



GOVERNMENT OF KHYBER PAKHTUNKHWA  
RIGHT TO INFORMATION COMMISSION  
7<sup>th</sup> Floor, Tasneem Plaza, Near Benevolent Fund Building,  
6th Saddar Road, Peshawar  
Email: [complaints@kprii.gov.pk](mailto:complaints@kprii.gov.pk)  
Ph: +92-91-9212643  
Fax: +92-91-9211163

Dated: 05<sup>th</sup> Aug., 2015

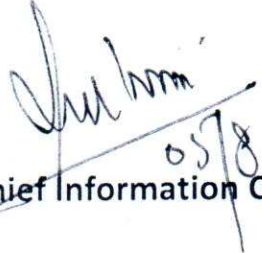
**(Complaint No. 00612)**

Ref: Mr. Muhammad Noman Khan vs. Directorate of E&SE, Peshawar.

### **Proceedings**

Mr. Muhammad Noman Khan (Complainant) on behalf of the Farhan Enterprises in person present. Mr. Fida Muhammad, Assistant Director P&D, Directorate of E&SE, Peshawar is also present.

The complainant wants the documents of those firms who stand qualified for this tender and the complainant company was disqualified. The PIO undertakes to provide the information regarding the qualified firms (seven in Nos.) and criteria for qualification within seven working days from today. As according to him, the file is lying with the Secretary Education. The PIO is directed to appear before the Secretary and ask for the file so that information is provided to the complainant. He should also report to this Commission regarding the supply of information to the complainant or otherwise. If information is not provided within seven working days, action will be initiated against the PIO.

  
05/8  
Chief Information Commissioner

  
Commissioner-I

  
Commissioner-II



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Dated: 05<sup>th</sup> Aug., 2015

**(Complaint No. 00517)**

Ref: Mr. Asad Bilal vs. KUST, Kohat.

### **Proceedings**

Mr. Asad Bilal (Complainant) in person present. Dr. Hidayat Ullah Khan, Associate Professor/Director QEC/PIO, Kohat University of Science & Technology, Kohat is also present.

The request was discussed in detail. Two things remain outstanding in this case. One is a Medical Certificate submitted by Mr. Saif Ullah as available in the office of the PIO and the second is the Enrolment/Registration Form of the said Mr. Saif Ullah. The complainant is directed to visit the office of the PIO tomorrow where he will be provided the attested copies of the Registration Form and the Medical Certificate in respect of Mr. Saif Ullah as is available in the record. Mr. Asad Bilal is also directed to inform this Commission regarding the same after visiting the office of the PIO. In case, the above two things are not provided to complainant Mr. Asad Bilal then the PIO shall submit in writing as to who is responsible for not providing the information.

  
6/8/8  
Chief Information Commissioner

  
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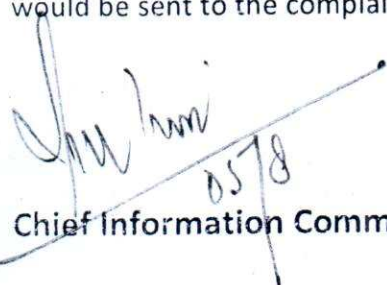
**(Complaint No. 00543)**

Ref: Mr. Muhammad Zeeshan vs. Mardan Medical Complex, Mardan.

**Proceedings**

Mr. Muhammad Zeeshan (Complainant) is not in attendance. Mr. Altaf Ahmad, Litigation Officer/PIO, Mardan Medical Complex, Mardan is present.

The representative of the MMC, Mardan has handed over the requisite information to the Assistant Registrar, Right to Information Commission, Peshawar and the same would be sent to the complainant Mr. Muhammad Zeeshan along with these Proceedings.

  
05/8  
Chief Information Commissioner

  
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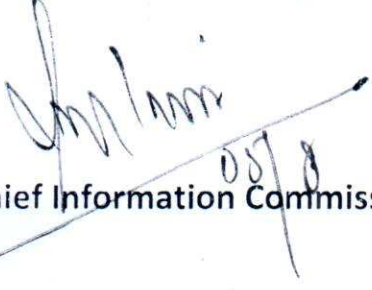
**(Complaint No. 00834)**

Ref: Mr. Muhammad Zeeshan vs. Mardan Medical Complex, Mardan.

### **Proceedings**

Mr. Muhammad Zeeshan (Complainant) is not in attendance. Mr. Altaf Ahmad, Litigation Officer/PIO, Mardan Medical Complex, Mardan is present.

The representative of the MMC, Mardan has handed over the requisite information to the Assistant Registrar, Right to Information Commission, Peshawar and the same would be sent to the complainant Mr. Muhammad Zeeshan alongwith these Proceedings.

  
Chief Information Commissioner

  
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Dated: 06<sup>th</sup> Aug., 2015

**(Complaint No. 00675)**

Ref: Mr. Habib Ullah vs. WSSP, Peshawar.

### **Proceedings**

Mr. Habib Ullah (Complainant) in person present. Mr. Shehzad Babar, General Manager (HR) and Mr. Ishtiaq, Payroll Officer, Water & Sanitation Services Peshawar are also present.

The case was discussed in detail with the representative of the WSSP. The representative was of the view that he deals with HR section and the matter pertains to the General Manager (Operations). It revealed during the discussion that WSSP has not designated any person as Public Information Officer and probably that's why the difficulties in the processing of the complaint are being faced. The office informs that General Manager (Operations) has received a copy of the letter from Assistant Manager, Solid Waste Management. The office should contact the General Manager (Operations) in the matter and he be summoned for 12<sup>th</sup> August, 2015. The complainant would also be informed accordingly. The representative of the WSSP is directed to inform the General Manager (Operations) regarding the problem of the complainant Mr. Habib Ullah.

This office should address a letter to the General Manager, WSSP to carry out his legal obligations under Section 6 of the Right to Information Act, 2013 and designate a Public Information Officer immediately and inform this Commission giving his Officer No., Fax and e-mail so that the same is displayed on this Commission's website.

  
Chief Information Commissioner

  
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Dated: 06<sup>th</sup> Aug., 2015

**(Complaint No. 00634)**

Ref: Mr. Wajid Nawaz vs. PHED, Swabi.

**Proceedings**

Mr. Wajid Nawaz (Complainant) in person present. Mr. Muhammad Amjad, Executive Engineer/PIO, Public Health Engineering Department, Swabi also present.

After detail discussion, it was decided that the complainant would contact the XEN of the PHED, Swabi for visiting the locations where the tube wells are situated according to the request of the complainant. The XEN, PHED, Swabi would verify and submit his report on the tube wells on the spot, so as to locate the Department to which they belong and also identify the Department/Body which constructed them. The report should contain the names of the operators and the Department which is paying salary to these operators for their duties. Tentatively, 11<sup>th</sup> of August of this month is fixed for the spot visit of the XEN with the concerned parties. XEN would send his report to this Commission upto 17<sup>th</sup> August, 2015 regarding the said inspection and his views about the ownership, operation and utility of installation.

  
Chief Information Commissioner

  
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Dated: 06<sup>th</sup> Aug., 2015

**(Complaint No. 00638)**

Ref: Mr. Muhammad Arif vs. PHED, Swabi.

### **Proceedings**

Mr. Muhammad Arif (Complainant) in person present. Mr. Muhammad Amjad, Executive Engineer/PIO, Public Health Engineering Department, Swabi also present.

After detail discussion, it was decided that the complainant would contact the XEN of the PHED, Swabi for visiting the locations where the tube wells are situated according to the request of the complainant. The XEN, PHED, Swabi would verify and submit his report on the tube wells on the spot, so as to locate the Department to which they belong and also identify the Department/Body which constructed them. The report should contain the names of the operators and the Department which is paying salary to these operators for their duties. Tentatively, 11<sup>th</sup> of August of this month is fixed for the spot visit of the XEN with the concerned parties. XEN would send his report to this Commission upto 17<sup>th</sup> August, 2015 regarding the said inspection and his views about the ownership, operation and utility of installation.

  
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Dated: 06<sup>th</sup> Aug., 2015

**(Complaint No. 00702)**

Ref: Mr. Fazl-e-Rabbi vs. PHED, Swabi.

**Proceedings**

Mr. Fazl-e-Rabbi (Complainant) in person present. Mr. Muhammad Amjad, Executive Engineer/PIO, Public Health Engineering Department, Swabi also present.

After detail discussion, it was decided that the complainant would contact the XEN of the PHED, Swabi for visiting the locations where the tube wells are situated according to the request of the complainant. The XEN, PHED, Swabi would verify and submit his report on the tube wells on the spot, so as to locate the Department to which they belong and also identify the Department/Body which constructed them. The report should contain the names of the operators and the Department which is paying salary to these operators for their duties. Tentatively, 11<sup>th</sup> of August of this month is fixed for the spot visit of the XEN with the concerned parties. XEN would send his report to this Commission upto 17<sup>th</sup> August, 2015 regarding the said inspection and his views about the ownership, operation and utility of installation.

  
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Dated: 06<sup>th</sup> Aug., 2015

**(Complaint No. 00705)**

Ref: Mr. Gohar Ali Khan vs. Home Department, Peshawar.

### **Proceedings**

Mr. Gohar Ali Khan (Complainant) is not in attendance. Mr. Mushtaq, Deputy Secretary (Admn)/PIO, Home Department, Peshawar is present.

Since, the case pertains to the IG Prisons which has got its own PIO, therefore, this office will contact the Prisons Department for the requisite information, hence the complaint against the Home Department be closed.

  
Chief Information Commissioner

  
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Dated: 06<sup>th</sup> Aug., 2015

**(Complaint No. 00659)**

Ref: Syed Jawad Azam vs. WSSP, Peshawar.

### **Proceedings**

Syed Jawad Azam (Complainant) in person present. Mr. Shehzad Babar, General Manager (HR), and Mr. Ishtiaq, Payroll Officer, Water & Sanitation Services Peshawar are also present.

The case was discussed in detail. The Public Body offered that if the complainant visits their office, they will provide the comparative table of all the shortlisted candidates giving their academic record evaluation, marks of written test and interview etc. The complainant was satisfied with the offer of the Public Body so the complainant is directed to visit the office of the General Manager tomorrow and inform this Commission regarding the receipt of the table. The Public Body is also directed to send the copy of the said documents to this Commission through e-mail [complaints@kprti.gov.pk](mailto:complaints@kprti.gov.pk) or fax 091-9211163.

Chief Information Commissioner

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Dated: 07<sup>th</sup> Aug., 2015

**(Complaint No. 00137)**

Ref: Mr. Pervez Khan vs. Population Welfare Department, Peshawar.

### **Proceedings**

Mr. Pervez Khan (Complainant) in person present. Mr. Ghulam Habib, Deputy Secretary/PIO, Mr. Mumtaz Khan, Section Officer, Mr. Zulfiqar Ali, Superintendent, and Mr. Muhammad Aleem, District Population Welfare Officer, Population Welfare Department, Peshawar are also present.

The matter was discussed in detail. The representative of the Public Body had brought photocopies of the personnel files of various officers containing 2771 pages. These were handed over to the complainant Mr. Pervez Khan without any cost as offered by Mr. Ghulam Habib, Deputy Secretary/PIO. The complainant Mr. Pervez Khan inspected the files and raised the objection that these personnel files do not contain the testimonials of these officers. It was explained by the representative of the Public Body that since originally this Department was established at the Federal level which was later on handed over to the Provincial Government in 2002. Hence, they would search the testimonials with the Federal Government or DG, Population Welfare Department, and after procuring the same, the copies of these testimonials will be given to the complainant Mr. Pervez Khan as per Right to Information Law. The Public Body was directed to inform this Commission regarding the correspondence with the other Departments in connection with procurement of these testimonials. As far as the personnel file of the complainant Mr. Pervez Khan is concerned, as per statement of Mr. Muhammad Aleem it is missing since 2010 and is not available even today. The documents were handed over to the complainant Mr. Pervez Khan as per list attached to their letter No. SOE(PWD)1-61/PF/Documents, dated: 06<sup>th</sup> August, 2015. Copy of their letter and covering letter is also placed on the file of this Commission.

Whenever the rest of the documents are procured, the same be handed over to the complainant Mr. Pervez Khan immediately. The Public Body would send the report to this Commission within fifteen working days.





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Dated: 12<sup>th</sup> Aug., 2015

**(Complaint No. 00675)**

Ref: Mr. Habib Ullah vs. WSSP, Peshawar.

### **Proceedings**

Complainant Mr. Habib Ullah in person present. Mr. Taimur Ahmad, Manager Communication & Media, Water & Sanitation Services Peshawar, also present.

The Public Body has already explained the entire position in its letter address to the complainant Mr. Habib Ullah, copy of which has been placed on file. According to that letter, there is no post of Sweeper under the budget allocated to the Public Body for the area which is subject of this complaint. Also partially new pipe has been laid down while the rest of the pipes will be installed after the under construction tube well become operational. The complainant Mr. Habib Ullah is satisfied with the information provided by the Public Body, therefore, this case is closed.

Chief Information Commissioner

Commissioner-I

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Dated: 12<sup>th</sup> Aug., 2015

**(Complaint No. 00632)**

Ref: Mr. Hussain Ali vs. CPO, Peshawar.

**Proceedings**

Complainant Mr. Hussain Ali in person present. Mr. Alamgir, Reader/AIG (Legal) & Mr. Farman Ullah, Assistant, Central Police Office, Peshawar, are also present.

This case pertains to the inquiry conducted by the Public Body against the complainant Mr. Hussain Ali, as a result of which inquiry, the complainant was compulsorily retired. The complainant Mr. Hussain Ali alleged that he has not seen the statements of witnesses nor he was given opportunity to cross examine these witnesses. He was also not provided copy of full inquiry report. According to the PIO, only the portion containing findings were given to the complainant Mr. Hussain Ali.

Under the law, the complainant Mr. Hussain Ali, before imposition of punishment on him, was entitled to receive each and every paper intended to be used against him. The Public Body is directed to provide copies of all the documents pertaining to the said inquiry and which were used against complainant Mr. Hussain Ali. The representative of the Public Body agrees to provide all the documents pertaining to this inquiry, to the complainant within seven working days under intimation to this Commission.

  
Chief Information Commissioner

  
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Dated: 12<sup>th</sup> Aug., 2015

**(Complaint No. 00661)**

Ref: Mr. Muhammad Suleman vs. CPO, Peshawar.

### **Proceedings**

Complainant Mr. Muhammad Suleman in person present. Mr. Alamgir, Reader/AIG (Legal) & Mr. Farman Ullah, Assistant, Central Police Office, Peshawar, are also present.

This case is regarding aid/grant received by the Police Department from various NGO's and the heads under which this money was spent. The complainant Mr. Muhammad Suleman has already received partial information but he is not satisfied with that. He needs complete data regarding all receipts from the NGO's mentioned in his application and the person to whom it is allotted/allocated. The representative of the Public Body undertakes to provide information complete in all respects within ten working days.

  
Chief Information Commissioner

  
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Dated: 12<sup>th</sup> Aug., 2015

**(Complaint No. 00660)**

Ref: Mr. Muhammad Suleman vs. CPO, Peshawar.

### **Proceedings**

Complainant Mr. Muhammad Suleman in person present. Mr. Alamgir, Reader/AIG (Legal) & Mr. Farman Ullah, Assistant, Central Police Office, Peshawar, are also present.

This case pertains to the complaint regarding non-supply of data of District Peshawar in respect of those officers who were given shoulder promotion. The complainant Mr. Muhammad Suleman has received information regarding other districts but information regarding District Peshawar has not been provided. The representative of the Public Body agrees to provide information, hence he is given five working days to provide the information to the complainant Mr. Muhammad Suleman directly under intimation to this Commission.

  
Chief Information Commissioner

  
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Dated: 12<sup>th</sup> Aug., 2015

**(Complaint No. 00824)**

Ref: Mr. Wisal Yousafzai vs. IG Prisons, Peshawar.

### **Proceedings**

Complainant Mr. Wisal Yousafzai is not in attendance. Mr. Najam Abbasi, Assistant Superintendent Jail/PIO, IG Prisons, Peshawar, is present.

The PIO informed that the information has already been provided to the complainant Mr. Wisal Yousafzai. After that, the complainant Mr. Wisal Yousafzai was contacted telephonically, he replied that he has received the requisite information from the Department. Therefore, this case is closed.

  
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Dated: 12<sup>th</sup> Aug., 2015

**(Complaint No. 00589)**

Ref: Mr. Riasat Khan vs. Cereal Crops Research Institute, Nowshera.

**Proceedings**

Complainant Mr. Riasat Khan in person present. Mr. Khilwat Afridi, Research Officer, and Mr. Ikram Haq, Establishment Clerk, Cereal Crops Research Institute, Nowshera are also present.

This case pertains to the supply of the following eight documents:

1. Appointment Order of Mr. Latifullah S/o Mr. Ghazi Khan.
2. Appointment & Retirement Orders of Mr. Ghazi Khan (Father of Mr. Latifullah)
3. Appointment Order of Mr. Mujahid Ahmad S/o Hamin Gul.
4. Appointment & Retirement order of Mr. Hamin Gul (Father of Mujahid Ahmad).
5. Appointment Order of Mr. Jalees Ahmad S/o Mr. Fazli Hadi.
6. Appointment Order of Mr. Hamin Fazli Hadi (Father of Mr. Jalees Ahmad).
7. Appointment & Retirement order of Mr. Haroon Khan (Father of Mr. Yaseen Ahmad appointed on 01-09-2008).
8. Appointment & Retirement Order of Mr. Siraj Khan (Father of Mr. Zahoor Ahmad appointed on 07-10-2006).

Originally it was the contention of the Public body that the entire record has been destroyed in the flood of 2010, however, the appointment letter of Mr. Latifullah was available with the Public Body and was provided to the complainant Mr. Riasat Khan. This Commission took the view that since the appointees and the pensioners are receiving their pay/pension regularly, therefore, the record must be available with the Public body and should be provided to the complainant Mr. Riasat Khan. The Director General, Agriculture Research Institute was also consulted but nobody obliged. Today the representative of the Public Body supplied two more documents pertaining to the appointment of Mr. Mujahid Ahmad & Mr. Jalees Ahmad. They sought time to check the appointment order of Mr. Haroon Khan. Regarding the Retirement Order, the Public Body undertook to provide copy of pension papers which would give the date of retirement of various officers mentioned at Serial No. 2, 4, 7 and 8.

The complainant Mr. Riasat Khan informed that through his own efforts, he has procured some documents, photocopies of which were provided to the representative of the Public Body. The Public Body should attest these copies and return it to the complainant Mr. Riasat Khan. The Public Body is also directed to provide pension papers indicating the date of





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Dated: 13<sup>th</sup> Aug., 2015

**(Complaint No. 00508)**

Ref: Mr. Pervez Khan vs. District Accounts Office, Karak.

### **Proceedings**

Mr. Pervez Khan (Complainant) in person present. Mr. Muhammad Rehman, Senior Auditor, District Accounts Office, Karak also present.

This case pertains to the payment of T.A/D.A through cheque to Dr. Sofia Sajjad who was serving in the Health Department, Karak and was nominated by the Population Welfare Department to attend the training at Lahore starting from 28<sup>th</sup> July, 2005. The representative of the Public Body states that the cheque was destroyed at the direction of Auditor General Office which has granted a contract to a contractor for destruction of the record. The complainant Mr. Pervez Khan insists that cheque is not destroyed and a statement is kept in the District Accounts Office regarding payment of cheque which include the name of payee and the amount disbursed and date of issuance of cheque.

The representative is directed to check again his record and is further directed to give the statement in writing about the existence of the cheques or otherwise, the destruction of the cheque alongwith other record and the non-existence of any statements/documents in respect of cheques in the District Accounts Office, Karak. The report shall be duly signed by the Head of the Public Body. The Head of the Public Body is also directed to attend the next Proceedings personally which shall be conducted on **25<sup>th</sup> August, 2015 at 11:00 am**. Copy of these Proceedings has been handed over to the representative of the Public Body.

  
Chief Information Commissioner

  
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Dated: 13<sup>th</sup> Aug., 2015

**(Complaint No. 00509)**

Ref: Mr. Pervez Khan vs. Population Welfare Department, Karak.

### **Proceedings**


Mr. Pervez Khan (Complainant) in person present. Mr. Siddiq ur Rehman, District Population Welfare Officer, Population Welfare Department, Karak also present.

This complaint pertains to the following two topics:

1. Record of T.A/D.A paid to Dr. Sofia Sajjad for her training at Lahore, a training which commenced from 27<sup>th</sup> July, 2005.
2. Appointment record and the procedure adopted for the recruitment of Mr. Akhtar Zaman, Chowkidar, in the office of Population Welfare Department, Karak.

1. The Deputy Director, Karak has brought cash books pertaining to the financial year 2005-06 and 2006-07. He states that according to these cash books, no payment of T.A/D.A, whatsoever, has been recorded as paid to Dr. Sofia Sajjad for this particular training at Lahore. He further informs that according to the record maintained by the Public Body, the said lady Dr. Sofia Sajjad was nominated for the training titled "Mini-lap Technique" but she had left from the Health Department, Karak. On return from the said training, she reported her arrival to the Health Department. The record maintained by the District Population Welfare Office, Karak does not show whether she actually went for the training or not, or whether payment was made to her or not.

2. The representative of the Public Body has brought the record culminating in the appointment of Mr. Akhtar Zaman, Chowkidar. A total of eight pages i.e Provisional Matric Certificate, Domicile Certificate, Arrival Report, Employment Registration Card, Minutes of the Departmental Selection Committee, offer of appointment, Letter addressed to Manager, Employment Exchange & List of candidates provided by the Employment Exchange. These were photocopied from the file of the Public Body and handed over to the complainant Mr. Pervez Khan. This case is closed.

  
Siddiq ur Rehman  
District Population Welfare Officer





GOVERNMENT OF KHYBER PAKHTUNKHWA

RIGHT TO INFORMATION COMMISSION

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Dated: 20<sup>th</sup> Aug., 2015

**(Complaint No. 00497)**

Ref: Mr. Kamran Khan vs. DHO, Peshawar.

**Proceedings**

Complainant Mr. Kamran Khan is not in attendance. Dr. Arshad Rasheed, Principal Medical Officer, Office of the DHO, Peshawar is present.

Two Proceedings earlier took place in this Commission which were attended once by Mr. Asfandiyar Khattak, Deputy Secretary-II/PIO on 03<sup>rd</sup> June, 2015 and another by Mr. Jan Alam, P.A to Asfandiyar Khattak, Deputy Secretary-II/PIO, on 30<sup>th</sup> July, 2015.

This case pertains to the information regarding Class-IV employees retired in the last five years and the observance of 25% quota for recruitment of Class-IV employees. Partial information was provided to the complainant Mr. Kamran Khan but he was not satisfied. This complaint has crossed its statutory period of pendency which is sixty days according to the Right to Information Act, 2013. It was brought to the notice of the Public Body that such an attitude is going to damage the image of this Commission as well as that of the Public Body because the information is so simple which should be available with the Public Body/DHO, Peshawar. Under Section 5 of the Right to Information Act, 2013, such information should be proactively published on the official website of the Public Body. This situation was discussed with the representative of the Public Body in detail and proof was provided to him that a copy of the Proceedings dated: 30<sup>th</sup> July, 2015 were conveyed to the DHO office by this Commission but no result has come forward.

Last chance is given to the DHO to provide information to the complainant Mr. Kamran Khan as well as to this Commission failing which punitive Proceedings shall be initiated against Mr. Jehangir Khan, DHO as provided under Section 26(3)(b) of the Right to Information Act, 2013.

The representative of the Public Body undertakes to provide the information to complainant Mr. Kamran Khan, by Monday i.e 24<sup>th</sup> August, 2015. Copy of the Proceedings which were held on 30<sup>th</sup> July, 2015 and a copy of the page of Peon Book on which the receiving signature was taken, were provided to the representative of the Public Body.





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Dated: 21<sup>st</sup> August, 2015

**(Complaint No. 00830)**

Ref: Mr. M. Khalid vs. SDA, Swabi.

### **Proceedings**

Mr. Muhammad Khalid (Complainant) in person present. Mr. Muhammad Qamar, Housing Officer, as representative of PIO from the Swabi Development Authority, Swabi also present.

The Complainant had requested for copies of documents of Four Plots E-95, E-107, E-167, and E-104, which had been allotted to him. The Housing Officer explained that the plots (regarding which the complaint has been made) and which had been allotted to Mr. Muhammad Khalid, were subsequently cancelled vide orders of the Peshawar High Court. An appeal has been lodged with the Supreme Court of Pakistan, with regard to the orders of the High Court.

After hearing both parties Mr. Muhammad Qamar, Housing Officer Swabi, is directed to provide copies of the papers requested for by the complainant. Mr. Muhammad Qamar, Housing Officer commits to provide the same by Tuesday on 25<sup>th</sup> August, 2015, and compliance of the same shall be reported to this Office. The complainant is also directed to inform this office regarding the receipt of the documents.

  
Chief Information Commissioner

  
Commissioner- I

  
Commissioner-II



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Dated: 25<sup>th</sup> Aug., 2015

**(Complaint No. 00845)**

Ref: Mr. Islam Gul vs. PHED, Mardan.

### **Proceedings**

Mr. Islam Gul (Complainant) is not in attendance. Mr. Zahid Hussain, SDO/PIO, and Mr. Behram Khan, SDA, Public Health Engineering Department, Mardan are present.

This case pertains to the tube well installed in DWSS Union Council Manga. It was the allegation of the complainant Mr. Islam Gul that the scheme is not functional. The representative of the Public Body has brought a report in writing from Operator Mr. Ihsan Ullah that the scheme is functional but the local people are demanding material to give connection to houses which the Department cannot do. The attested copy of the operator report is placed on file.

The complainant Mr. Islam Gul has also asked for the attested copy of the last electricity bill paid by the Department for the tube well. The representative of the Public Body is ready to deliver the same to the complainant Mr. Islam Gul. The complainant is directed to visit the office of the Public Body within three days after the receipt of this letter and receive the electricity bill for himself. The Complainant Mr. Islam Gul is directed to inform this Commission regarding the same. This case is closed.

  
Chief Information Commissioner

  
Commissioner-I





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Dated: 25<sup>th</sup> Aug., 2015

**(Complaint No. 00508)**

Ref: Mr. Pervez Khan vs. District Accounts Office, Karak.

**Proceedings**

Mr. Pervez Khan (Complainant) in person present. Mr. Rehman Ullah, District Accounts Officer/PIO, District Accounts Office, Karak also present.

The DAO has filed letters in writing that the cheque and T.A Bill in question has been handed over to the contractor for destruction under the direction of the Auditor General of Khyber Pakhtunkhwa. He has also brought a copy of a report of the record keeper who had certified that the cheque and T.A bill pertaining to Dr. Sofia Sajjad, does not exist in the record of the Public Body. Copy of these letters consisting of three pages, has been handed over to the complainant. Mr. Pervez Khan insists that the information is wrong and also points out certain rules whereby cheque cannot be destroyed.

This Commission is of the view that inquiry into submission of wrong information is not the mandate of this Commission under the Right to Information Act, 2013. The complainant Mr. Pervez Khan is not satisfied with the report submitted by Mr. Rehman Ullah, District Accounts Officer and would like to receive information regarding the rules determining the life of documents and the list of the documents which were handed over to contractor for destruction.

Since these documents were not mentioned in the original request of the Complainant Mr. Pervez Khan, therefore, the complainant Mr. Pervez Khan is directed to file a fresh request for these documents under the law if he is so advised.

The complainant alleged that the husband of the said Dr. Sofia Sajjad is a Political figure and the Accounts Officer is under his influence and thus, is not giving information. The complainant was requested to confine himself to the parameter of his complaint and ~~do~~ not allege things which are irrelevant to these Proceedings. He was not satisfied with the Proceedings and alleged that these are Kangaroo Proceedings and the attitude of the Commission would kill the spirit of the Act.

We respect the opinion of the complainant and would like to focus on legally disposing the complaint. This case is closed.





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Dated: 25<sup>th</sup> Aug., 2015

**(Complaint No. 00673)**

Ref: Mr. Farman Ali vs. PHED, Mardan.

### **Proceedings**

Mr. Farman Ali (Complainant) is not in attendance. Mr. Zahid Hussain, SDO/PIO, and Mr. Behram Khan, SDA, Public Health Engineering Department, Mardan are present.

The case was discussed in detail with the representative of the Public Body. Their para wise replies are following:

1. PC-I: It pertains to Project details. PIO has brought the copy which is more than twenty pages. The complainant should visit the office of the PIO and get copies on payment of fee according to schedule notified by this Commission.
2. PC-II: It relates to the survey and feasibility study for a Developmental Project of the Government. Since the scheme has been completed, therefore, PC-II cannot be supplied.
3. PC-III: It relates to the Annual targets and Progress Reporting of a Development Project of the Government. Since the scheme stands completed, hence no need to provide this document.
4. PC-IV: It relates to the Project completion Report. Since the scheme stands completed, hence no need to provide this document.
5. PC-V: Annual performance Report after completion of Developmental Project. Since the scheme stands completed, hence no need to provide this document.

This Commission is of the view that the Public Body has answered the questions satisfactorily, therefore, this case is closed.

  
Chief Information Commissioner

  
Commissioner-I



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Dated: 25<sup>th</sup> Aug., 2015

**(Complaint No. 00682)**

Ref: Mr. Ali Gul vs. PHED, Mardan.

**Proceedings**

Mr. Ali Gul (Complainant) is not in attendance. Mr. Zahid Hussain, SDO/PIO, and Mr. Behram Khan, SDA, Public Health Engineering Department, Mardan are present.

The case was discussed in detail with the representative of the Public Body. Their para wise replies are following:

1. PC-I: It pertains to Project details. PIO has brought the copy which is more than twenty pages. The complainant should visit the office of the PIO and get copies on payment of fee according to schedule notified by this Commission.
2. PC-II: It relates to the survey and feasibility study for a Developmental Project of the Government. Since the scheme has been completed, therefore, PC-II cannot be supplied.
3. PC-III: It relates to the Annual targets and Progress Reporting of a Development Project of the Government. Since the scheme stands completed, hence no need to provide this document.
4. PC-IV: It relates to the Project completion Report. Since the scheme stands completed, hence no need to provide this document.
5. PC-V: Annual performance Report after completion of Developmental Project. Since the scheme stands completed, hence no need to provide this document.

This Commission is of the view that the Public Body has answered the questions satisfactorily, therefore, this case is closed.

  
Chief Information Commissioner

  
Commissioner-I





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Dated: 26<sup>th</sup> Aug., 2015

**(Complaint No. 00695)**

Ref: Dr. Saadia Shamsheer vs. LRH, Peshawar.

**Proceedings**

Dr. Saadia Shamsheer (Complainant) in person present. Dr. Amer Hamid, DMS Litigation/PIO, Lady Reading Hospital, Peshawar also present.

The matter was discussed with the representative of the Public Body. According to him, it is the contention of the concerned officers that research papers and experience certificates are personal to the Government servants. It was brought to the notice of the PIO that all those documents/research papers/testimonials and training courses on the basis of which a public servant draws pays and salaries from the Government Exchequer are not personal to the Government servants because on the basis of these documents, the holders are paid by the Government from taxpayers money.

The PIO undertook to provide all the required certificates of those candidates who appeared in the interview for the post of Assistant Professor Gynae & Obstetrics by Monday i.e 31<sup>st</sup> August, 2015. The complainant is directed to visit this Commission's office on 31<sup>st</sup> August, 2015 after 02:00 o'clock. The PIO is also directed to supply the information so as to reach this office before 02:00 o'clock on that day. It was brought to the notice of the PIO that failure to comply with these undertakings would compel this Commission to make resort to the punitive provisions of the law.

  
Chief Information Commissioner

  
Commissioner-I

  
Commissioner-II





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Dated: 26<sup>th</sup> Aug., 2015

**(Complaint No. 00729)**

Ref: Mr. Muhammad Naeem vs. Directorate of Anti-Corruption Department, Peshawar.

### **Proceedings**

Mr. Muhammad Naeem (Complainant) in person present. The Public Information Officer, Directorate of Anti-Corruption Department, Mardan is not in attendance.

Information sent by the Anti-Corruption Department, Mardan has been handed over to the complainant. He seeks time to study the same. He would inform this Commission regarding his satisfaction or otherwise regarding the said information.

  
Chief Information Commissioner

  
Commissioner-I

  
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Dated: 26<sup>th</sup> Aug., 2015

**(Complaint No. 00849)**

Ref: Mr. Shahid Khan vs. LRH, Peshawar.

### **Proceedings**

Mr. Shahid Khan (Complainant) is not in attendance. Dr. Amer Hamid, DMS Litigation/PIO, Lady Reading Hospital, Peshawar is present.

The PIO has submitted the requisite information in the office of the Assistant Registrar, Right to Information Commission, Peshawar and the same will be sent to the complainant, therefore, this case is closed.

  
Chief Information Commissioner

  
Commissioner-I

  
Commissioner-II



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*Ofc*

Dated: 26<sup>th</sup> Aug., 2015

(Complaint No. 00695)

*/5772-73*

Ref: Dr. Saadia Shamsheer vs. LRH, Peshawar.

### **Proceedings**

Dr. Saadia Shamsheer (Complainant) in person present. Dr. Amer Hamid, DMS Litigation/PIO, Lady Reading Hospital, Peshawar also present.

The matter was discussed with the representative of the Public Body. According to him, it is the contention of the concerned officers that research papers and experience certificates are personal to the Government servants. It was brought to the notice of the PIO that all those documents/research papers/testimonials and training courses on the basis of which a public servant draws pays and salaries from the Government Exchequer are not personal to the Government servants because on the basis of these documents, the holders are paid by the Government from taxpayers money.

The PIO undertook to provide all the required certificates of those candidates who appeared in the interview for the post of Assistant Professor Gynae & Obstetrics by Monday i.e 31<sup>st</sup> August, 2015. The complainant is directed to visit this Commission's office on 31<sup>st</sup> August, 2015 after 02:00 p.m. The PIO is also directed to supply the information so as to reach this office before 02:00 p.m on that day. It was brought to the notice of the PIO that failure to comply with these undertakings would compel this Commission to make resort to the punitive provisions of the law.

sd/-

Chief Information Commissioner

sd/-

Commissioner-I

sd/-

Commissioner-II

Copy to:-

1. Dr. Amer Hamid, DMS Litigation/PIO, Lady Reading Hospital, Peshawar.
2. Dr. Saadia Shamsheer (Complainant)

*[Signature]*





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Dated: 27<sup>th</sup> Aug., 2015

**(Complaint No. 00748)**

Ref: Mr. Aziz ur Rehman vs. Rescue-1122, Peshawar.

### **Proceedings**

Mr. Aziz ur Rehman (Complainant) in person present. Mr. Aruj Sherazi, Public Relation Officer, & Mr. Shah Fazil, Assistant Director (Admn), Rescue-1122, Peshawar are also present.

The matter was discussed with the parties. The information sought was regarding the Incentive Allowance. The Public Body informs that Incentive Allowance is given to each and every employee of Rescue-1122 as allocated in the regular budget. The Public Body informs that the Incentive Allowance is paid to the employees of the Rescue-1122 equal to their basic pay. This case is closed.

  
**Chief Information Commissioner**

  
**Commissioner-I**



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Dated: 27<sup>th</sup> Aug., 2015

**(Complaint No. 00746)**

Ref: Mr. Aziz ur Rehman vs. Planning & Development Department, Peshawar.

### **Proceedings**

Mr. Aziz ur Rehman (Complainant) in person present. Mr. Hameed Ullah Shah, Deputy Secretary (PCD), & Mr. Abdul Ghaffar, Assistant Chief, Planning & Development Department, Peshawar are also present.

The case was discussed in detail with the parties. It was revealed that no scheme is ever sanctioned in the name of MNA and MPA. Funds are allocated for schemes approved by the appropriate forums. The complainant was informed that the question of funds allocated to MNA's cannot be answered in the present shape. The complainant informed that he got the letters of the Finance Department and CM Secretariat in which he was asked to seek information from Planning & Development Department. The complainant is directed to provide these letters to the Planning & Development Department in their office tomorrow. The Public Body would look into the matter and inform the complainant accordingly under intimation to this Commission.

  
Chief Information Commissioner

  
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Dated: 27<sup>th</sup> Aug., 2015

**(Complaint No. 00744)**

Ref: Mr. Aziz ur Rehman vs. Local Government Department, Peshawar.

### **Proceedings**

Mr. Aziz ur Rehman (Complainant) in person present. Mr. Izaz Ullah, Section Officer (General)/PIO, Local Government Department, Peshawar also present.

In this case, information under two heads were sought from the Public Body consisting of appointments made during financial year 2014-15 and details of funds regarding election 2015. Information under both heads have been provided to the complainant, hence this case is closed.

  
Chief Information Commissioner

  
Commissioner-I





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Dated: 27<sup>th</sup> Aug., 2015

**(Complaint No. 00747)**

Ref: Mr. Aziz ur Rehman vs. Housing Department, Peshawar.

### **Proceedings**

Mr. Aziz ur Rehman (Complainant) in person present. Mr. Muhammad Daud Khan, Section Officer (Litigation)/PIO, Housing Department, Peshawar also present.

The complainant has received a letter from Assistant Director/PIO of Provincial Housing Authority dated: 04/08/2015, through which four annexures were sent to him. The complainant confirms the receipt of these annexures and he is satisfied with the information contained in para A, B, & D.

Regarding details of consultancy of various scheme contained in annexure "C", the complainant had asked for the percentage upon which these consultancies were granted. According to the complainant, the information contained in para "C" is deficient at this score.

The complainant also informed that the information regarding private government partnership has not been provided. The representative of the Public Body undertakes to provide both these informations if complainant visits the office of the Assistant Director (Admn)/PIO, Provincial Housing Authority, University Town, Peshawar. The complainant is directed to visit the said office and inform this Commission accordingly.

  
Chief Information Commissioner

  
Commissioner-I