

PUNJAB STATE INFORMATION COMMISSION
Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.
Ph: 0172-2864120

Email: psic25@punjabmail.gov.in Visit us: www.infocommpunjab.com



Sh. Sunny Guraba, # 463, Gali No.5,
Tripuri Town, Patiala - 147004

.....Appellant

Versus

Public Information Officer,
O/o Mc, Patiala

First Appellate Authority,
O/o Commissioner, MC, Patiala

.....Respondent

APEPAL CASE NO. 5227 OF 2023

Present : Sh. Sunny Guraba the appellant
(ii) For the respondent : Ms. Ishpreet Kaur, ATP-cum-APIO (9872010380)

ORDER

The present appeal came up for hearing today before the Double Bench of the Commission. The appellant, Shri Sunny Guraba, appeared and submitted that although he has received the compensation awarded by the Commission, he has still not received the complete information sought through his RTI application dated 16.05.2023.

2. The respondent Ms. Ishpreet Kaur appeared and submitted that replies have been furnished to the appellant from time to time in response to the RTI application. However, the appellant stated that neither a complete nor a point-wise reply has been furnished till date.

3. The Commission has carefully examined the record and notes that the matter has remained pending before different Benches of the Commission for a considerable period. The record reveals that the matter was initially heard by the then State Information Commissioner, Sh. Asit Jolly, who, vide order dated 27.03.2024, directed the then Commissioner, Municipal Corporation, to conduct an enquiry and ascertain whether the delay in furnishing the information was attributable to the tenure of Sh. Naresh Kumar, MTP or Sh. Naresh Bhatti, MTP, and to submit a report before the Commission. Thereafter, vide order dated 11.06.2024, the then Commissioner, Sh. Asit Jolly, imposed a penalty of ₹10,000/- upon Sh. Naresh Kumar, MTP (presently posted at Pathankot) under Section 20 of the Right to Information Act, 2005. The Commission also awarded compensation of ₹10,000/- to the appellant.

4. Thereafter, the matter came up before another Bench of the Commission i.e. Ms. Pooja Gupta, Commissioner where two hearings were conducted. Subsequently, considering the nature of the issues involved, the matter was referred to the Double Bench for adjudication. The first hearing before the Double Bench was adjourned. Today, after hearing both parties and perusing the record, the Commission finds that despite the prolonged proceedings before various Benches of the Commission, the respondent has failed to establish that complete, point-wise and specific information has been furnished to the appellant. Accordingly, the respondent is directed to furnish a fresh, comprehensive

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point-wise and specific reply to every query raised in the RTI application dated 16.05.2023, along with copies of all relevant records, strictly in accordance with the provisions of the Right to Information Act, 2005.

5. In case any information is not available, has not been maintained, or cannot be supplied for any legally sustainable reason, the respondent shall file a sworn affidavit before the Commission clearly stating the reasons for such non-availability. A copy of the affidavit shall also be supplied to the appellant well before the next date of hearing.

The Commission further observes that vide order dated 11.06.2024, a penalty of ₹10,000/- was imposed upon Sh.Naresh Kumar, MTP, who is presently posted at Municipal Corporation, Pathankot. However, nothing has been placed on record to establish that the said penalty has been recovered and complied with. Accordingly, a copy of this order be forwarded to the Commissioner, Municipal Corporation, Pathankot, with a direction to ensure strict compliance with the Commission's order dated 11.06.2024 by recovering the penalty amount of ₹10,000/- from the salary of Sh.Naresh Kumar, MTP, in accordance with law and to submit a compliance report along with documentary proof of such recovery before the next date of hearing. The Commissioner, Municipal Corporation, Pathankot, shall ensure that the aforesaid direction is complied with within the stipulated period, failing which the Commission shall be constrained to take appropriate action in accordance with law.

6. To come up on **25.08.2026 at 01:30 PM** for further proceedings in the Commission. Copy of the order be sent to the parties.

Sd/-

(Harpreet Singh Sandhu)
State Information Commissioner
Punjab

sd/-

(Dr.Bhupinder S Batth)
State Information Commissioner
Punjab

Dated : 21.07.2026

CC:

- 1. Commissioner, , Municipal Corporaiton, Pathankot (for compliance)**
- 2. PS to SIC (HSS) (for intimation)**

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