garg, State Information Commissioner, Punjab.**

Sh. Surinder Kumar S/o Sh.Bhagwan Dass Pandhi,
President, Nagar Welfare Society, Ward No.8, Fatehgarh
Churian, Distt. Gurdaspur-M-9463165327

.....Appellant

V/s.

Public Information Officer,
O/o Executive Officer, Municipal Council, Fatehgarh Churian,
District Gurdaspur.

First Appellate Authority-cum-

O/o Deputy Commissioner, Gurdaspur.

.....Respondent.

Appeal Case No. 2806 of 2018

Present: The Appellant, Sh. Surinder Kumar is absent.
Sh. Baldev Singh, Clerk is present on behalf of the
Respondent/PIO.

ORDER

The RTI request is dated 06.01.2018. First appeal is dated 22.06.2018. Second appeal has been received in the Commission on 21.08.2018.

Sh. Surinder Kumar, Appellant is not present today's hearing but an email dated 31.10.2018 has been received by him vide which he has prayed for exemption from personal appearance before the Court and has also prayed for next date of hearing on 08.01.2019.

Shri Baldev Singh, Clerk, who is present on behalf of the Respondent/PIO states that the copy of RTI application is not available with them, which is not acceptable. However, copy of the RTI application has been supplied to Sh. Baldev Singh, Clerk during the proceedings of the hearing.

The information has not been supplied for the obvious reason that the RTI application is not available with the PIO. Now, PIO is directed to supply the information sought by the appellant without any further delay.

Both the parties to come present on next date of hearing.

The case is adjourned to **08.01.2019 at 11 A.M.**

Copies of the order be sent to both the parties.

Dated: 31.10.2018

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Rakesh Kumar S/o Sh.Nem Chand
C/o Sh.Pankaj Verma, Advocate
Chamber No.506, Yadvindra Court Complex, Patiala.

.....Complainant

V/s.

Public Information Officer,
O/o Secretary to the Govt. of Punjab,
Department of Technical Education &
Industrial Training, Punjab, Punjab Civil
Secretariat-2, Sector-9, Chandigarh.

.....Respondent.

Complaint Case No. 879 of 2018

Present: Sh. Nikhil Batra, Advocate is present on behalf of Complainant.
None is present on behalf of the Respondent/PIO.

ORDER

The RTI request is dated 18.05.2018. Complaint has been received in the Commission on 14.08.2018.

The representative of the Complainant, Sh. Nikhil Batra states that no information has been provided to the Complainant till date.

The respondent/PIO is absent without any intimation. It is observed that the information has also not been supplied by Respondent/PIO. The Commission takes a serious view of this.

In view of the above, PIO O/o, Secretary to the Govt. of Punjab, Department of Technical Education & Industrial Training, Punjab, Punjab Civil Secretariat-2, Sector-9, Chandigarh will **Show Cause** under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him for willful delay in supplying the information to the information-seeker under the provisions of the RTI Act, 2005.

In addition, the PIO is also hereby given an opportunity under Section 20(1) provision thereto, for a personal hearing with the sought for information before the imposition of such penalty on the next date of hearing.

Both the parties to come present on next date of hearing.

The case is adjourned to **19.12.2018 at 11 A.M.**

Copies of the order be sent to both the parties.

Sd/-

(Sanjiv Garg)

**State Information Commissioner,
Punjab**

Dated: 31.10.2018

Show Cause: (Regd. Post) Public Information Officer, (By Name)

O/o Secretary to the Govt. of Punjab,
Department of Technical Education &
Industrial Training, Punjab, Punjab Civil
Secretariat-2, Sector-9, Chandigarh. (Incl. RTI)

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Surjeet Singh Aujla

Village Aujla Dhak, PO Lidar Kalan

District Jalandhar, M-9876757790

.....Complainant

V/s.

Public Information Officer,

O/o District Transport Officer, Jalandhar.

.....Respondent.

Complaint Case No. 895 of 2018

Present:

Sh. Surjeet Singh Aujla, Complainant, is absent.

Sh. Avtar Singh, Steno, is present on behalf of the
Respondent/PIO.

ORDER

The RTI request is dated 25.06.2018. Complaint has been received in the Commission on 20.08.2018.

The Complainant is absent without any intimation, so no statement could be recorded.

Sh. Avatar Singh appeared on behalf of the PIO, O/o DTO Jalandhar but he has not shown any authority letter to appear in the court nor he is aware of the full facts of the case. Sh. Avtar Singh, however, presented a copy of the letter addressed to the Commission stating therein that the RTI application of the complainant has been returned to him vide letter dated 18.07.2018 for want of photocopy of Id. Proof and for not filling in the postal order. A copy of the same has been taken on record.

The Complainant is advised to submit complete RTI application with Id. Proof and Postal Order duly filled in and come present on the next date of hearing.

PIO is hereby advised to supply the requisite information to the Complainant upon receipt of RTI Applicant and come present in person on the next date of hearing.

The case is adjourned to **17.12.2018 at 11 A.M.**

Copies of the order be sent to both the parties.

Sd/-

(Sanjiv Garg)

**State Information Commissioner,
Punjab**

Dated: 31.10.2018

PUNJAB STATE INFORMATION COMMISSION

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab.

Shri Ajmel Singh S/o Late Sh. Surjeet Singh
R/o Village Sangatpura, Tehsil Jagraon
District Ludhiana, M-94176-47043

.....Complainant

V/s.

Public Information Officer,
O/o President, Gurdwara
Prabandhak Committee, Sangatpura
Tehsil Jagraon, District Ludhiana.

.....Respondent.

Complaint Case No. 914 of 2018

Present: Sh. Ajmel Singh, Complainant, is absent.
None is present on behalf of the Respondent/PIO.

ORDER

The RTI request is dated 18.05.2018. Complaint has been received in the Commission on 23.08.2018.

The Complainant is absent. He has, however, sent a letter informing that he has to attend a Court at Jagraon in connection with evidence in the court and has requested for supplying him the information by the President, Gurdwara Prabandhak Committee, Sangatpura, Tehsil Jagraon, District Ludhiana.

It is observed from the relevant file/record that notice of hearing along with RTI application was sent to the PIO/Respondent vide No.21907 dated 03.10.2018 but the same has been received back with the remarks "Refused to receive". **A copy of this order along with the RTI application is sent again through registered post to the Respondent/PIO O/o President, Bhai Behlo Gurdwara Prabandhak Committee, Sangatpura, Tehsil Jagraon, District Ludhiana**

Both the parties to come present on the next date of hearing.

The case is adjourned to **17.12.2018 at 11 A.M.**

Copies of the order be sent to both the parties.

Sd/-

(Sanjiv Garg)

State Information Commissioner,
Punjab

Dated: 31.10.2018

CC:

(Regd. Post) **Public Information Officer, (By Name)**
O/o President, Bhai Behlo Gurdwara
Prabandhak Committee, Sangatpura,
Tehsil Jagraon, District Ludhiana (Incl. RTI)

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab.

Shri Lakhwinder Singh S/o Late Sh. Harbans Singh
R/o #89A, Street No.4, Sant Avenue
Amritsar, Distt. Amritsar. M-9888159536.

.....Appellant

V/s.

Public Information Officer,

O/o President, Gurdwara Singh Sabha
(Regd.No.485) Islamabad, PO Jawala Flour Mill, Amritsar.

.....Respondent.

Complaint Case No. 916 of 2018

Present: Sh. Lakhwinder Singh, Complainant, is present.
Sh. Manjit Singh, Treasurer is present on behalf of the
Respondent/PIO.

ORDER

The RTI request is dated 28.06.2018. Complaint has been received in the Commission on 23.08.2018.

Shri Manjit Singh, Treasurer, who is present on behalf of PIO/President, Gurdwara Singh Sabha (Regd.No.485), presented a letter dated 09.07.2018 sent by regd. Post to the Complainant on the letterhead of Gurdwara Singh Sabha (Regd.No.485)(Dharamshala) Shiv Nagar Colony, Near Police Station, Islamabad, Amritsar intimating the Complainant that the Gurdwara, being a religious private body, does not come under the purview of RTI Act, 2005. He also makes a mention on the copy of letter itself presented in the Court that this Gurdwara does not come under the control of Shiromani Gurdwara Prabandhak Committee, Amritsar and is a private Gurdwara. The same is taken on record.

The complainant Sh. Lakhwinder Singh states that no letter has been received by him. Photocopy of the letter has been given to him.

Since the managing committee of the Gurdwara i.e. Gurdwara Singh Sabha (Regd.No.485) Islamabad, PO Jawala Flour Mill, Amritsar is a private religious body and does not come under the purview of RTI Act, 2005, the complaint is dismissed.

Copies of the order be sent to both the parties.

Dated: 31.10.2018

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab.

Shri Lakhwinder Singh S/o Late Sh. Harbans Singh
R/o #89A, Street No.4, Sant Avenue
Amritsar, Distt. Amritsar. M-9888159536.

.....Appellant

V/s.

Public Information Officer,

O/o President, Gurdwara Singh Sabha (Regd.No.485)
Islamabad, PO Jawala Flour Mill, Amritsar.

.....Respondent.

Complaint Case No. 917 of 2018

Present: Sh. Lakhwinder Singh, Complainant, is present.
Sh. Ajit Singh, Secretary is present on behalf of the
Respondent/PIO.

ORDER

The RTI request is dated 28.06.2018. Complaint has been received in the Commission on 23.08.2018.

Shri Ajit Singh, Secretary, who is present on behalf of PIO/President, Gurdwara Singh Sabha (Regd.No.485), presented a letter dated 09.07.2018 sent by regd. Post to the Complainant on the letterhead of Gurdwara Singh Sabha (Regd.No.485)(Dharamshala) Shiv Nagar Colony, Near Police Station, Islamabad, Amritsar intimating the Complainant that the Gurdwara, being a religious private body, does not come under the purview of RTI Act, 2005. He also makes a mention on the copy of letter itself presented in the Court that this Gurdwara does not come under the control of Shiromani Gurdwara Prabandhak Committee, Amritsar and is a private Gurdwara. The same is taken on record.

The complainant Sh. Lakhwinder Singh states that no letter has been received by him. Photocopy of the letter has been given to him.

Since the managing committee of the Gurdwara i.e. Gurdwara Singh Sabha (Regd.No.485) Islamabad, PO Jawala Flour Mill, Amritsar is a private religious body and does not come under the purview of RTI Act, 2005, the complaint is dismissed.

Copies of the order be sent to both the parties.

Dated: 31.10.2018

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab.

Shri Amandeep Singh
J-538/64, BRS Nagar, Ludhiana
M-9463241538

.....Appellant

V/s.

Public Information Officer,
O/o Secretary, DTO-cum-Regional Transport Authority,
Ludhiana

First Appellate Authority

O/o State Transport Commissioner, Punjab
SCO No.177-78, Sector-17C, Chandigarh.

.....Respondent.

Appeal Case No.2520 of 2018

Present: The Appellant Shri Amandeep Singh is present.
Ms. Lavjeet Kalsi, Secretary, RTA Ludhiana, PIO is present.

ORDER

Shri Amandeep Singh, Appellant submits a statement as well as letter dated 31.10.2018 stating therein that he has been supplied information on Points No. 1 to 10, but however, states that whereas he is satisfied with the information relating to points No.1 to 7, 9 and 10 except point no. 8. He is not satisfied with the information on Point No.8 and as such prayed for supplying of correct information on Point No.8.

During discussion with the Respondent/PIO - Ms. Lavjeet Kalsi, she states that the requisite information regarding point No.8 will be supplied to the appellant to his satisfaction before the next date of hearing.

Though the appellant states that the information has been delayed, but at the same time, he does not press for grant of any compensation, as such, no order is passed for any compensation.

The appellant as well as the PIO/Respondent are directed to appear in person or through authorized representative on the next date of hearing.

The case is adjourned to **07.01.2019 at 11 A.M.**

Copies of the order be sent to both the parties.

Dated: 31.10.2018

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab

PUNJAB STATE INFORMATION COMMISSION

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Punjab.

Shri Tejinder Singh

R/o Village Bholapur, PO Ramgarh-Chandigarh Road,
Ludhiana-141123 (M-90410-04313)

.....Appellant

V/s.

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

First Appellate Authority

O/o Commissioner, Municipal Corporation,
Jalandhar.

.....Respondent.

Appeal Case No.1265 of 2018

Present: The Appellant Shri Tejinder Singh is present.
None was present on behalf of Municipal Corporation, Jalandhar.

ORDER

This case was last heard on 08.10.2018.

Though none was present on behalf of the respondent/PIO, Municipal Corporation, Jalandhar, but an e-mail dated 31.10.2018 has been received informing that due to strike in Municipal Corporation, Jalandhar on account of assault on a Building Inspector, PIO/Respondent is not in a position to attend the hearing and as such, has prayed for adjournment. The e.mail message is taken on record.

Shri Tejinder Singh, Appellant states that information has not been supplied to him till date. PIO/Respondent is directed to supply the requisite information to the Appellant by registered post before the next date of hearing.

In view of the above, PIO O/o, Commissioner, Municipal Corporation, Jalandhar will Show Cause under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him for willful delay in supplying the information to the RTI Appellant and as to why the compensation be not awarded to the information-seeker under the provisions of the RTI Act, 2005.

In addition, the PIO is also hereby given an opportunity under Section 20(1) provision thereto, for a personal hearing with the sought for information before the imposition of such penalty.

Both the parties to come present on next date of hearing.

The case is adjourned to **07.01.2019 at 11 A.M.**

Copies of the order be sent to both the parties.

Sd/-

(Sanjiv Garg)

**State Information Commissioner,
Punjab**

Dated: 31.10.2018

Show Cause:

(Reg. Post) Public Information Officer (By Name),

O/o Municipal Corporation, Jalandhar.

(Incl. RTI Request)

PUNJAB STATE INFORMATION COMMISSION

RED CROSS BUILDING, MADHYA MARG, SECTOR 16, CHANDIGARH.

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Bench: Sh.Sanjiv Garg, State Information Commissioner, Pb.

Sh. Achhru Bansal, Advocate, State Bank
Street Samana, Distt Patiala.-147101

.....Appellant

V/s.

Public Information Officer,
O/o Director, Food Civil Supplies & Consumer
Affairs, PB, Chandigarh.

First Appellate Authority,
O/o Director, Food Civil Supplies and Consumer
Affairs, PB, Chandigarh.

..... Respondents

Appeal Case No. 1289 of 2018

Present: The Appellant, Sh. Achhru Bansal is absent .
Ms. Anjuman Bhaskar, Assistant Director, O/o Director, Food,
Civil Supplies & Consumer Affairs, Respondent/PIO.

ORDER

This case was last heard on 17.09.2018 with the directions to the PIO, to supply the requisite information to the Appellant before the next date of hearing, i.e. 31.10.2018.

The Respondent/PIO Ms. Anjuman Bhaskar states that they have supplied almost the entire information to the Appellant. PIO has also submitted copies of an agreement entered into by Pungrain Corporation with M//s Datar Security Services Group, of Patiala alongwith the copies of letters written by the Contractor M/s Data Security Services Group to the workers regarding withdrawal of their provident fund, which are taken on record. The PIO further submits that whatever information is left, the same will be supplied to the Appellant through registered post before the next date of hearing.

The Appellant, Sh. Achhru Bansal is advised to go through the requisite information and point out the deficiencies, if any, in written to the Respondent/PIO with a copy to the Commission, once he has received the requisite information from the Respondent/PIO.

Both the parties to come present on next date of hearing.

The case is adjourned to **07.01.2019 at 11 A.M.**

Copies of the order be sent to both the parties.

Dated: 31.10.2018

Sd/-
(Sanjiv Garg)
State Information Commissioner,
Punjab

PUNJAB STATE INFORMATION COMMISSION

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Bench: Sh. Sanjiv Garg, State Information Commissioner, Punjab.

Sh. Anil Kumar Verma,
SCO 5, 1st Floor Saini Building,
Near SD College, Jalandhar City. M: 9592082000 ...Complainant

V/s.

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

Complaint Case No. 444 of 2018

Present: Sh. Anil Kumar Verma, Complainant is present.
Sh. Ravinder Kumar, Head Draftsman/PIO, Municipal Corporation, Jalandhar
is present.

ORDER:

This case was last heard on 08.10.2018.

The Respondent/PIO, Sh. Ravinder Kumar submitted a letter no. MTP/4814 dated 30.10.2018 during the proceedings of the court, which is taken on record.

On this the Complainant, Sh. Anil Kumar shows his dissatisfaction by saying that the reply which has been given by the PIO is vague and misleading in nature.

After hearing both the parties and going through the case file, the Respondent states, as mentioned in the letter that the complaint no. 2925 is entered in the name of Sh. Banke Bihari, ATP (now under suspension) and requests that new complaint be submitted to the Municipal Corporation. On query regarding not supplying the complete information, he states that the said Sh. Banke Bihari is under suspension and his HQ is fixed at Chandigarh, due to which information has not been supplied. The contention of PIO is not accepted as the record is available with the office not in custody of the said official. PIO is advised to supply the requisite information to the Complainant, Sh. Anil Kumar through registered post before the next date of hearing and in case the information is not supplied to the Complainant, penalty will be imposed. The Complainant is also advised to go through the supplied information, if he receives the requisite information before the next date of hearing.

In view of the above, PIO O/o, Commissioner, Municipal Corporation, Jalandhar will **Show Cause** under Section 20 (1) of the RTI Act, as to why penalty be not imposed upon him for willful delay in supplying the information to the information-seeker under the provisions of the RTI Act, 2005.

In addition, the PIO is also hereby given an opportunity under Section 20(1) provision thereto, for a personal hearing with the sought for information before the imposition of such penalty.

Both the parties to come present on next date of hearing.

The case is adjourned to **18.12.018 at 11 A.M.**

Copies of the order be sent to both the parties.

Sd/-

(Sanjiv Garg)

State Information Commissioner,
Punjab

Dated: 31.10.2018

Show Cause:

(Regd. Post) **Public Information Officer,**
O/o Municipal Corporation, Jalandhar.(Incl. RTI)