

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



Rakesh Kumar Gaur,
S/o Sh. Shanti Saroop,
1043/1, Street No. 9,
Vishkarma Colony, Basti Jodhewal,
Ludhiana.

Versus

Public Information Officer,
o/o Commissioner, Municipal Corporation,
Ludhiana.

Complaint Case No. 1172 of 2021 (Cisco Webex Proceedings)

PRESENT:

Rakesh Kumar Gaur (Present personal at Chandigarh) (Complainant) 73407-15448
Gurpreet Kaur, Building Inspector from Zone-A (for the Respondent)

ORDER:

1. The complainant, **Rakesh Kumar Gaur**, filed this RTI application dated **7.4.2021** and sought information **regarding a property bearing the old number: B-IV-756 (new number: B-V-100) situated at Waitganj, Ludhiana**, from the PIO o/o **Municipal Corporation, Ludhiana**. When no information was received, the Complainant filed a complaint under Section 18 of the RTI Act, 2005 to the Commission on **23.9.2021**. Notice was issued to the parties for first hearing in the Commission on **21.12.2021**.

2. Both parties are present The respondent PIO, represented by Gurpreet Kaur, Building Inspector from Zone A, submitted copy of a reply sent to the complainant vide Letter No. 882/ATP/A/RTI/D Dated 20.12.2021, wherein the complainant has been informed that the record pertaining to building cited in this RTI application is not available in the office of Municipal Corporation, Ludhiana.

3. However, during deliberations at this hearing, the respondent has agreed to meet with the complainant at 12.00 Noon on 22.12.2021 and seek his assistance to identify building cited in the RTI application and try to locate the requested record.

4. **Next hearing on 21.1.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.**

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

Chandigarh
21.12.2021

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Sukhdir Singh Sekhon,
S/o Randhir Singh Sekhon,
4, Baba Nand Singh Nagar (Backside BCM School)
Basant Avenue, Dugri,
Ludhiana – 141 013

Versus

Public Information Officer,
o/o Greater Ludhiana Area Development Authority (GLADA),
Ferozepur Road, Ludhiana.
First Appellant Authority,
o/o Estate Officer, Greater Ludhiana Area Development Authority (GLADA),
Ferozepur Road, Ludhiana.

Appeal Case No. 2281 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 24.12.2020, 25.2.2021, and 8.10.2021)

1. The RTI application is dated **17.2.2020** vide which the appellant has sought information **regarding a private hospital running in a residential house**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **29.6.2020** and Second Appeal was filed in the Commission on **24.8.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **8.10.2021**.
2. Both parties are absent. This case is adjourned to its next hearing.
3. **Next hearing on 13.4.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.**

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

Chandigarh
21.12.2021

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Amit Kumar,
S/o Ramesh Kumar,
Flat C-4, Marvel Homes,
Barewal Road, District Ludhiana.

Versus

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

First Appellant Authority,
o/o Greater Ludhiana Area Development Authority,
GLADA Complex, Rajguru Nagar,
Ludhiana.

Appeal Case No. 2372 of 2020 (Video Conference Proceedings)

PRESENT:

Amit Kumar (Appellant) 98031-00777
(Respondent) Absent

ORDER:

*(To be read in continuity with earlier orders on **24.12.2020, 25.2.2021, and 8.10.2021**)*

1. The RTI application is dated **17.2.2020** vide which the appellant has sought information **regarding license etc. issued to Marvel Homes Construction (P) Ltd.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **17.3.2020** and Second Appeal was filed in the Commission on **31.8.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **8.10.2021**.

2. The respondent PIO is absent without intimation. The appellant Amit Kumar, contends that the PIO is attempting to mislead the Commission in stating that the Promoter/Company cited in the RTI application has not deposited any license fees with the GLADA implying thereby that no license has been issued by GLADA to the Marvel Homes Construction (P) Ltd. The appellant states that his essential query is **“whether the company cited in the RTI application applied for the license under Section 5 of the PAPRA Act.”** which is the essential query at point no. 1 of his RTI application.

3. The respondent PIO is herewith, directed to submit a pointwise reply to all 4 points of the RTI application. Said reply must be by way of a duly notarised affidavit. The original affidavit is to be given to the appellant and a copy of the same is to be deposited in this Commission. The affidavit must specifically state whether or not Marvel Homes Construction (P) Ltd., has / had applied for license from GLADA under Section 5 of PAPRA Act.

Contd....2

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Appeal Case No. 2372 of 2020 (Video Conference Proceedings)

4. Next hearing on 13.4.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.

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

Chandigarh
21.12.2021

PUNJAB STATE INFORMATION COMMISSION

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Tejinder Singh Advocate,
Civil Court, Tehsil Complex,
Backside Sanjh Kender,
Phillaur – 144 410

Versus

Public Information Officer,
o/o Greater Ludhiana Area Development Authority (GLADA),
Ludhiana.
First Appellant Authority,
o/o Additional Chief Administrator,
Greater Ludhiana Area Development Authority (GLADA),
Ludhiana.

Appeal Case No. 2454 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent
(Respondent) Absent

ORDER:

(To be read in continuity with earlier orders on 24.12.2020, 25.2.2021, and 8.10.2021)

1. The RTI application is dated **10.5.2020** vide which the appellant has sought information **regarding colonies in village Bholapur, Bhamian Kalan, Sahaban, Khasi kalan, etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **21.6.2020** and Second Appeal was filed in the Commission on **3.9.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **8.10.2021**.
2. Both parties are absent. This case is adjourned to its next hearing.
3. **Next hearing on 13.4.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.**

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

Chandigarh
21.12.2021

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Jasbir Singh,

S/o Gurbax Singh,
Guru Nanak Nagar,
Village Bolapur, Jhabewal, PO Ramgarh,
District Ludhiana.

Versus

Public Information Officer,

o/o Chief Administrator,
Greater Ludhiana Area Development Authority (GLADA,
Ludhiana.

First Appellant Authority,

o/o Chief Administrator,
Greater Ludhiana Area Development Authority (GLADA),
Ludhiana.

Appeal Case No. 2368 of 2020 (Video Conference Proceedings)

PRESENT:

(Appellant) Absent

(Respondent) Absent

ORDER:

*(To be read in continuity with earlier orders on **24.12.2020, 25.2.2021, and 8.10.2021**)*

1. The RTI application is dated **1.6.2020** vide which the appellant has sought information **regarding colonies in Village Bholapur**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **13.7.2020** and Second Appeal was filed in the Commission on **31.8.2020** under Section 19 of the Right to Information Act, 2005. The case was last heard on **8.10.2021**.

2. Both parties are absent. This case is adjourned to its next hearing.

3. **Next hearing on 13.4.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

21.12.2021

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Ramandeep Singh Ahluwalia,

S/o Sh. Gurcharan Singh,
Ward No. 18, Street No. 2,
Kartar Nagar, Amloh Road,
Khanna – 141 401

Versus

Public Information officer,

o/o Executive Officer,
Municipal Council, Khanna,
District Ludhiana.

First Appellate Authority,

o/o Additional Deputy Commissioner (Urban Development),
Urban Local Government,
1st Floor, Mini Secretariat, Ferozpur Road,
Ludhiana.

Appeal Case No. 2473 of 2021 (Video Conference Proceedings)

PRESENT:

Ramandeep Singh Ahluwalia (Appellant) 94645-00405
Rajesh Rehni, Assistant Engineer (for the Respondent) 98880-89001

ORDER:

(To be read in continuity with earlier orders on 21.9.2021)

1. The RTI application is dated **3.12.2020** vide which the appellant has sought information **regarding GST returns filed by the contractor Ambika Pandit from 3.7.2017 to till 1.7.2019 against GST No. 03AMRPP2000J1Z9 etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **5.1.2021** and Second Appeal was filed in the Commission on **24.5.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **21.9.2021**.
2. Both parties are present. At the last hearing on 21.9.2021, the respondent PIO was directed to submit a pointwise reply to the RTI application. He / she has failed to comply.
3. The Commission now directs the respondent PIO-cum-Executive Officer, Municipal Council, Khanna, to submit a reply to point no. 2 of this RTI application by way of a duly notarised affidavit. The original affidavit is to be given to the appellant and a copy of the same is to be submitted to this Commission.
4. **Next hearing on 13.4.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh
21.12.2021

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Ramandeep Singh Ahluwalia,

S/o Sh. Gurcharan Singh,
Ward No. 18, Street No. 2,
Kartar Nagar, Amloh Road,
Khanna-141401

Versus

Public Information officer,

o/o Executive Officer,
Municipal Council, Khanna,
District Ludhiana.

First Appellate Authority,

o/o Additional Deputy Commissioner (Urban Development),
Urban Local Government,
1st Floor, Mini Secretariat, Ferozpur Road,
Ludhiana.

Appeal Case No. 2474 of 2021 (Video Conference Proceedings)

PRESENT:

Ramandeep Singh Ahluwalia (Appellant) 94645-00405

Rajesh Rehni, Assistant Engineer (for the Respondent) 98880-89001

ORDER:

(To be read in continuity with earlier orders on 21.9.2021)

1. The RTI application is dated **3.12.2020** vide which the appellant has sought information **regarding work orders, agreements of each work, DNIT/tender notification etc.**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **5.1.2021** and Second Appeal was filed in the Commission on **24.5.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **21.9.2021**.

2. Both parties are present. At the last hearing on 21.9.2021, the respondent PIO had submitted a reply to this Commission's Notice of hearing along with some 112 pages by way of the requested information. However, since the appellant was not present, the respondent PIO was asked to submit the same to this Commission. The respondent's reply and the appended information was received in the Commission and diarized at No. 22350 dated 1.10.2021. The same can be collected from the office of this Bench at the appellant's convenience. On receiving said information, the appellant is requested to examine it for deficiencies, if any.

3. **Next hearing on 13.4.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.**

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh
21.12.2021

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Ramandeep Singh Ahluwalia,

S/o Sh. Gurcharan Singh,
Ward No. 18, Street No. 2,
Kartar Nagar, Amloh Road,
Khanna-141401

Versus

Public Information officer,

o/o Executive Officer,
Municipal Council, Khanna,
District Ludhiana.

First Appellate Authority,

o/o Additional Deputy Commissioner (Urban Development),
Urban Local Government,
1st Floor, Mini Secretariat, Ferozpur Road,
Ludhiana.

Appeal Case No. 3320 of 2021 (Video Conference Proceedings)

PRESENT:

Ramandeep Singh Ahluwalia (Appellant) 94645-00405

Rajesh Rehni, Assistant Engineer (for the Respondent) 98880-89001

ORDER:

(To be read in continuity with earlier orders on 21.9.2021)

1. The RTI application is dated **19.1.2021** vide which the appellant has sought information **regarding tube-well and pump operators**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **20.4.2021** and Second Appeal was filed in the Commission on **20.7.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **21.9.2021**.

2. Both parties are present. At the last hearing on 21.9.2021, the respondent PIO had submitted that the information requested in this RTI application was not available in the requested format and would have to be compiled. The appellant however, contends that he has not sought the information in any specific format as is being incorrectly claimed by the respondent PIO. The appellant states that the requested information be supplied in whatever form it exists.

3. The respondent PIO, represented by Rajesh Rehni, Assistant Engineer, states that the requested information is not available in the Municipal Council, Khanna, but is with the contractor who is contracted by the Municipal Council.

4. It is this Commission's view that the requested information pertains to expenditure of public funds on hiring tube-well and pump operators. It would be in the larger public interest to retrieve requested information from the concerned contractor and provide certified copies of the same to the appellant. This must be done before the next date of hearing. Failure to comply shall invite penal consequences as per the RTI Act 2005.

Contd....2

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Appeal Case No. 3320 of 2021 (Video Conference Proceedings)

5. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

6. Next hearing on 13.4.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh
21.12.2021

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Ramandeep Singh Ahluwalia,
S/o Sh. Gurcharan Singh,
Ward No. 18, Street No. 2,
Kartar Nagar, Amloh Road,
Khanna-141401

Versus

Public Information officer,
o/o Executive Officer,
Municipal Council, Khanna,
District Ludhiana.
First Appellate Authority,
o/o Additional Deputy Commissioner (Urban Development),
Urban Local Government,
1st Floor, Mini Secretariat, Ferozpur Road,
Ludhiana

Appeal Case No. 3321 of 2021 (Video Conference Proceedings)

PRESENT:

Ramandeep Singh Ahluwalia (Appellant) 94645-00405
Rajesh Rehni, Assistant Engineer (for the Respondent) 98880-89001

ORDER:

(To be read in continuity with earlier orders on 21.9.2021)

1. The RTI application is dated **3.2.2021** vide which the appellant has sought information **regarding tender floated against Tender ID No. 2018DLG10684 2 in the year 2018 for reboring of Tubewell No. 20 etc.,** as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **20.4.2021** and Second Appeal was filed in the Commission on **20.7.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **21.9.2021**.

2. Both parties are present. At the last hearing on 21.9.2021, the respondent PIO had submitted a reply to this Commission's Notice of hearing vide Letter No. 3031 dated 20.9.2021 along with some 85 pages by way of requested information. The same was received in the Commission and diarized at No. 22349 on 1.10.2021. The same can be collected from the office of this Bench at the appellant's convenience. On receiving said information, the appellant is requested to examine it for deficiencies, if any.

3. **Next hearing on 13.4.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.**

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

Chandigarh
21.12.2021

PUNJAB STATE INFORMATION COMMISSION

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Ramandeep Singh Ahluwalia,

S/o Sh. Gurcharan Singh,
Ward No. 18, Street No. 2,
Kartar Nagar, Amloh Road,
Khanna-141401

Versus

Public Information officer,
o/o Superintendent Engineer,
Municipal Council, Khanna,
District Ludhiana.

First Appellate Authority,
o/o Director, Department of Local Government,
Punjab Municipal Bhawan,
Plot No. 3, Dakshin Marg,
Sector-35 A, Chandigarh.

Appeal Case No. 2475 of 2021 (Video Conference Proceedings)

PRESENT:

Ramandeep Singh Ahluwalia (Appellant) 94645-00405
Rajesh Rehni, Assistant Engineer (for the Respondent) 98880-89001

ORDER:

(To be read in continuity with earlier orders on 21.9.2021)

1. The RTI application is dated **21.12.2020** vide which the appellant has sought information **regarding Punjab Municipal Act 1911/notification under which a contractor can carry out the work allotted through e-tendering process etc.**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **27.1.2021** and Second Appeal was filed in the Commission on **24.5.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **21.9.2021**.

2. Both parties are present. At the last hearing on 21.9.2021, the respondent PIO had contended that a reply was sent to the appellant vide Letter Dated 8.3.2021, contending that the points 1, 2 and 4 were in the form of queries. The respondent PIO also stated that the point no. 3 of the RTI application pertains to Municipal Council, Mandi Gobindgarh.

3. However, during deliberations at this Hearing, the appellant pointed out that while it is true that point no. 3 pertains to Municipal Council, Mandi Gobindgarh, the said Municipal Council, falls under the office of Superintendent Engineer, Municipal Council, Khanna. The respondent concurred with the statement.

4. The respondent PIO is herewith directed to provide certified copies of the information requested at the point no. 3 of this RTI application, before the next date of hearing. Failure to comply with, will invite penal consequences as per the RTI Act 2005.

Contd....2

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Appeal Case No. 2475 of 2021 (Video Conference Proceedings)

5. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

6. Next hearing on 13.4.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

21.12.2021

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Ramandeep Singh Ahluwalia, S/o Sh. Gurcharan Singh,
Ward No. 18, Street No. 2,
Kartar Nagar, Amloh Road,
Khanna-141401

Versus

Public Information officer,
o/o Superintendent Engineer,
Municipal Council, Khanna,
District Ludhiana.

First Appellate Authority,
o/o Director, Department of Local Government,
Punjab Municipal Bhawan,
Plot No. 3, Dakshin Marg,
Sector-35 A, Chandigarh.

Appeal Case No. 2477 of 2021 (Video Conference Proceedings)

PRESENT:

Ramandeep Singh Ahluwalia (Appellant) 94645-00405
Rajesh Rehni, Assistant Engineer (for the Respondent) 98880-89001

ORDER:

(To be read in continuity with earlier orders on 21.9.2021)

1. The RTI application is dated **4.1.2021** vide which the appellant has sought information **regarding Punjab Municipal Act 1911/notification under which Superintendent Engineer is authorized to pass/signed bills in the MB Books of contractors etc.**, as enumerated in his RTI application. First Appeal was filed with the First Appellate Authority (FAA) on **3.3.2021** and Second Appeal was filed in the Commission on **24.5.2021** under Section 19 of the Right to Information Act, 2005. The case was last heard on **21.9.2021**.

2. Both parties are present. The respondent PIO represented by Rajesh Rehni, Assistant Engineer, states that the information requested at point no. 1 and 3 does not conform to the definition "information" as per Section 2(f) of the RTI Act 2005. Regarding point no. 2, the respondent states that all the record by way of bills entered in MB Books is not available in Municipal Council, Khanna, since these are taken away by the concerned officers after being signed by Superintending Engineer.

3. During deliberations, the appellant pointed out that the respondent PIO has not even supplied the requested record pertaining to Municipal Council, Khanna. The respondent PIO is herewith directed to give all the requested record at point no. 2 of this RTI application pertaining to Municipal Council, Khanna, before the next date of hearing.

Contd....2

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Appeal Case No. 2477 of 2021 (Video Conference Proceedings)

4. IMPORTANT! All documents / information supplied to appellants / complainants must mandatorily be attested as under:

Information supplied under the RTI Act, 2005

Signature of the PIO

Name of the PIO

Name of the Public Authority

Date

5. Next hearing on 13.4.2022 at 11.00 am via Video Conference Facility at DC Office, Ludhiana.

Sd/-

(ASIT JOLLY)

State Information Commissioner, Punjab.

Chandigarh

21.12.2021