

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



FINAL ORDER

Sh. Jagroop Singh, S/o Sh. Jarnail Singh,
Balel Ke Rahela, Tehsil Jalalabad,
District Fazilka.

Versus

Public Information Officer-cum-
Block Development and Panchayat Officer,
Guruharsahai, District Ferozepur.
First Appellate Authority,
O/o District Development and Panchayat Officer,
Ferozepur.

Appeal Case No. 2882 of 2023

PRESENT:

(Appellant) Present along with Sh. Khanda Singh.
None for the Respondent.

ORDER:

(To be read in continuity with earlier orders on **02.08.2023, 28.11.2023 and 19.03.2024**)

1. The RTI application is dated **25.01.2023** vide which the appellant has sought information **regarding:**

ਗੁਰਮ ਪੰਚਾਇਤ ਪਿੰਡ ਬਲਲ ਕ ਰੁਹਲ, ਬਲਾਕ ਗੁਰੁਹਰਸਾਹੀ ਚ ਨਾਮ
ਅਨੁਸਾਰ ਜਾਣਕਾਰੀ ਦਿੱਤੀ ਜਾਵੇ:
1) ਮੌਜੂਦਾ ਪੰਚਾਇਤ ਨੂੰ ਵਿਕਾਸ ਕਾਰਜਾਂ ਲਈ ਆਈ ਕੁੱਲ ਰਾਸ਼ੀ ਦਾ ਵੇਰਵਾ, 2)
ਉਕਤ ਰਾਸ਼ੀ ਜਿੰਨ੍ਹਾਂ ਕੰਮਾਂ ਵਾਸਤੇ ਆਈ ਹੈ ਉਨ੍ਹਾਂ ਕੰਮਾਂ ਦੇ ਨਾਮ ਦੱਸੇ ਜਾਣ, 3)
ਉਕਤ ਰਾਸ਼ੀ ਜਿਸ ਕੰਮ ਵਾਸਤੇ ਖਰਚ ਕੀਤੀ ਗਈ ਹੈ ਉਸ ਕੰਮ ਦਾ ਵੇਰਵਾ ਅਤੇ
ਕੰਮਾਂ ਸਬੰਧੀ ਪਾਏ ਗਏ ਬਿੱਲਾਂ ਦੀਆਂ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ, 4) ਪੰਚਾਇਤ
ਵੱਲੋਂ ਕੰਮ ਕਰਵਾਉਣ ਸਬੰਧੀ ਪਾਏ ਗਏ ਮਤਿਆਂ ਦੀਆਂ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ
ਜਾਣ, 5) ਨਵੀਂ ਪੰਚਾਇਤ ਦੇ ਗਠਣ ਸਮੇਂ ਪੁਰਾਣੀ ਪੰਚਾਇਤ ਦੁਆਰਾ ਛੱਡਿਆ
ਜਿਲਾ ਬਕਾਇਆ ਰਾਸ਼ੀ ਦੱਸੀ ਜਾਵੇ,

as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **15.03.2023** and Second Appeal was filed in the Commission on **03.05.2023** under Section 19 of the Right to Information Act, 2005. The case was last heard on **19.03.2024**.

2. The appellant is present in person. The respondent PIO-cum-BDPO, Guruharsahai, is absent without intimation for the 5th successive Hearing of this Appeal case and notably, this is despite the Show Cause Notice issued to him vide this Commission's Order Dated 02.08.2023.

3. In view of his continuing absence and failure to provide any information to the appellant, Sh. Jagroop Singh, the Commission deems it appropriate to impose a penalty upon the PIO-cum-BDPO Guruharsahai, who was incumbent at the time of filling the RTI application Dated 25.01.2023. Keeping all the facts of the case in mind, this is a fit case to invoke Section 20 of RTI Act and impose a penalty on the respondent PIO Section 20(1), which reads as under:

"Where the Central Information Commission or the State Information Commission, as the case may be, at the time of deciding any complaint or appeal is of the opinion that the Central Public Information Officer or the State Public Information Officer, as the case may be, has, without any reasonable cause, refused to receive an application for information or has not furnished

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information within the time specified under sub Section (1) of Section 7 or malafidely denied the request for information or knowingly given incorrect, incomplete or misleading information or destroyed information which was the subject of the request or obstructed in any manner in furnishing the information, it shall impose a penalty of 250/- Rupees each day till application is received or information is furnished, so however, the total amount of such penalty shall not exceed Twenty Five Thousand Rupees;"

Provided that the Central Public Officer or the State Public Information Officer, as the case may be, shall be given a reasonable opportunity of being heard before any penalty is imposed on him;

Provided further that the burden of proving that he acted reasonably and diligently shall be on the Central Information Officer, as the case may be."

4. The onus and responsibility lie on the PIO-cum-BDPO, Guruharsahai to ensure the transmission of the complete information to the appellant. The PIO-cum-BDPO, Guruharsahai is hereby held guilty for not providing the information on time as prescribed under Section 7, which is within 30 days of the receipt of the request and for repeated and willful defiance of the Punjab State Information Commission's orders.

5. A penalty of Rupees Twenty Five Thousand (Rs. 25,000.00) is hereby imposed upon the PIO-cum-BDPO Guruharsahai who was incumbent on 25.1.2023, which be deducted from his salary and deposited in the Punjab Government Treasury under head **"0070-Other Administrative Services-60-other Services-800-Other Receipts-86-Fees Under the Right to Information Act."** The DDPO, Ferozpur, is directed to duly inform the Commission of the compliance of the orders by submitted a copy of the challan, to this Commission.

6. With the aforesaid directions, the appeal case is **Disposed of.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
04.06.2024

Cc: 1. Director, Rural Development and Panchayat Officer, Mohali (for compliance)
2. Deputy Registrar O/o PSIC (for compliance)

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FINAL ORDER

Sh. Deepak Maudgil,
R/o Military Station Road,
Opposite Chanakya School, Fazilka.

Versus

**Public Information Officer-cum-
Executive Officer,**
Municipal Council, Fazilka.
First Appellate Authority
Deputy Commissioner, Fazilka.

Appeal Case No. 4973 of 2023

PRESENT:

(Appellant) Absent.

Sh. Rakesh Kumar, Clerk (For the Respondent).

ORDER:

(To be read in continuity with earlier orders on 03.11.2023 and 01.03.2024)

1. The RTI application is dated **27.02.2023** vide which the appellant has sought information on three points regarding:

(ਅ) ਮੰਗੀ ਗਈ ਸੂਚਨਾ ਦਾ ਵਿਵਰਨ-(1) ਸੂਚਨਾ ਦਾ ਅਧਿਕਾਰ ਕਾਨੂੰਨ ਦੀ ਧਾਰਾ-2(ਜੇ)(1) ਦੇ ਤਹਿਤ ਹਰ ਨਾਗਰਿਕ ਨੂੰ ਕਿਸੇ ਵੀ ਸਰਕਾਰੀ ਕੰਮ, ਦਸਤਾਵੇਜ਼, ਰਿਕਾਰਡਾਂ ਦਾ ਨਿਰੀਖਣ ਕਰਨ ਦਾ ਅਧਿਕਾਰ ਹੈ। ਇਸ ਦੇ ਤਹਿਤ ਸੰਨ 2019 ਤੋਂ ਹੁਣ ਤੱਕ Punjab Municipal Building Bye-Laws 2018 ਦੀ ਉਲੰਘਨਾ ਕਰਦੇ ਹੋਏ ਸ਼ਹਿਰ ਫਾਜ਼ਿਲਕਾ ਦੀ ਮਿਉਂਸਪਲ ਸੀਮਾਵਾਂ ਦੇ ਅੰਦਰ ਮਨਜ਼ੂਰ ਯੋਜਨਾਵਾਂ ਦੇ ਅਨੁਸਾਰ ਬਿਲਡਿੰਗ ਉਸਾਰੀ ਨਾ ਕਰਨ ਅਤੇ ਅਣਅਧਿਕਾਰਤ ਉਸਾਰੀ ਗਤੀਵਿਧੀਆਂ ਸੰਬੰਧਿਤ ਹੇਠ ਲਿਖਿਤ ਦਸਤਾਵੇਜ਼ / ਰਿਕਾਰਡਾਂ ਦਾ ਨਿਰੀਖਣ ਕਰਨਾ ਚਾਹੁਦਾ ਹਾਂ। ਇਹ ਪਤਾ ਕਰ ਕੇ ਮੈਨੂੰ ਮਿਤੀ, ਸਮਾਂ ਅਤੇ ਜਗਾ ਦੱਸੀ ਜਾਵੇ ਜਦੋਂ ਮੈਂ ਆ ਕੇ ਇਸ ਕੰਮ ਦੀ ਜਾਂਚ ਕਰ ਸਕਾਂ।

(1) ਸ਼ਹਿਰ ਫਾਜ਼ਿਲਕਾ ਦੀ ਮਿਉਂਸਪਲ ਸੀਮਾਵਾਂ ਦੇ ਅੰਦਰ ਮਨਜ਼ੂਰ ਯੋਜਨਾਵਾਂ ਦੇ ਅਨੁਸਾਰ ਬਿਲਡਿੰਗ ਉਸਾਰੀ ਨਾ ਕਰਨ ਤੇ ਨਿਗਰਾਨੀ ਸੰਬੰਧਿਤ ਅਧਿਕਾਰੀਆਂ ਵਲੋਂ ਦਿੱਤੀਆਂ ਗਈਆਂ ਰਿਪੋਰਟਾਂ/ ਰਿਕਾਰਡ

(2) ਇਨਫੋਰਸਮੈਂਟ ਸਟਾਫ਼ / ਬਿਲਡਿੰਗ ਇੰਸਪੈਕਟਰਾਂ ਆਦਿ ਵਲੋਂ ਵੱਖ-ਵੱਖ ਖੇਤਰਾਂ / ਜ਼ੋਨਾਂ ਵਿੱਚ ਹੋ ਰਹੇ ਅਣਅਧਿਕਾਰਤ ਇਮਾਰਤ ਨਿਰਮਾਣ ਸਬੰਧੀ ਦਿੱਤੀਆਂ ਗਈਆਂ ਰਿਪੋਰਟਾਂ / ਰਿਕਾਰਡ

(3) ਅਣਅਧਿਕਾਰਤ ਹੋਈਆਂ ਉਸਾਰੀ / ਅਣਅਧਿਕਾਰਤ ਵਿਕਾਸ ਦੇ ਮਾਮਲੇ ਵਿੱਚ ਮਿਉਂਸਪਲ ਅਥਾਰਟੀ ਵਲੋਂ ਜੋ ਭੁਕਵੀਂ ਕਾਰਵਾਈ ਕੀਤੀ ਗਈ ਹੈ ਉਸ ਸਬੰਧੀ ਰਿਕਾਰਡ

as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **01.04.2023** and Second Appeal was filed in the Commission on **01.08.2023** under Section 19 of the Right to Information Act, 2005. This case was last heard on **01.03.2024**.

2. The appellant is absent. The respondent PIO, represented by Sh. Rakesh Kumar, Clerk, has submitted a reply to the Commission vide Letter No. 995 Dated 03.06.2024 along with a copy of a reply provided to the appellant in person vide Letter No. 993 Dated 03.06.2024, wherein the appellant has signed his receiving.

3. The Commission however notes that the RTI application was submitted to the PIO-cum-E.O, M.C, Fazilka on 27.02.2023, where after, the PIO had provided misleading replies vide Letter No. 785 Dated 21.04.2023 and Letter No.798 Dated 25.04.2023. Thereafter, when the appellant filed Second Appeal before the Commission, the respondent PIO invited him to inspect the record in their office vide Letter No.1437 Dated 01.08.2023 and Letter No.1332 Dated 25.09.2023.

4. The Commission notes that the respondent PIO has remained absent for the 3rd successive Hearing of this Appeal Case and has provided the information sought in this case after a considerable delay of some 16 months. In view of this the respondent PIO was also issued a Show Cause Notice that vide this Commission's Order Dated 01.03.2024, to which he has neither made any written submission nor availed the opportunity to be heard in person.

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5. The Commission however, does not see any malafide intent on the part of the PIO in delaying the information. However, it is also a fact that the appellant was forced to face much harassment for no fault of his own. Accordingly, the Commission deems it appropriate to award a **compensation of Rs. 10,000.00 (Rs. Ten Thousand)** to the appellant, Sh. Deepak Moudgil, for the harassment and detriment caused to him This is to be paid vide a crossed cheque / demand draft, by the Public Authority, in this instance, the office of Executive Officer, Municipal Council, Fazilka, within 15 days of receiving this Order. Proof of payment is to be submitted to this Commission.

6. With the aforesaid directions, the appeal case is **Disposed of.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
04.06.2024

Cc: Deputy Registrar O/o PSIC (for compliance)

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FINAL ORDER

Sh. Subhash Chander,
S/o Sh. Khushal Chand,
R/o Village Badha, Tehsil and District Fazilka.

Versus

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

Appeal Case No. 5076 of 2023

PRESENT:

(Appellant) Absent.

Sh. Rakesh Kumar, Clerk (For the Respondent).

ORDER:

(To be read in continuity with earlier orders on 03.11.2023 and 01.03.2024)

1. The RTI application is dated **06.05.2023** vide which the appellant has sought information **regarding:**

ਏ ਤਹਿਤ ਕੁਝ ਦਸਤਾਵੇਜ਼ਾਂ ਦੀਆਂ ਤਸਵੀਰਾਂ ਹਨ -
ਨਗੀ ਰੱਖਦੀ ਤਾ ਐਕਟ 6(3) ਅਨੁਸਾਰ ਆਪ ਇਸ ਨੂੰ ਸਬੰਧਿਤ ਦਫਤਰ ਨੂੰ ਭੇਜ ਦੇਣਾ ਅਤੇ ਇਕ ਕਾਪੀ ਸਹੂ ਤਾ ਲਾ ਕੇ ਵੇਰਵਾ
1) ਗ੍ਰਾਮ ਪੰਚਾਇਤ ਪਿੰਡ ਬਾਧਾ ਦੀਆਂ ਜਨਵਰੀ 2018 ਤੋਂ ਮਾਰਚ 2023 ਤੱਕ ਦੀਆਂ ਕੈਸ਼ ਬੁਕਾਂ ਦੀਆਂ ਫੋਟੋ ਕਾਪੀਆਂ ਵੇਰਵਾ
ਨਾਲ ਨਾਲ ਅਨੁਸਾਰ ਮੈਨੂੰ ਤੁਰੰਤ ਦਿੱਤੀਆਂ ਜਾਣ ਜੀ।
2) ਗ੍ਰਾਮ ਪੰਚਾਇਤ ਪਿੰਡ ਬਾਧਾ ਨੇ ਸੰਨ 2023 ਵਿੱਚ ਰਾਸ਼ਨ ਡਿਪੂ ਦੇਣ ਸਬੰਧੀ ਜੋ ਮਤੇ ਪਾਏ ਉਹਨਾਂ ਸਾਰਿਆਂ ਮੱਤਿਆਂ ਦੀਆਂ
ਤਸਵੀਰਾਂ ਸੁਦਾ ਕਾਪੀਆਂ ਤੁਰੰਤ ਦਿੱਤੀਆਂ ਜਾਣ।
3) ਗ੍ਰਾਮ ਪੰਚਾਇਤ ਪਿੰਡ ਬਾਧਾ ਵੱਲੋਂ ਜਨਵਰੀ 2018 ਤੋਂ ਮਾਰਚ 2023 ਦੌਰਾਨ ਕੀਤੇ ਸਾਰੇ ਕੰਮਾਂ ਲਈ ਜਾਂ ਕੰਮ ਲਈ ਸਮਾਨ
ਖਰੀਦਣ ਤੇ ਪਹਿਲਾਂ ਦੀਆਂ ਮੁਕੰਮਲ ਕੁਟੋਸ਼ਨਾਂ ਦੀਆਂ ਫੋਟੋ ਕਾਪੀਆਂ ਮੈਨੂੰ ਦਿੱਤੀਆਂ ਜਾਣ ਜੀ।
4) ਗ੍ਰਾਮ ਪੰਚਾਇਤ ਪਿੰਡ ਬਾਧਾ ਜਨਵਰੀ 2018 ਤੋਂ ਮਾਰਚ 2023 ਤੱਕ ਕੰਮ ਦੇ ਵਰਕ ਆਡਰ ਰਜਿਸਟਰ ਅਤੇ ਲੇਬਰ
ਰਜਿਸਟਰ/ ਮਸਟਰੋਲ ਦੀਆਂ ਤਸਵੀਰਾਂ ਸੁਦਾ ਫੋਟੋ ਕਾਪੀ ਮੈਨੂੰ ਤੁਰੰਤ ਦਿੱਤੀਆਂ ਜਾਣ।
5) ਗ੍ਰਾਮ ਪੰਚਾਇਤ ਪਿੰਡ ਬਾਧਾ ਨੇ ਜਨਵਰੀ 2018 ਤੋਂ ਮਾਰਚ 2023 ਦੌਰਾਨ ਕਿੱਲੀ ਪੰਚਾਇਤੀ ਜਮੀਨ ਨੂੰ ਠੇਕੇ ਤੇ ਦੇ ਕੇ ਕੁਲ
ਕਿੱਲੀ ਆਮਦਨ ਕੀਤੀ ਅਤੇ ਪੰਚਾਇਤੀ ਜਮੀਨ ਨੂੰ ਠੇਕੇ ਤੇ ਦੇਣ ਸਬੰਧੀ ਦਸਤਾਵੇਜ਼ਾਂ ਦੀਆਂ ਫੋਟੋ ਕਾਪੀਆਂ ਮੈਨੂੰ ਤੁਰੰਤ
ਦਿੱਤੀਆਂ ਜਾਣ ਜੀ।
6) ਗ੍ਰਾਮ ਪੰਚਾਇਤ ਪਿੰਡ ਬਾਧਾ ਨੇ ਜਨਵਰੀ 2018 ਤੋਂ ਮਾਰਚ 2023 ਤੱਕ ਪਿੰਡ ਦੇ ਵਿਕਾਸ ਦੇ ਕੰਮਾਂ ਨੂੰ ਜਾਰੀ ਰੱਖਣ ਲਈ
ਗ੍ਰਾਟ ਦੇ ਰੂਪ ਵਿੱਚ ਕੁਲ ਕਿੱਲੇ ਰੁਪਏ ਪ੍ਰਾਪਤ ਕੀਤੇ ਇਸ ਨਾਲ ਸਬੰਧਿਤ ਦਸਤਾਵੇਜ਼ਾਂ ਦੀਆਂ ਤਸਵੀਰਾਂ ਸੁਦਾ ਫੋਟੋ ਕਾਪੀਆਂ ਮੈਨੂੰ
ਦਿੱਤੀਆਂ ਜਾਣ ਜੀ।
7) ਗ੍ਰਾਮ ਪੰਚਾਇਤ ਪਿੰਡ ਬਾਧਾ ਕੋਲ ਮਾਰਚ 2023 ਤੱਕ ਸਾਰੇ ਖਰਚੇ ਕਰਨ ਤੇ ਬਾਦ ਕੁਲ ਕਿੱਲੇ ਬਕਾਇਆ ਬੱਚਦਾ ਹੈ ਉਹ
ਇਸ ਖਾਤੇ ਵਿੱਚ ਹੈ ਮੈਨੂੰ ਇਸ ਖਾਤੇ ਦੀ ਬੈਂਕ ਸਟੇਟਮੈਂਟ ਦੀ ਫੋਟੋ ਕਾਪੀ ਦਿੱਤੀ ਜਾਵੇ ਜੀ।
8) ਗ੍ਰਾਮ ਪੰਚਾਇਤ ਪਿੰਡ ਬਾਧਾ ਨੇ ਜਨਵਰੀ 2018 ਤੋਂ ਮਾਰਚ 2023 ਦੌਰਾਨ ਪਿੰਡ ਬਾਧਾ ਦੇ ਸਾਰੇ ਵਿਕਾਸ ਕੰਮਾਂ ਤੇ ਖਰਚ ਕੀਤੇ
ਰੁਪਏ ਜਾਂ ਕੰਮਾਂ ਨਾਲ ਸਬੰਧਿਤ ਖਰਚੇ ਦੀਆਂ ਫੋਟੋ ਕਾਪੀਆਂ ਅਤੇ ਬਿਲਾਂ ਦੀਆਂ ਮੁਕੰਮਲ ਫੋਟੋ ਕਾਪੀਆਂ ਮੈਨੂੰ ਦਿੱਤੀਆਂ ਜਾਣ ਜੀ।
ਕਿਰਪਾ ਕਰਕੇ ਇਹ ਜਾਣਕਾਰੀ ਲੜੀ ਨੰਬਰ ਅਨੁਸਾਰ ਮੈਨੂੰ ਲਿਖਤੀ ਰੂਪ ਵਿੱਚ ਵਿਸਥਾਰ ਨਾਲ ਲਿਖ ਭੇਜੀ ਜਾਵੇ ਅਤੇ ਇਸ ਨਾਲ
ਸਬੰਧਿਤ ਦਸਤਾਵੇਜ਼ਾਂ ਦੀਆਂ ਤਸਵੀਰਾਂ ਸੁਦਾ ਕਾਪੀਆਂ ਮੈਨੂੰ ਹੇਠ ਲਿਖੇ ਪਤੇ ਤੇ ਫਾਕ ਰਾਹੀਂ ਤੁਰੰਤ ਭੇਜ ਦਿੱਤੀਆਂ ਜਾਣ ਜੀ।

as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **12.06.2023** and Second Appeal was filed in the Commission on **04.08.2023** under Section 19 of the Right to Information Act, 2005. This case was last heard on **01.03.2024**.

2. The appellant is absent without intimation. The respondent PIO-cum-DDPO Fazilka, who was issued a Show Cause Notice vide this Commission's Order Dated 01.03.2024, has submitted a pointwise reply to the Commission vide Letter No. 1068 Dated 03.06.2024, mentioning therein that the RTI application had already been transferred under Section 6(3) of the RTI Act to the PIO-cum-BDPO, Fazilka vide Letter No. 4421 Dated 10.05.2023. The respondent PIO O/o DDPO Fazilka, represented by Sh. Rakesh Kumar, has submitted attested copies of information, barring that sought at point No.4 of the RTI application.

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Appeal Case No. 5076 of 2023

3. The respondent PIO-cum-BDPO, Fazilka, is herewith directed to provide the information pertaining to point No.4 within a week, under intimation to the Commission. The appellant is advised to collect the information from the office of this Bench, on any working day, as per his convenience.

4. With the aforesaid directions, the appeal is **Disposed of.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

04.06.2024

Cc: District Development and Panchayat Officer, Fazilka.

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Appeal Case No. 5154 of 2023

as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **09.11.2022** and Second Appeal was filed in the Commission on **03.08.2023** under Section 19 of the Right to Information Act, 2005. This case was last heard on **19.03.2024**.

2. Both parties are absent. The respondent PIO-cum-Executive Officer, Nagar Council, Ramdass, was issued a Show ;Cause Notice vide Commission's Order Dated 28.11.2023, to which, he has failed to file any reply. However, examination of the case file shows that the requested information was provided to the appellant vide Letter No.175 Dated 11.05.2023.

3. The Commission has examined the reply and information provided along with photographs and is of the view that this adequately addresses the RTI application.

4. In view of the above, no further cause of action is left. The appeal case is accordingly, **Disposed of.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
04.06.2024

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FINAL ORDER

Sh. Suresh Kumar Sharma,
R/o New Sharma Furniture House,
Pratap Bazaar, Chheharta,
District Amritsar-143105

Versus

Smt. Deepika Bhalla,
Public Information Officer-cum-District Accounts Officer, NHM,
o/o Civil Surgeon, Gurdaspur.

Sh. Harbhajan Ram,
Civil Surgeon, Gurdaspur.
Public Information Officer-cum Civil Surgeon,
Gurdaspur.

First Appellate Authority,
O/o Civil Surgeon,
Gurdaspur.

Appeal Case No. 4777 of 2022

PRESENT:

(Appellant) Absent.

Smt. Deepika Bhalla, District Account Officer (For the Respondent)

ORDER:

(To be read in continuity with earlier orders on 11.5.2023, 28.7.2023, and 21.9.2023, and 3.11.2023, 06.11.2023 and 01.03.2024)

1. The RTI application is dated **18.7.2022**, vide which, the appellant has sought information **regarding:**

1. ਆਪ ਜੀ ਦੇ ਦਫਤਰ ਨੂੰ ਨੈਸ਼ਨਲ ਹੈਲਥ ਮਿਸ਼ਨ ਪੰਜਾਬ ਵੱਲੋਂ ਸਾਲ-2021 ਵਿੱਚ ਜੋ ਬਜਟ ਪ੍ਰਾਪਤ ਹੋਇਆ ਹੈ, ਉਸਦੀ ਪੂਰੀ-ਪੂਰੀ ਜਾਣਕਾਰੀ ਅਤੇ ਤਸਦੀਕਸ਼ੁਦਾ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ।
2. ਉਪਰੋਕਤ ਪੈਰਾ ਨੰ : 1 ਵਿੱਚ ਦਰਸਾਏ ਗਏ ਬਜਟ ਨੂੰ ਜਿਸ-ਜਿਸ ਕੰਮ/ਖਰੀਦ ਲਈ ਭੇਜਿਆ ਗਿਆ ਹੈ, ਉਸਦੀ ਪੂਰੀ-ਪੂਰੀ ਜਾਣਕਾਰੀ ਅਤੇ ਤਸਦੀਕਸ਼ੁਦਾ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ।
3. ਸਿਵਲ ਸਰਜਨ ਨੂੰ ਇੱਕ ਸਮੇਂ ਵਿੱਚ ਖਰੀਦ ਪ੍ਰਕਿਰਿਆ ਲਈ ਜੋ-ਜੋ ਵਿੱਤੀ ਅਧਿਕਾਰ/ਲਿਮਿਟਾਂ ਹਨ, ਉਹਨਾਂ ਦੀ ਪੂਰੀ-ਪੂਰੀ ਜਾਣਕਾਰੀ ਖਰੀਦ ਪ੍ਰਕਿਰਿਆ ਵਾਈਜ ਅਤੇ ਇਸ ਸੰਬੰਧੀ ਵਿਭਾਗੀ ਹੁਕਮਾਂ ਦੀਆਂ ਤਸਦੀਕਸ਼ੁਦਾ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ।
4. ਉਪਰੋਕਤ ਪੈਰਾ ਨੰ : 1 ਵਿੱਚ ਦਰਸਾਏ ਗਏ ਬਜਟ ਤਹਿਤ ਦਵਾਈਆਂ ਅਤੇ ਹੋਰ ਜੋ-ਜੋ ਵੀ ਮਟੀਰੀਅਲ ਖਰੀਦਿਆ ਗਿਆ ਹੈ, ਉਸਦੇ **Estimate/Procurement Plan** ਦੀਆਂ ਤਸਦੀਕਸ਼ੁਦਾ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ।
5. ਉਪਰੋਕਤ ਪੈਰਾ ਨੰ : 1 ਵਿੱਚ ਦਰਸਾਏ ਗਏ ਬਜਟ ਤਹਿਤ ਦਵਾਈਆਂ ਅਤੇ ਹੋਰ ਮਟੀਰੀਅਲ ਦੀ ਖਰੀਦ ਨੂੰ ਜਿਸ ਖਰੀਦ ਪ੍ਰਕਿਰਿਆ ਅਤੇ ਵਿਭਾਗੀ ਹੁਕਮਾਂ ਦੇ ਤਹਿਤ ਖਰਚ ਕੀਤਾ ਗਿਆ ਹੈ, ਉਸਦੀਆਂ ਤਸਦੀਕਸ਼ੁਦਾ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ।
6. ਪੰਜਾਬ ਹੈਲਥ ਸਿਸਟਮ ਕਾਰਪੋਰੇਸ਼ਨ ਅਤੇ ਨੈਸ਼ਨਲ ਹੈਲਥ ਮਿਸ਼ਨ ਪੰਜਾਬ ਵੱਲੋਂ ਦਵਾਈਆਂ ਅਤੇ ਹੋਰ ਜੋ-ਜੋ ਵੀ ਸਾਮਾਨ ਖਰੀਦਣ ਲਈ ਜੋ ਵਿਭਾਗੀ ਹੁਕਮ/Purchase Policy ਬਣਾਈ ਗਈ ਹੈ, ਉਸਦੀਆਂ ਤਸਦੀਕਸ਼ੁਦਾ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ।
7. ਉਪਰੋਕਤ ਪੈਰਾ ਨੰ : 1 ਵਿੱਚ ਦਰਸਾਏ ਗਏ ਬਜਟ ਤਹਿਤ ਦਵਾਈਆਂ ਅਤੇ ਹਸਪਤਾਲ ਦੇ ਹੋਰ ਜੋ-ਜੋ ਵੀ ਸਾਮਾਨ ਖਰੀਦਣ ਲਈ ਜੋ **Purchase Committee** ਬਣਾਈ ਗਈ ਹੈ, ਉਸਦੀਆਂ ਤਸਦੀਕਸ਼ੁਦਾ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ।
8. **Purchase Committee** ਵੱਲੋਂ ਦਵਾਈਆਂ ਅਤੇ ਹਸਪਤਾਲ ਦਾ ਹੋਰ ਜੋ-ਜੋ ਵੀ ਸਾਮਾਨ ਖਰੀਦਣ ਲਈ ਦਿੱਤੀਆਂ ਮੌਜੂਦਾ/ਸੰਕੁਚਿਤ/ਸੰਕੁਚਿਤ/ਸੰਕੁਚਿਤ ਅਤੇ ਹਾਜ਼ਰੀ ਰਿਪੋਰਟ ਦੀਆਂ ਤਸਦੀਕਸ਼ੁਦਾ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ।

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Appeal Case No. 4777 of 2022

9. ਉਪਰੋਕਤ ਧੈਰਾ ਨੰ : 1 ਵਿੱਚ ਦਰਸਾਏ ਗਏ ਬਜਟ ਤਹਿਤ ਦਵਾਈਆਂ ਅਤੇ ਹਸਪਤਾਲ ਦਾ ਹੋਰ ਜੋ-ਜੋ ਵੀ ਸਾਮਾਨ ਖਰੀਦਣ ਲਈ ਟੈਂਡਰਾਂ ਦੇ ਨੋਟਿਸ ਜਿਸ-ਜਿਸ ਅਖਬਾਰ ਵਿੱਚ ਦਿੱਤੇ ਗਏ ਹਨ, ਉਹਨਾਂ ਅਖਬਾਰਾਂ ਦੀਆਂ ਕਾਪੀਆਂ ਅਤੇ ਅਖਬਾਰ ਵਿੱਚ ਇਸ਼ਤਿਹਾਰ ਦੇਣ ਲਈ ਜਾਰੀ ਕੀਤੇ ਪੱਤਰਾਂ ਦੀਆਂ ਤਸਦੀਕਸ਼ੁਦਾ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ।
10. ਉਪਰੋਕਤ ਧੈਰਾ ਨੰ : 1 ਵਿੱਚ ਦਰਸਾਏ ਗਏ ਬਜਟ ਤਹਿਤ ਦਵਾਈਆਂ ਅਤੇ ਹਸਪਤਾਲ ਦਾ ਹੋਰ ਜੋ-ਜੋ ਵੀ ਸਾਮਾਨ ਖਰੀਦਣ ਲਈ ਅਗਰ ਕਿਸੇ ਵੈਬਸਾਈਟ ਤੇ **Online Tender** ਪ੍ਰਕਾਸ਼ਿਤ ਕੀਤੇ ਗਏ ਹਨ, ਤਾਂ ਉਹਨਾਂ ਦੀਆਂ ਤਸਦੀਕਸ਼ੁਦਾ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ।
11. ਉਪਰੋਕਤ ਧੈਰਾ ਨੰ : 1 ਵਿੱਚ ਦਰਸਾਏ ਗਏ ਬਜਟ ਤਹਿਤ ਦਵਾਈਆਂ ਅਤੇ ਹਸਪਤਾਲ ਦਾ ਹੋਰ ਜੋ-ਜੋ ਵੀ ਸਾਮਾਨ ਖਰੀਦਣ ਲਈ ਜੋ **Comparative Statement Of Quotations (Financial & Technical)** ਬਣਾਈਆਂ ਗਈਆਂ ਹਨ, ਉਹਨਾਂ ਦੀਆਂ ਤਸਦੀਕਸ਼ੁਦਾ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ।
12. ਉਪਰੋਕਤ ਧੈਰਾ ਨੰ : 1 ਵਿੱਚ ਦਰਸਾਏ ਗਏ ਬਜਟ ਤਹਿਤ ਦਵਾਈਆਂ ਅਤੇ ਹਸਪਤਾਲ ਦਾ ਹੋਰ ਜੋ-ਜੋ ਵੀ ਸਾਮਾਨ ਖਰੀਦਣ ਲਈ ਠੇਕੇਦਾਰ ਕੰਪਨੀ ਨੂੰ ਜੋ **Purchase Order/Repair Order/Allotment Letter** ਜਾਰੀ ਕੀਤੇ ਗਏ ਹਨ, ਉਹਨਾਂ ਦੀਆਂ ਤਸਦੀਕਸ਼ੁਦਾ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ।
13. ਉਪਰੋਕਤ ਧੈਰਾ ਨੰ : 1 ਵਿੱਚ ਦਰਸਾਏ ਗਏ ਬਜਟ ਤਹਿਤ ਦਵਾਈਆਂ ਅਤੇ ਹਸਪਤਾਲ ਦਾ ਹੋਰ ਜੋ-ਜੋ ਵੀ ਸਾਮਾਨ ਸਪਲਾਈ ਕਰਨ ਲਈ ਠੇਕੇਦਾਰ ਕੰਪਨੀ ਵੱਲੋਂ ਜੋ **Bill/Invoice** ਜਮਾਂ ਕਰਾਏ ਗਏ ਹਨ, ਉਹਨਾਂ ਦੀਆਂ ਤਸਦੀਕਸ਼ੁਦਾ ਫੋਟੋ ਕਾਪੀਆਂ ਦਿੱਤੀਆਂ ਜਾਣ ।
- ਇਹ ਜਾਣਕਾਰੀ ਆਰ.ਟੀ.ਆਈ ਕਾਨੂੰਨ-2005 ਤਹਿਤ ਮਿੱਥੇ ਸਮੇਂ ਤੇ ਤਸਦੀਕਸ਼ੁਦਾ ਦਿੱਤੀ ਜਾਵੇ। ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਸੰਬੰਧੀ ਮੰਗੀ ਗਈ ਜਾਣਕਾਰੀ ਜਾਂ ਇਸ ਜਾਣਕਾਰੀ ਦਾ ਕੁਝ ਭਾਗ ਕਿਸੇ ਹੋਰ ਪਬਲਿਕ ਅਥਾਰਿਟੀ ਨਾਲ ਸੰਬੰਧ ਰੱਖਦਾ ਹੈ ਤਾਂ ਇਸ ਆਰ.ਟੀ.ਆਈ ਪੱਤਰ ਨੂੰ ਆਰ.ਟੀ.ਆਈ ਐਕਟ-2005 ਦੀ ਧਾਰਾ-6(3) ਤਹਿਤ ਟਰਾਂਸਫਰ ਕਰਦੇ ਹੋਏ, ਉਸਦਾ ਇੱਕ ਉਤਾਰਾ ਜਾਣਕਾਰੀ ਹੇਤੂ ਸੈਨੂੰ ਭੇਜੇ ਜਾਣ ਦੀ ਕਿਰਪਾਲਤਾ ਕੀਤੀ ਜਾਵੇ ਜੀ । ਮੇਰੇ ਇਸ ਪ੍ਰਤੀ ਬੇਨਤੀ ਦੀ ਜਾਣਕਾਰੀ ਕਿਸੇ ਹੋਰ ਨਾਲ ਗੈਰ-ਕਾਨੂੰਨੀ ਤੌਰ ਤੇ ਸਾਂਝਾ ਨਾ ਕੀਤੀ ਜਾਵੇ ।

as enumerated in his RTI application. After that, First Appeal was filed with the First Appellate Authority (FAA) on **24.8.2022** and Second Appeal was filed in the Commission on **11.10.2022** under Section 19 of the Right to Information Act, 2005. The case was last heard on **01.03.2024**.

2. The appellant is absent without intimation. At the last Hearing on 01.03.2024, the Civil Surgeon, Gurdaspur, Dr. Harbhajan Ram, was directed to submit the complete dispatch and receipt record pertaining to the eight letters written to the District Account Officer, Smt. Deepika Bhalla, as cited in his reply to this Commission's Show Cause Notice. The Civil Surgeon, Gurdaspur has submitted aforesaid record vide Letter No. 3649 Dated 06.03.2024.

3. Examination of the said record shows that many of the cited letters were in fact addressed to the District Accountant-cum-Cashier (NHM) O/o Civil Surgeon, Gurdaspur and not to the District Accounts Officer, Smt. Bhalla. The Commission also notes that the Civil Surgeon Gurdaspur had issued a Show Cause Notice to the District Account officer, Smt. Deepika Bhalla vide Letter No. 11483-84 Dated 09.10.2023, which was after the Commission issued a Show Cause Notice to the PIO O/o Civil Surgeon, Gurdaspur vide in its Order Dated 21.09.2023. On receiving the same, Smt. Bhalla had clearly noted on the face of the Civil Surgeon's Show Cause Notice, that none of the eight letters cited by the Civil Surgeon, were ever received by her.

4. The receipt record submitted by the Civil Surgeon further shows that only one letter seeking the information sought in this RTI application vide Letter No. 13743 Dated 30.08.2022, is shown to have been received by Smt. Deepika Bhalla on 02.09.2022. Smt. Deepika Bhalla is present in person and states that the signature on the receipt register has been forged and does not belong to her. On comparison with Smt. Bhalla's signatures available in the case file, strongly suggests that the signature on the receipt record, is an apparent forgery. Smt. Bhalla has also informed the Commission that she has written to the Managing Director, NHM, Punjab vide her Letter Dated 07.03.2024 apprising him of the matter. A copy of Smt. Bhalla's Letter to the Managing Director, NHM is taken on record.

5. The allegations by Smt. Deepika Bhalla, District Account Officer are in fact very serious and warrant further inquiry. Accordingly, the Managing Director, NHM, Punjab, Sh. Abhinav Trikha, IAS, is hereby, directed to initiate necessary action regarding Smt. Deepika Bhalla's allegations as detailed above. Keeping in view all the facts, the Commission is satisfied that there was no malafide intention on the part of Smt. Deepika Bhalla in delaying or denying the information to the appellant. The Show Cause notice issued to Smt. Bhalla is hereby, withdrawn.

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Appeal Case No. 4777 of 2022

6. With the aforesaid directions, the appeal is **Disposed of.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
04.06.2024

Cc: Managing Director, NHM, Punjab, Mohali. (For compliance)

PUNJAB STATE INFORMATION COMMISSION

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FINAL ORDER

Sh. Sukrit Sharda,
S/o Sh. Jatinder Sharda,
50/186, Old Shahpur Road,
Tehsil & District Pathankot.

Versus

Sh. Hardeep Singh,
Public Information Officer-cum-Superintendent,
o/o Amritsar Development Authority,
Amritsar.
Public Information Officer
O/o Punjab Urban Development Authority (PUDA),
Mohali.
First Appellate Authority,
Punjab Urban Development Authority (PUDA),
Mohali.

Appeal Case No. 3288 of 2023

PRESENT:

(Appellant) Absent.

Sh. Harpal Singh, Junior Assistant O/o GMADA, Mohali (for the Respondent) 98762-09662
Sh. Dinesh Kumar, Junior Engineer O/o ADA, Amritsar (For the Respondent)

ORDER:

(To be read in continuity with earlier orders on 6.12.2023 and 06.03.2024)

1. The RTI application is dated **11.02.2023** vide which the appellant has sought information **regarding:**

Please provide following information in respect of Victoria Estate Pangoli Defense Road Pathankot-145029 under Right to Information Act, 2005 The identity proof of the Applicant (Voter Card Copy) is also enclosed. Information Required: 1. Please provide approved Rate List of land for residential and commercial plots situated within the approved colony of Victoria Estate Pangoli Defense Road Pathankot-145029. 2. Please provide photocopies of approval letters of sanctioned Colony of Victoria Estate Pangoli Defense Road Pathankot-145029 from time to time till this date. 3. Please provide photocopies of sanctioned maps of Victoria Estate Pangoli Defense Road Pathankot-145029 from time to time till this date. 4. Please provide the photocopies of notices served to Victoria Estate Pangoli Defense Road Pathankot-145029 issued from time to time with action taken report till this date. Sir, I am ready to pay for the expenses of information asked for under Punjab R.T.I Rules, 2007.

as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **04.03.2023** and Second Appeal was filed to the Commission on **19.05.2023** under Section 19 of the Right to Information Act, 2005. The case was last heard on **06.03.2024**.

2. The appellant is absent. As directed at the last Hearing on 06.03.2024, the PIO o/o ADA, Amritsar has submitted, a copy of the reply sent to the appellant vide Letter No. 36789 Dated 24.05.2024 along with the information pertaining to point No. 4 of the RTI application.

3. The Commission notes that the information by way of notices issued to the cited Builders are not attested. The respondent PIO-ADA, Amritsar, is hereby, directed to provide duly attested copies of the information of the aforesaid notices to the appellant, forthwith.

4. With the aforesaid directions, the appeal is accordingly, **Disposed of.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

04.06.2024

PUNJAB STATE INFORMATION COMMISSION

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FINAL ORDER

Sh. Rajinder Kumar,
S/o Sh. Dharampal,
H.No.234/5-B, Park Road, New Mandi, Dhuri,
Sangrur.

Versus

Public Information Officer,
O/o Deputy Commissioner,
Sangrur.

First Appellate Authority
Deputy Commissioner,
Sangrur.

Appeal Case No. 4975 of 2023

PRESENT:

(Appellant) Absent.

Sh. Harbans Singh, Clerk (For the Respondent)

Sh. Surinder Pal Singh, Assistant Naib Sadar Kanungo (For the Respondent).

ORDER:

(To be read in continuity with earlier orders on 03.11.2023 and 01.03.2024)

1. The RTI application is dated **13.05.2023** vide which the appellant has sought information **regarding:**

ਉਪਰੋਕਤ ਵਿਸ਼ੇ ਦੇ ਸੰਬੰਧ ਵਿੱਚ ਬੇਨਤੀ ਹੈ ਕਿ ਆਪਣੀ ਚੋ ਦਫਤਰ ਵੱਲੋਂ ਪੱਤਰ ਨੰਬਰ 1052 ਅਨੁਸਕ 5-5-23 ਰਾਹੀਂ ਤਹਿਸੀਲਦਾਰ ਸੂਰੀ ਰਾਹੀਂ ਪ੍ਰਾਪਤ ਹੋਇਆ, ਜਿਸ ਵਿੱਚ ਮੇਰੇ ਵੱਲੋਂ ਦਿੱਤੀ ਗਈ ਦਰਖਾਸਤ ਦੀ ਪੜਤਾਲ ਤਹਿਸੀਲਦਾਰ ਸੁਨਾਮ ਪਾਸੋਂ ਅਤੇ ਮਾਰਕਟੈਂਡ ਸੰਗਰੂਰ ਪਾਸੋਂ ਰਿਪੋਰਟ ਪ੍ਰਾਪਤ ਕੀਤੀ ਗਈ. ਪ੍ਰਾਪਤ ਕਰਨ ਉਪਰੋਕਤ ਮੇਰੇ ਵੱਲੋਂ ਦਿੱਤਾ ਬਿਨੇ ਪੱਤਰ ਦਫਤਰ ਦਾਖਲ ਕੀਤਾ ਗਿਆ ਸੀ, ਹੱਕ ਸੂਚਨਾ ਐਕਟ 2005 ਤਹਿਤ ਤਹਿਸੀਲਦਾਰ ਸੁਨਾਮ ਪਾਸੋਂ ਜੋ ਪੜਤਾਲੀਆ ਰਿਪੋਰਟ ਅਤੇ ਮਾਰਕਟੈਂਡ ਦਫਤਰ ਵੱਲੋਂ ਜੋ ਰਿਪੋਰਟ ਪ੍ਰਾਪਤ ਕੀਤੀ. ਜਿਨ੍ਹਾਂ ਤੇ ਇਹ ਫੈਸਲਾ ਲਿਆ ਗਿਆ ਸਮੇਤ ਨੋਟਿੰਗ ਪੇਰਸ਼ਨ ਹਰ ਪੱਖੋਂ ਦਸਤਾਵੇਜੀ ਮੁਕੰਮਲ ਸੂਚਨਾ ਲੋੜੀਂਦੀ ਹੈ।

as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **07.06.2023** and Second Appeal was filed in the Commission on **01.08.2023** under Section 19 of the Right to Information Act, 2005. This case was last heard on **01.03.2024**.

2. The appellant is absent. At the last Hearing on 01.03.2024, a Show Cause Notice was issued to the PIO O/o Deputy Commissioner, Sangrur. Sh. Surinder Pal Singh, ANSK and Sh. Harbans Singh, Clerk from the O/o Deputy Commissioner, Sangrur are present and inform the Commission that the information had ready been provided to the appellant on 31.05.2023 and that a copy of the same was conveyed to the Commission vide Letter No.3174 Dated 15.11.2023. Further to this, the appellant has also informed the Commission vide an email Dated 25.04.2024 that he has received the information and is satisfied.

3. In view of the above, no further cause for action. The appeal is accordingly, **Disposed of.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

04.06.2024

PUNJAB STATE INFORMATION COMMISSION

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Madhya Marg, Sector 16, Chandigarh.

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FINAL ORDER

Sh. Arun Bansal,
S/o Sh. Raj Kumar,
H. No-27, Bharat Nagar,
Bathinda.

Versus

Public Information Officer-cum-Executive Officer,
Improvement Trust, Bathinda.
First Appellate Authority,
Additional Deputy Commissioner,
Bathinda.

Appeal Case No. 3258 of 2023

PRESENT:

(Appellant) Absent.

None for the respondent.

ORDER:

(To be read in continuity with earlier orders on 6.12.2023 and 06.03.2024)

1. The RTI application is dated **15.02.2023** vide which the appellant has sought information in **regarding:**

sir, kindly refer to my complaint number —GOVPB/E/2023/0000072 filed through pgportal.gov.in (copy attached herewith for your ready reference , which is showing pending before IAS (Additional Chief Secretary), Removal Of Grievances Punjab Civil Sectt-II, mohali , now in this regard it is submitted that above quoted complaint is pending till date, even the time limit of complaint resolve is 30 days now today its almost already shown that no action has been done on ground, now in this regard i want some information under RTI act parawise as follow :- (1). if the above mentioned complaint is not resolved within limit prescribed then who will be responsible for delaying and what action will be taken against the officer ? (2) if the above quoted resolution is not resolve then it means present government or your office is failed to clean system ? (3) whether any action in realization has been taken or only paper work is done by present officer and no action has been taken on ground ? (4) when i get justice after the illegal construction constructed by house no 16, 25,26 and 28 situated at bharat nagar bathinda, demolish by improvement trust bathinda, as per in my above quoted complaint requested ?

as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **28.03.2023** and Second Appeal was filed in the Commission on **17.05.2023** under Section 19 of the Right to Information Act, 2005. The case was last heard on **06.03.2024**.

2. Both parties are absent. At the last hearing on 06.03.2024, the PIO-cum-Executive Officer, Bathinda, was directed, to invite the appellant to his office and provide a written, pointwise reply to the RTI application along with the certified copies of the information sought, as available in the records. The PIO has submitted copies of two letters written to the appellant vide letter No. 826 Dated 19.04.2024 and Letter No. 884 Dated 25.05.2024. The respondent PIO further informed the Commission that the appellant failed to visit the office of Improvement Trust, Bathinda, as advised by the Commission at the last Hearing. This compels the conclusion that the appellant is no longer interested in pursuing this appeal case.

3. In view of the above, the appeal case is **Disposed of.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
04.06.2024

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FINAL ORDER

Sh. Hargunjeet Singh,
R/o MIG-317, Phase-3,
Urban Estate, Dugri, Ludhiana.

Versus

Public Information Officer

O/o Chief Administrator,
Greater Ludhiana Area Development Authority,
Ludhiana.

First Appellate Authority,

Additional Chief Administrator,
Greater Ludhiana Area Development Authority,
Ludhiana.

Appeal Case No. 3240 of 2023

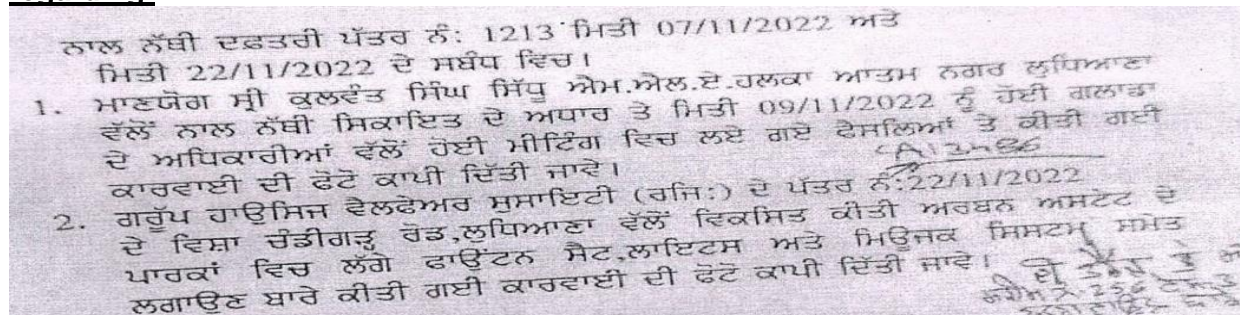
PRESENT:

Hargunjeet Singh (Appellant) 98150-33790
None for the respondent.

ORDER:

(To be read in continuity with earlier orders on **6.12.2023** and **06.03.2024**)

1. The RTI application is dated **03.02.2023** vide which the appellant has sought information **regarding:**



as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **13.03.2023** and Second Appeal was filed in the Commission on **17.05.2023** under Section 19 of the Right to Information Act, 2005. The case was last heard on **6.03.2024**.

2. The appellant is present in person. The respondent PIO is absent but has informed the Commission vide an email Dated 03.06.2024 about his inability to attend today's Hearing due to ongoing General Election. At the last Hearing on 06.03.2024, the respondent PIO was directed as under:-

"i) Explain, in writing, the long delay in providing the reply in this RTI application.

ii) Submit a notarized affidavit on E-stamp paper, reproducing reply to the RTI application vide Letter No. 598 Dated 5.3.2024.

iii) Submit in writing the name and the present place of posting of the officer who was the designated PIO on the date of the RTI application, which is 3.2.2023.

iv) Bring all the original record pertaining to Meeting called by the CA, GLADA, vide his letter No. 1213 Dated 7.11.2022, to the next Hearing.

Contd...p-2

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Appeal Case No. 3240 of 2023

- v) The PIO is also to search the record and provide a reply to the status of the appellant's complaint to the CA, GLADA, vide Letter No. 3486 Dated 22.11.2022.
vi) The PIO is also ensure that a copy of the Show Cause Notice issued vide this Commission's Order of 6.12.2023 is conveyed to the officer who was the designated PIO on 3.2.2023."

3. The respondent PIO has failed to comply with the directions of the Commission. This RTI application was submitted to the PIO o/o GLADA on 3.2.2023, and the long delay in providing the information, despite the intervention of this Commission, is unconscionable. Accordingly, the Commission deems it appropriate to impose a penalty on the respondent PIO, who was incumbent at the time of filling the RTI application Dated 03.02.2023. Keeping all the facts of the case in mind, this is a fit case to invoke Section 20 of RTI Act and impose a penalty on the respondent PIO Section 20(1), which reads as under:

"Where the Central Information Commission or the State Information Commission, as the case may be, at the time of deciding any complaint or appeal is of the opinion that the Central Public Information Officer or the State Public Information Officer, as the case may be, has, without any reasonable cause, refused to receive an application for information or has not furnished information within the time specified under sub Section (1) of Section 7 or malafidely denied the request for information or knowingly given incorrect, incomplete or misleading information or destroyed information which was the subject of the request or obstructed in any manner in furnishing the information, it shall impose a penalty of 250/- Rupees each day till application is received or information is furnished, so however, the total amount of such penalty shall not exceed Twenty Five Thousand Rupees;

Provided that the Central Public Officer or the State Public Information Officer, as the case may be, shall be given a reasonable opportunity of being heard before any penalty is imposed on him;

Provided further that the burden of proving that he acted reasonably and diligently shall be on the Central Information Officer, as the case may be."

4. The onus and responsibility lie on the PIO O/o GLADA, Ludhiana, to ensure the transmission of the complete information to the appellant. The PIO O/o GLADA, Ludhiana is hereby held guilty for not providing the information on time as prescribed under Section 7, which is within 30 days of the receipt of the request and for repeated and willful defiance of the Punjab State Information Commission's orders.

5. A penalty of Rupees Ten Thousand (Rs. 10,000.00) is hereby imposed upon the PIO O/o GLADA, Ludhiana who was incumbent on 03.02.2023, which be deducted from his/her salary and deposited in the Punjab Government Treasury under head **"0070-Other Administrative Services-60-other Services-800-Other Receipts-86-Fees Under the Right to Information Act."** The Chief Administrator is directed to duly inform the Commission of the compliance of the orders by submitted a copy of the challan, to the Commission.

6. With the aforesaid directions, the appeal case is **Disposed of.**

Sd/-
(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

04.06.2024

Cc: 1. Deputy Registrar O/o PSIC (for compliance)

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FINAL ORDER

Sh. Anil Kumar Dhandra,
CA, #1095, Railway Road, Jagraon,
District Ludhiana.

Versus

Public Information Officer-cum-
Executive Officer, Municipal Committee,
Jagraon, District Ludhiana.
First Appellate Authority,
Additional Deputy Commissioner (Urban Development),
Ludhiana.

Appeal Case No.5990 of 2023

PRESENT:

(Appellant) Present.

None for the respondent.

ORDER:

(To be read in continuity with earlier orders on **01.03.2024**)

1. The RTI application is dated **04.04.2023** vide which the appellant has sought information **regarding:**

1. Whether the street surrounded by the property no. 1094, 1095, 1095/1, 1095/3 and 1095/3 situated at Ahata Nathu Mal Shadi Ram, Railway Road, Jagraon is a public street?
2. If answer to Question 1 above is in affirmative, Please state whether water pipes have been laid in the said street?
3. If answer to Question 1 above is in affirmative, Please state whether sewerage pipes have been laid in the said street?
4. If answer to Question 1 above is in affirmative, Please state whether carpeting of road has been laid in the said street? If yes, The nature of carpeting laid be given with its area.
5. If answer to Question 2 and/or 3 and/or 4 above is in affirmative, Please provide the dates of laying down the water pipes and sewerage pipes, floor carpeting etc. separately for each along with the details of the latest work done.
6. Date of resolution of the committee for carrying such public work, details of tenders approved for such public works, name of the contractor(s), specifications of area, amount of tender approved, date of completion and date of final payment for each such work and if tenders or contractors are more than one, then for each such tender and contractor.

as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **17.05.2023** and Second Appeal was filed in the Commission on **14.09.2023** under Section 19 of the Right to Information Act, 2005. This case was last heard on **01.03.2024**.

2. The appellant is present in person. The respondent PIO is absent but has, as directed, by the Commission in its Order Dated 01.03.2024, provided a fresh, pointwise reply to the RTI application vide Letter No. 288 Dated 05.03.2024.

3. The Commission has examined the reply point-by-point and is of the view that the said reply adequately addresses the RTI application. There is no further cause for action. The appeal is **Disposed of.**

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

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FINAL ORDER

Sh. Rupak Gupta,
743, Phase-2, Urban Estate,
Dugri Road, Ludhiana.

Versus

Public Information Officer
O/o Greater Ludhiana Area Development Authority,
Ludhiana.

Public Information Officer
O/o Punjab Urban Development Authority,
Sector-62, Mohali.

First Appellate Authority,
Punjab Urban Development Authority,
Sector-62, Mohali.

Appeal Case No. 3180 of 2023

PRESENT:

(Appellant) Absent.

Sh. Harpal Singh, Junior Assistant (for the Respondent)

ORDER:

(To be read in continuity with earlier orders on 6.12.2023 and 06.03.2024)

1. The RTI application is dated **02.01.2023** vide which the appellant has sought information **regarding:**

Non Construction charges on plots allotted by PUDA/GMADA/GLADA were reduced vide Punjab Govt notification No.G.S.R.41/P.A.11/1995/Ss43and180/Amd(7)2021 dated 16-4-2021. (Copy of notification attached). Please provide me following information - 1. Whether above instructions have been implemented in offices of GMADA and GLADA 2. Whether reduced rates have been fed in the Software of GMADA/ GLADA and pending dues visible to allotted are as per reduced rates 3. As per my experience, Higher rates are being charged for GLADA plots. Whether Software System Audit is done by PUDA to ascertain the implementation of revised rates. 4. How refund of higher Non Construction Charges -already paid as shown by system- can be taken -Rupak GUPTA Mob-7087034004 Mail- rupakgpt@gmail.com

as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **28.01.2023** and Second Appeal was filed in the Commission on **15.05.2023** under Section 19 of the Right to Information Act, 2005. The case was last heard on **6.03.2023**.

2. The appellant is absent. The respondent PIO O/o GMADA, represented by Sh. Harpal Singh, Junior Assistant, states that the information pertaining to GMADA has already been provided to the appellant. At the last Hearing on 06.03.2024, the PIO-cum-SDO, GLADA, Ludhiana was given one final opportunity to provide a pointwise reply to the RTI application before today's Hearing. Further, in view of the delay, the PIO, GLADA was also issued a Show Cause Notice vide this Commission's Order of 06.03.2024, to which he has neither made any written submission nor opted to be heard in person.

4. Accordingly, the Commission deems it appropriate to award a **Compensation of Rupees Ten Thousand only (Rs. 10,000.00)** to the appellant, Sh. Rupak Gupta, for the harassment and detriment caused to him This is to be paid vide a crossed cheque / demand draft, by the Public Authority, in this instance, GLADA Ludhiana, within 15 days of receiving this Order. Proof of payment is to be submitted to this Commission.

5. With the aforesaid directions, the appeal case is **Disposed of.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
04.06.2024

Cc: Deputy Registrar O/o PSIC (for compliance)

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FINAL ORDER

Sh. Vijay Kumar,
2857, Sector-40-C,
Chandigarh.

Versus

Public Information Officer,
O/o Assistant, XEN,
Punjab State Power Corporation Limited, Sub Division,
Kuruli, District Mohali.
First Appellate Authority,
Additional Superintending Engineer,
Punjab State Power Corporation Limited,
Operation Division, Kharar, District Mohali.

Appeal Case No. 3192 of 2023

PRESENT:

(Appellant) Absent.

Er. Satpreet Singh, Assistant Environmental Engineer (For the Respondent)

ORDER:

(To be read in continuity with earlier orders on **6.12.2023** and **06.03.2024**)

1. The RTI application is dated **23.02.23** vide which the appellant has sought information in **regarding:**

Requested Sir,
It is requested to provide me the certified copies of the following documents in respect of plot No 28-C in the Hollywood Heights Project-I developed by the Shanti Housing Development Corporation Ltd on Chandigarh Kuruli Highway within the stipulated period as provided in the Act
1) copy of the application submitted by the allottee of plot No 28-C for providing electricity connection in the plot
2) copy of the sanctioned/ permission certificate attached with the application
3) copy of all the electricity bills issued to the allottee for consumption of electricity and making payment thereof.
To the best of my knowledge...

as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **27.03.2023** and Second Appeal was filed in the Commission on **15.05.2023** under Section 19 of the Right to Information Act, 2005. The case was last heard on **6.03.2024**.

2. The appellant is absent. The respondent PIO, represented by Sh. Satpreet Singh, A.E, has submitted, a reply to the Commission vide Letter No.881 Dated 15.05.2023 along with copies of the information provided to the appellant. The same was sent to the appellant vide Letter Dated 19.04.2024 by registered post.

3. In view of the above, the appeal is **Disposed of.**

Sd/-
(ASIT JOLLY)
State Information Commissioner, Punjab.
Chandigarh
04.06.2024

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FINAL ORDER

Sh. Chander Shekhar,
R/o H.No. 4/1, Ward No.11,
Near Police Station Ahmedgarh,
District Malerkotla.

Versus

Public Information Officer,
O/o Deputy Chief Engineer, Headquarters,
Central Zone, PSPCL, Ludhiana.
First Appellate Authority,
Chief Engineer Operational (Central),
PSPCL, Ludhiana.

Appeal Case No.6019 of 2023

PRESENT:

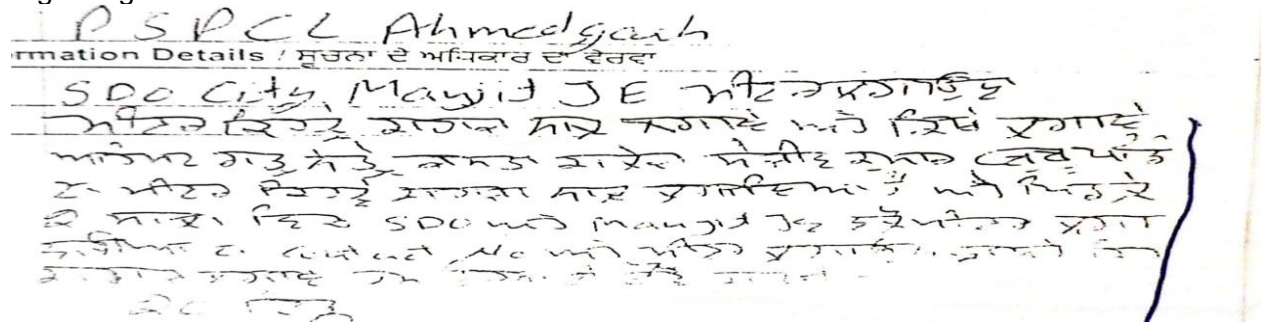
(Appellant) Absent.

Sh. Amandeep Singh, Senior XEN (for the Respondent).

Sh. Gagandeep Kumar, SDO (For the Respondent).

ORDER:

1. The RTI application is dated **28.12.2023** vide which the appellant has sought information regarding



as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **05.04.2023** and Second Appeal was filed in the Commission on **14.09.2023** under Section 19 of the Right to Information Act, 2005.

2. The appellant is absent without intimation. The respondent PIO, represented by Sh. Amandeep Singh, Senior XEN and Sh. Gagandeep Kumar, SDO, have submitted a copy of a reply sent to the appellant vide Letter No.1346 Dated 02.04.2024 along with a copy of an electricity bill pertaining to the cited account and a copy of Ledger. As per the respondents, the appellant was invited to the office and thereafter, the information sought in the RTI application was provided to him in person on 02.04.2024.

3. With the aforesaid directions, the appeal is accordingly, **Disposed of.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

04.06.2024