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Sh. Tejinder Singh

R/o R/o 836, M.I.G, PHS Colony

Jamalpur, Ludhiana-141010 Appellant

Versus

Public Information Officer,

O/o Municipal Corporation,

Ludhiana

First Appellate Authority

O/o Commissioner,

Municipal Corporation (Zonal Commissioner)

Ludhiana Respondents

 **APPEAL CASE NO.2339/2017**

Date of RTI application : 12.06.2017

Date of First Appeal : 12.07.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint :23.08.2017

**Present:** None on behalf of the Appellant.

 Sh. Harjit Singh, Draftsman, Zone ‘D”, O/o MC, Ludhiana – for Respondents.

**ORDER**

 **The case has been heard through video conferencing.**

Sh. Harjit Singh, Draftsman appearing on behalf of the respondents says that the appellant has been suitably informed. He has also acknowledged its receipt on 26.10.2017 to his satisfaction. Though its copy did not figure on record, we do not have any reason to disbelieve it on the face of the fact that he is absent.

 **Disposed.**

 **Sd/-**

**20.12.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

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Sh. Baljeet Singh

64-H, B.R.S Nagar,

Ludhiana -141012 Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Improvement Trust,

Ludhiana

First Appellate Authority

O/o Deputy Director,

Urban Local Bodies, Punjab,

Ludhiana Respondents

 **APPEAL CASE NO.2347/2017**

Date of RTI application : 07.06.2017

Date of First Appeal : 06.07.2017

Date of Order of FAA : 17.07.2017

Date of 2nd Appeal/complaint :23.08.2017

**Present: None is present during video conferencing.**

**ORDER**

 None is present. Nothing has been heard either from the appellant or the respondents.

 The matter is deferred to be heard on **21.02.2017 at 11.30 AM through video conference at Ludhiana.**

 **Sd/-**

**20.12.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

 **PUNJAB STATE INFORMATION COMMISSION**

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Sh. Ramandeep Singh Ahluwalia,

Ward No.18, Street No.-2, Kartar Nagar,

Amloh Road, Khanna Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Municipal Corporation,

Patiala

First Appellate Authority

O/o Commissioner,

Municipal Corporation,

Patiala. Respondents

 **APPEAL CASE NO.2352/2017**

Date of RTI application : 20.02.2017

Date of First Appeal : 30.03.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint :20.08.2017

**Present:** Sh. Ramandeep Singh Ahluwalia, Appellant in person.

 1. Sh. Parvinder Singh, JE and

 2. Sh. Saurav Bansal, JE, O/o Municipal Corporation, Patiala in Commission’s office, Chd. – for Respondents.

**ORDER**

 **The case has been heard through video conferencing.**

Heard.

 It emerges that the appellant had sought the copies of measurement books being maintained for the developmental works with Nos. 618, 619, 620 and 621 besides concomitant information concerning a contractor.

 Sarvshri Parvinder Singh, JE and Sh. Saurav Bansal, JE are present in the Court on behalf of the respondents. They say that they have brought along the measurement books for inspection. As the appellant is away at Ludhiana in video conference it is not feasible to get it inspected on spot. Besides they submit that the measurement book No.618 has been misplaced and the concerned JE has duly informed their superior authority of the same. We understand that the Contd..page…2

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**APPEAL CASE NO.2352/2017**

entries made in the measurement book are reflected in the bills which are ultimately cleared for payment. The appellant can have an access to it for satisfaction. It is, therefore, desired that the respondents shall allow the inspection of the record on a mutually agreed date and time before the next date of hearing and provide him the certified copies of the documents to an extent of 150 pages only.

 To come up on **23.01.2018 at 11.30 AM at Chandigarh.**

 **Sd/-**

**20.12.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

 **PUNJAB STATE INFORMATION COMMISSION**

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Sh. P.D.Bansal, President, Lok Sewa Club,

Shop No.57, Sant Market,G.T.Road

Khanna Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Municipal Council, Khanna

Distt. Ludhiana

First Appellate Authority

O/o Regional Deputy Director,

Urban Local Bodies, Punjab,

Ludhiana Respondents

 **APPEAL CASE NO.2383/2017**

Date of RTI application : 07.04.2017

Date of First Appeal : 17.07.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint :23.08.2017

**Present: None is present during video conferencing.**

**ORDER**

 The appellant has communicated in writing about the receipt of information. He is no more inclined to pursue the issue.

 **Disposed.**

 **Sd/-**

**20.12.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

 **PUNJAB STATE INFORMATION COMMISSION**

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Sh.Vishnu Dev

S/o Sh. Krishan Lal,

H.No.2159/04-0/2, Street No.4, Basant Nagar,

Shivpuri, Ludhiana Appellant

Versus

Public Information Officer,

O/o Commissioner,

Municipal Corporation,

Ludhiana

First Appellate Authority

O/o Commissioner,

Municipal Corporation,

Ludhiana Respondents

 **APPEAL CASE NO.2406/2017**

Date of RTI application : 25.07.2016

Date of First Appeal : Nil

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint :03.07.2017

**Present:** None on behalf of the Appellant.

 Sh. Pardeep Sehgal, ATP, Zone ‘A’, MC Office, Ludhiana – for Respondents.

**ORDER**

 **The case has been heard through video conferencing.**

Sh. Pardeep Sehgal, ATP appearing on behalf of the respondents submits that the information has been provided to the appellant. He further submits that it has been acknowledged in writing by the appellant that he is satisfied with the information thus supplied to him on 31.10.2017. The Commission has no reason to doubt the submissions thus made by the respondents.

 The matter is **disposed.**

 **Sd/-**

**20.12.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

 **PUNJAB STATE INFORMATION COMMISSION**

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Sh. Parminder Singh,

S/o Sh. Jaspal Singh,

House No.6837/3A, Street No.8,

Mohar Singh Nagar, Ludhiana Appellant

Versus

Public Information Officer,

O/o Zonal Commissioner,

Zone-B, Municipal Corporation,

Shingar Road, Ludhiana

First Appellate Authority

O/o Zonal Commissioner,

Zone-B, Municipal Corporation,

Shingar Road, Ludhiana Respondents

 **APPEAL CASE NO.2412/2017**

Date of RTI application : 21.03.2017

Date of First Appeal : 15.04.2017

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint : 28.08.2017

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

 None on behalf of the Respondents.

**ORDER**

 **The case has been heard through video conferencing.**

The respondents are absent. The original application was filed on 21.03.2017. Despite the lapse of nine months suitable information has not been provided. After first Appeal, second appeal and issue of the notice no response has been filed by the respondents. The Commission takes a serious note of it.

 The PIO is, thus, issued a show cause notice to explain in a self- attested affidavit as to why a penalty @ Rs.250/- per day of delay subject to maximum of Rs.25,000/- till the complete information is furnished, be not imposed under Section 20(1) of RTI Act, 2005 on himfor causing willful delay / denial of the information to the RTI applicant and why the compensation be not awarded Contd…page…2

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**APPEAL CASE NO.2412/2017**

to the Appellant under Section 19 (8) (b) of the Act for the detriment suffered by him.

 In addition to the written reply, the PIO is also given an opportunity under Section 20(1) proviso thereto, for a personal hearing before the imposition of such penalty on the next date of hearing. He may take note that in case he does not file his written reply and does not avail himself of the opportunity of personal hearing on the date fixed, it will be presumed that he has nothing to say and the Commission shall proceed to take further proceedings against him ex parte.

 To come up on **21.02.2018 at 11.30 AM through video conference at Ludhiana.**

 **Sd/-**

**20.12.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

 **PUNJAB STATE INFORMATION COMMISSION**

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Sh. Harinder Singh

S/o S.Joginder Singh,

R/o E.J. 326,Mohalla Riazepura

Near Central Town, Jalandhar City Complainant

Versus

Public Information Officer,

O/o Inspector General of Police,

N.R.I. Affairs, S.A.S. Nagar Respondent

 **COMPLAINT CASE NO.925/2017**

Date of RTI application : 16.09.2016

Date of First Appeal : Nil

Date of Order of FAA : Nil

Date of 2nd Appeal/complaint :21.08.2017

**Present:** Sh. Harinder Singh, Complainant in person.

 Const. Manpreet Singh, O/o I.G.P., SAS Nagar – for Respondents.

**ORDER**

 **The case has been heard through video conferencing.**

The appellant is present in the NIC studio of Jalandhar.

 Constable Manpreet Singh appearing on behalf of the respondent says that the information has been sent to the complainant vide their letter dated 07.11.2017. A copy of the same has also been sent to the Commission as well.

 The Commission finds that the original application was filed by the complainant on 16.09.2016. He further says that he had been pursuing it relentlessly. It is only after he has filed the complaint with the Commission that the information has been sent to him.

 Obviously, there is a delay of more than one year. The respondents were obliged to provide him the information within the stipulated time. They are required to explain the delay and show cause as to why the penalty as entailed in Section 20(1) (2) of the Act may not be imposed on the PIO.

 To come up on **21.02.2018 at 11.30 AM through video conference at Jalandhar.**

 **Sd/-**

**20.12.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

  **PUNJAB STATE INFORMATION COMMISSION**

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Sh. Jaspal Singh

S/o Sh. Rajesh Arora,

319/3, Gurdeep Nagar,

Jagraon, Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Nagar Council, Jagraon

Distt. Ludhiana

First Appellate Authority,

O/o Regional Dy. Director,

Urban Local Bodies Department,

Ludhiana Respondents

 **APPEAL CASE NO.1427/2017**

Date of RTI application : 15.03.2017

Date of First Appeal : 18.04.2017

Date of Order of FAA: Nil

Date of 2nd Appeal/complaint 23.05.2017

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

 Sh. Amarpal Singh, Clerk, NC Office, Jagraon – for Respondents.

**ORDER**

 Due to technical glitch mid-way the case could not be heard through video conferencing.

 The case shall be reheard on **21.02.2018 at 11.30 AM through video conference at Ludhiana.**

 **Sd/-**

**20.12.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

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Sh. Jaspal Singh

S/o Sh. Ramesh Arora,

319/3, Gurdeep Nagar, Jagraon,

Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Executive Officer,

Nagar Council, Jagraon,

(Distt. Ludhiana)

First Appellate Authority,

O/o Deputy Director, Local Govt.

Ludhiana Respondents

 **APPEAL CASE NO. 4208 of 2016**

 **Date of RTI Application :24.09.2016**

 **Date of First Appeal :29.10.2016**

 **Date of Order of FAA :NIL**

 **Date of Second Appeal :19.12.2016**

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

 Sh. Amarpal Singh, Clerk, NC Office, Jagraon – for Respondents.

**ORDER**

 Due to technical glitch mid-way the case could not be heard through video conferencing.

 The case shall be reheard on **21.02.2018 at 11.30 AM through video conference at Ludhiana.**

 **Sd/-**

**20.12.2017 (Yashvir Mahajan)**

 **State Information Commissioner**

 **PUNJAB STATE INFORMATION COMMISSION**

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Sh. Jasbir Singh

Village Bholapur, P.O. Ramgarh,

Distt. Ludhiana Appellant

Versus

Public Information Officer,

O/o Senior Supdt. of Police, (Rural),

Amritsar.

First Appellate Authority

O/o Senior Supdt. of Police, (Rural),

Amritsar Respondents

 **APPEAL CASE NO.1377/2017**

**Date of RTI application : 02.03.2017**

**Date of First Appeal : 03.04.2017**

**Date of Order of FAA: Nil**

**Date of 2nd Appeal/complaint :17.05.2017**

**Present:** None on behalf of the Appellant.

 ASI J. Singh, O/o DSP, Jandiala – for Respondents.

**ORDER**

 **The case has been heard through video conferencing.**

The following order was passed by this forum on 04.10.2017:

 *“The following order was passed by this forum on 16.08.2017:*

 *”The Commission had made the following order on 04.07.2017:*

 *“ASI Nirmal Singh is present on behalf of the respondents. He submits that no FIR stands registered with reference to the information sought by the information seeker. The appellant has shown us a copy of the FIR registered on 17.11.2016 under Section 304 (A) and Section 279 of IPC in the Police Station, Mehta of Amritsar (Rural ) Police district.*

 *The Commission feels that the issue has been mishandled as ASI Nirmal Singh appearing on behalf of the respondents is posted in the Police Station, Kamboh under SSP (Rural), Contd…page…2*

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***APPEAL CASE NO.1377/2017***

*Amritsar.*

 *The Public Authority is desired to look into it and arrange to supply the appropriate information immediately to the appellant under intimation to the Commission in any case before the next date of hearing.”*

 *“The case has been taken up today. Sh. Gurpartap Singh Sahota, Dy. Superintendent of Police says that the information available with them has already been conveyed to the appellant. The appellant denies having received it. He is desired to send a copy again to the appellant under endorsement to the Commission. The respondents are directed to send an affirmation to the Commission that no more information with reference to the original application has been withheld by them.”*

 *The case has come up today. ASI Davinder Singh appearing on behalf of the respondents states that the matter having been investigated has been submitted before the Court for prosecution of the accused. All the documents relating to the same have been filed in the Court. The only record that is available with them at this juncture is the FIR lodged with the respective police station. The respondents are directed to send a copy of FIR to the appellant with a copy to the Commission along with a declaration in the shape of an affidavit that no other document concerning the original application is available with them.”*

The case has been taken up today. Vide their letter dated 11.2.2017 the respondents have communicated that in compliance with the order of the Commission a copy of the FIR has been sent to the appellant on 04.10.2017.

 Contd..page…3

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**APPEAL CASE NO.1377/2017**

 The appellant is absent. Presumably he is satisfied with the information thus stated to have been sent. No more action is called for.

 The appeal is **disposed.**

**Sd/-**

**20.12.2017 ( Yashvir Mahajan )**

 **State Information Commissioner**

**CC: The Superintendent of Police (Rural), Amritsar.**