



No: RTIC/AR/1-926/15
Dated: 03rd Feb., 2016

(COMPLAINT NO. 00926)

REF: MR. ZULFIQAR AHMAD VS. ABBOTTABAD DEVELOPMENT AUTHORITY, ABBOTTABAD.

PROCEEDINGS

Mr. Zulfiqar Ahmad, complainant, in person present. Mr. Nasir Hayat Babar, Director, Abbottabad Development Authority, Abbottabad also present.

The case was discussed in detail with the parties. The complainant has brought a copy of the PC-I which was sent to him, which is not readable. The representative has brought a copy of the same, held by the Public Body. The perusal of the same shows that the copy held by the Public Body too is not visible and not readable and that's why the complainant's copy is also not readable. The representative has categorically stated that he has got only this document, which is in his possession in respect of the project which was taken up in 1990.

The representative informed that they have recently launched their official website. In this background, the representative is directed to upload the list of the allottees to whom the plots were allotted by the Abbottabad Development Authority, in the letter and spirit of Section 5 of the Right to Information Act, 2013. The Public Body is also advised to place all information related to the Abbottabad Development Authority as directed under the Right to Information Act, 2013. Hence, this case is closed.

Chief Information Commissioner

Commissioner-I

Commissioner-II



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No: RTIC/AR/1-717/15
Dated: 03rd Feb., 2016

(COMPLAINT NO. 00717)

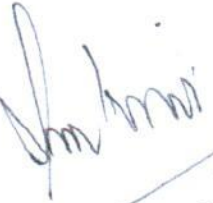
REF: MR. YASIR CHEEMA VS. LRH, PESHAWAR.

PROCEEDINGS

Mr. Yasir Cheema, complainant, is not in attendance. Mr. Yousaf Jamal, Junior Clerk on behalf of Dr. Amer Hamid, DMS Litigation, Lady Reading Hospital, Peshawar is present.

The representative of the Public Body has brought a letter written by the Secretary, Board of Governors to Dr. Amer Hamid, Litigation Officer/PIO, in which he has sought the reason as to why the complainant is seeking the information. The representative of the Public Body has been given the copy of the Right to Information Act, 2013, with the request to ask the Secretary, Board of Governors to read the Law thoroughly and gather for himself the requirements of the Law and the duties of the Public Bodies. Had he done so earlier, he would have not raised such irrelevant questions.

The representative admits that the minutes of the Board of Directors are available in recorded form. He is directed to provide a copy of the minutes of Board of Directors since establishment in 2015 till date by Monday, the 08th of February, 2016, failing which punitive action will be initiated against the PIO under Section 26 of the Right to Information Act, 2013.


Chief Information Commissioner


Commissioner-I


Commissioner-II

GOVERNMENT OF KHYBER PAKHTUNKHWA
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No: RTIC/AR/1-1328/15
Dated: 03rd Feb., 2016

COMPLAINT NO. 01328)

MR. MUHAMMAD BILAL VS. LRH, PESHAWAR.

PROCEEDINGS

Mr. Muhammad Bilal, complainant, is not in attendance. Mr. Yousaf Jamal, Junior
on behalf of Dr. Amer Hamid, DMS Litigation, Lady Reading Hospital, Peshawar is present.

No information has so far been provided to the complainant. According to the
representative of the Public Body, the Personal File of the complainant is not traceable in the
file, therefore, The Hospital Director be summoned for **12th February, 2016**.


Information Commissioner


Commissioner-I


Commissioner-II



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No: RTIC/AR/1-1206/15
Dated: 03rd Feb., 2016

(COMPLAINT NO. 01206)

REF: MR. JANAB GUL VS. PHED, KOHAT & HANGU.

PROCEEDINGS

Mr. Janab Gul, complainant, is not in attendance. Mr. Kifayat Ullah Khan, XEN, Public Health Engineering Division, Hangu is present.

The case was discussed in detail with the representative of the Public Body. According to the representative, the scheme was completed when Hangu was a part of Kohat Division. Haji Wazir Khan, Valve Man, retired in 1998, whereafter the said post was advertised and a third person was appointed. The representative was asked to locate the agreement between the Government and Haji Wazir Khan under which the land was handed over to the PHED, Hangu for the construction of the Water Tank. This Commission wants to see the Terms and Conditions under which the land was handed over for construction to the Department.

The representative was also directed to obtain the copy of the "Fard" from the Revenue Authorities so that the position of the land is determined in accordance with the revenue record.

In the last Proceedings recorded on 18th January, 2016, this Commission addressed a letter to the District Accounts Officer, District Kohat who have sent a copy of the record which shows the PPO No., Name of Pensioner, Date of Birth etc. of the then Haji Wazir Khan, Valve Man. The District Accounts Office, Kohat does not have any further record like Service Book etc. of the employee.


Chief Information Commissioner


Commissioner-I


Commissioner-II



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No: RTIC/AR/1-1117/15

Dated: 10th Feb., 2016

(COMPLAINT NO. 01117)

REF: MR. MUHAMMAD NAEEM VS. ABDUL WALI KHAN UNIVERSITY, MARDAN.

PROCEEDINGS

Mr. Muhammad Naeem, Complainant, in person present. Mr. Sher Alam, Registrar and Mr. Ali Akbar, Assistant Registrar/PIO, Abdul Wali Khan University, Mardan also present.

The case was discussed in detail with the parties. The PIO stated that he will provide the information under this complaint, by tomorrow i.e. 11th February, 2016, to the complainant under intimation to this Commission.

Chief Information Commissioner

Commissioner-I

Commissioner-II



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No: RTIC/AR/1-701/15
Dated: 10th Feb., 2016

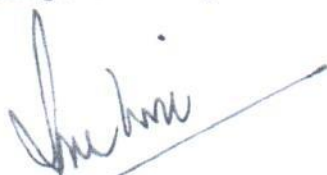
(COMPLAINT NO. 00701)

REF: MR. MUHAMMAD NAEEM VS. ABDUL WALI KHAN UNIVERSITY, MARDAN.

PROCEEDINGS

Mr. Muhammad Naeem, Complainant, in person present. Mr. Sher Alam, Registrar and Mr. Ali Akbar, Assistant Registrar/PIO, Abdul Wali Khan University, Mardan also present.

The case was discussed in detail with the parties. The complainant had requested for information under ten heads. Information under head No. 5, 6, 8, 9 and 10 have been provided to the complainant. Regarding head No. 1, Partial information has been provided to the complainant for which the Public Body undertakes to provide the rest of information to the complainant. The Public Body undertakes to provide the information under head No. 2, 3, 4 and 7, within one week to the complainant. Both the parties are directed to inform this Commission regarding the delivery and the receipt of information.


Chief Information Commissioner


Commissioner-I


Commissioner-II



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46

No: RTIC/AR/1-1215/15
Dated: 10th Feb., 2016

(COMPLAINT NO. 01215)


REF: MR. MUHAMMAD ASGHAR KHAN VS. ABDUL WALI KHAN UNIVERSITY, MARDAN.

PROCEEDINGS

Mr. Muhammad Asghar Khan, Complainant, in person present. Mr. Sher Alam, Registrar and Mr. Ali Akbar, Assistant Registrar/PIO, Abdul Wali Khan University, Mardan also present.

The representatives of the Public Body stated that the requisite information in this case, is uploaded on the official website of the Public Body and the copy of the same has been provided to him by hand today. Copy also placed on the file of this Commission. Therefore, this case is closed.


Chief Information Commissioner


Commissioner-I


Commissioner-II



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No: RTIC/AR/1-1224/15
Dated: 10th Feb., 2016

(COMPLAINT NO. 01224)

REF: MR. MANZOOR ALI VS. ABDUL WALI KHAN UNIVERSITY, MARDAN.

PROCEEDINGS

Mr. Manzoor Ali, Complainant, in person present. Mr. Sher Alam, Registrar and Mr. Ali Akbar, Assistant Registrar/PIO, Abdul Wali Khan University, Mardan also present.

The representatives of the Public Body stated that the requisite information is uploaded on the official website of the Public Body and an attested copy of the same has been provided to him by hand today. Copy also placed the same on the file of this Commission. Therefore, this case is closed.


Chief Information Commissioner


Commissioner-I


Commissioner-II



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No: RTIC/AR/1-1035/15
Dated: 10th Feb., 2016

(COMPLAINT NO. 01035)

REF: MR. ARSALAN IQBAL VS. ABDUL WALI KHAN UNIVERSITY, MARDAN.

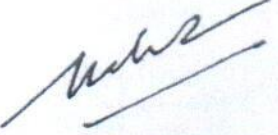
PROCEEDINGS

Mr. Arsalan Iqbal, Complainant, is not in attendance. Mr. Sher Alam, Registrar and Mr. Ali Akbar, Assistant Registrar/PIO, Abdul Wali Khan University, Mardan are present.

The case was discussed in detail with the representatives of the Public Body. The PIO promised to provide the information to the complainant within one week under intimation to this Commission.


Chief Information Commissioner


Commissioner-I


Commissioner-II



No: RTIC/AR/1-717/15

Dated: 12th Feb., 2016

(COMPLAINT NO. 00717)

REF: MR. YASIR CHEEMA VS. LRH, PESHAWAR.

PROCEEDINGS

Mr. Yasir Cheema, complainant, is not in attendance. Mr. Yousaf Jamal, Junior Clerk on behalf of the Hospital Director, Lady Reading Hospital, Peshawar is present.

Despite a clear direction issued by this Commission in the last Proceedings held on 03rd February, 2016, for the supply of the copy of minutes of Board of Governors to the complainant by 08th February, 2016, the copy of the minutes of Board of Governors has still not been provided to the complainant.

The attitude of the Public Body shows that they are not providing information to the complainant nor uploading the same on the official website of the Public Body in the letter and spirit of Section 5 of the Right to Information Act, 2013, therefore, a Show Cause Notice be issued to Mr. Bilal Bashir, Secretary (BOG), Lady Reading Hospital, Peshawar.

Chief Information Commissioner

Commissioner-I

Commissioner-II

No: RTIC/AR/1-1111/15

Dated: 16th Feb., 2016**(COMPLAINT NO. 01111)**

REF: MR. AZIZ UR REHMAN VS. UNIVERSITY OF PESHAWAR.

PROCEEDINGS

Mr. Aziz ur Rehman, complainant, in person present. Mr. Aimal Khan, Deputy Registrar/PIO and Mr. Shah Jehan, Assistant (P&D), University of Peshawar also present.

The PIO brought partial information which was handed over to the complainant. For the remaining information, the PIO requested for the additional time of ten days for the compilation of the record/information which was granted. In the meantime, the PIO also proposed that it would be best if the complainant visited the University for the collection of information. The PIO stated that he will inform the complainant regarding the date and time to visit his office under intimation to this Commission. The complainant is directed to visit the office of the PIO on certain date and time and check the record which he needed. Both the parties are directed to inform the Commission regarding the final outcome of the said visit.


Chief Information Commissioner
Commissioner-I
Commissioner-II



01C

No: RTIC/AR/1-1322/15

Dated: 18th Feb., 2016

11870-71

(COMPLAINT NO. 01322)

REF: MR. NAEEM KHAN KHALIL VS. DIRECTORATE OF TRANSPORT, PESHAWAR.

PROCEEDINGS

Mr. Naeem Khan Khalil, complainant, in person present. Mr. Fazal ur Rehman, Superintendent RTA, Regional Transport Authority, Peshawar also present.

The case was discussed in detail with the parties. The complainant had requested for information regarding all the route permits issued in the last three years to Yellow Cab Taxi Motor Car including the date of issuance, Motor Vehicle Registration No., Name of the owners, parentage, complete address of the Permit Holder, permit fee and procedure for issuance of route permits. The Public Body has issued information carrying permit No., route permit type, Registration No., status and validity. If the information is checked, then only the names of the owners, parentage, permit fee and the procedure for issuance of route permits are missing. The Public Body is directed to upload all the information on their official website for which the representative states that the website is still under construction and will take two to three months to take its final shape.

The complainant is directed to visit the office of the Regional Transport Authority on or after **23rd February, 2016** and collect the information duly attested. The representative is directed to provide the information to the complainant on payment of fee, if it consists of more than twenty pages according to the notification issued by this Commission.

sd/-

Chief Information Commissioner

sd/-

Commissioner-I

sd/-

Commissioner-II

Copy to:-

1. Mr. Fazal ur Rehman, Superintendent RTA, Regional Transport Authority, Peshawar.
2. Mr. Naeem Khan Khalil (Complainant)
3. Complainant's File Copy

Assistant Registrar
RTI Commission, KPK

Assistant Registrar

Right to Information Commission



No: RTIC/AR/1-1363/15
Dated: 18th Feb., 2016

(COMPLAINT NO. 01363)

REF: MR. IFTIKHAR HUSSAIN VS. FINANCE DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Iftikhar Hussain, complainant, in person present. Muhammad Sharif, Superintendent, Finance Department, Peshawar also present.

The case was discussed in detail with the parties. The complainant has asked for the legible copy of letter No. SGP.III (STP)2-2/98, dated: 28-12-1998, and copy of the summary in the light of the above mentioned letter. According to the complainant, the summary is available in the Finance Department's Resource-III Section and he has seen it himself. The representative of the Public Body was given a chance to contact his Department for the supply of a copy of the same to the complainant but according to the representative, the Worthy Secretary Finance has issued an order not to provide the summary even though the summary pertains to 1998. If the information conveyed to this Commission is correct then the attitude of the Public Body is against the spirit of the law.

The Secretary Finance is directed to supply the copy of the summary to the requester in the letter and spirit of the Right to Information Act, 2013, within three days of the receipt of these Proceedings failing which punitive action will be initiated against the Secretary Finance under Section 26 of the Right to Information Act, 2013. He is also directed to appoint a regular PIO within one week in the letter and spirit of Section 6(1) of the Right to Information Act, 2013.

Chief Information Commissioner

Commissioner-I

Commissioner-II



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No: RTIC/AR/1-872/15
Dated: 18th Feb., 2016

(COMPLAINT NO. 00872)

REF: MR. AZIZ UR REHMAN VS. FINANCE DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Aziz ur Rehman, complainant, in person present. Muhammad Sharif, Superintendent, Finance Department, Peshawar also present.

The case was discussed in detail with the parties. The complainant has stated that he has received some information from the Public Body yesterday. He informed that he has not studied the provided information for which he was given one week time and directed to intimate this Commission in writing regarding any outstanding information within seven days of the receipt of these Proceedings.

Chief Information Commissioner

Commissioner-I

Commissioner-II



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OK

No: RTIC/AR/1-1249/15
Dated: 24th Feb., 2016

2534-26

(COMPLAINT NO. 01249)

REF: MR. MUHAMMAD SOHAIL VS. DEO (M), ABBOTTABAD.

PROCEEDINGS

Mr. Muhammad Sohail, complainant, in person present. Mr. Muhammad Ashraf, Deputy DEO, Office of the DEO (M), Abbottabad also present.

The case was discussed in detail with the parties. The discussion revealed that part of the information i.e. two pages inquiry report and other related documents have been provided to the complainant. The view of the complainant was that the said inquiry report consisted of thirty five pages and not of two pages as is evident from the page numbers on the photocopy of the inquiry report provided to him. The Deputy DEO stated that it would be in the fitness of things if the complainant visited his office tomorrow i.e. 25th February, 2016, where he will be given a chance to locate the needed information in the original file of the Education Office. The complainant is advised to visit the office tomorrow and identify the needed information.

The complainant is directed to inform this Commission and the DEO (M), Abbottabad in writing, the status of the information that he receives from the Department.

sd/-
Chief Information Commissioner

sd/-
Commissioner-I

sd/-
Commissioner-II

Copy to:-

1. Mr. Muhammad Ashraf, Deputy DEO, Office of the DEO (M), Abbottabad.
2. The District Education Officer (M), Abbottabad.
3. Mr. Muhammad Sohail (Complainant)
4. Complainant's File Copy

**Assistant Registrar
RTI Commission, KPK**

Assistant Registrar
Right to Information Commission,
KPK Peshawar



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No: RTIC/AR/1-1323/15
Dated: 24th Feb., 2016

(COMPLAINT NO. 01323)

REF: MR. ASIF BILAL VS. AGRICULTURE DEPARTMENT, D.I.KHAN.

PROCEEDINGS

Mr. Asif Bilal, complainant, is not in attendance. Mr. Karim Nawaz Baloch, District Director, Agriculture Department, D.I.Khan is present.

The representative brought information regarding D.I.Khan, Kolachi, Paharpur, Parova and U.C Daraban in soft form. The said information has been copied in the system of Legal Section and will be sent to the complainant on his e-mail address. The complainant is directed to inform this Commission in writing the receipt of complete or incomplete information within seven days otherwise this case will be closed.

Chief Information Commissioner

Commissioner-I

Commissioner-II



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No: RTIC/AR/1-1072/15
Dated: 24th Feb., 2016

(COMPLAINT NO. 01072)

REF: MR. MUHAMMAD ABRAR VS. ENERGY & POWER DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Muhammad Abrar, complainant, in person present. Mr. Ijaz Ali Shah, Planning Officer, Energy & Power Department, Peshawar also present.

The case was discussed in detail with the parties. The complainant had asked information under fourteen Heads out of which, information regarding Head No. 1, 2, 3, 7, 9, 10, 11, 12 and 14 has been provided to the complainant.

Information under Head No. 4, has partially been provided in which the complainant had asked for Selection Criteria for CEO, HR Director and CFO PEDO. The complainant has received Selection Criteria for CEO while the representative undertakes to provide Selection Criteria for HR Director within two days. Since the appointment of CFO PEDO has not yet been finalized, therefore, the complainant has to wait for its final shape. The complainant had also asked for the supply of summary for which the representative has stated that he will provide the summary in respect of HR Director within two days while the complainant has to wait for the summary of CFO PEDO because the said case is under process.

Information under Head No. 6, the complainant had asked for Selection Criteria and list of shortlisted candidates, salary package and Terms & Conditions of CEO, HR Director and CFO PEDO. The complainant has received these documents in respect of CEO while information in respect of HR Director, the representative undertakes to provide the same within two days. The case of appointment of CFO PEDO is under process, therefore, the same cannot be provided.

The representative has provided a copy of e-mail whereby the CEO, Mr. Razi, has directed the representative, not to provide the information in respect of minutes of the BOD meeting of KPOGCL. Previously, in the case of **MR. MUSA KALEEMULLAH**, the same thing was asked from the KPOGCL but the said was refused and fine was imposed upon the CEO/PIO of the KPOGCL. The CEO, KPOGCL is directed to attend this Commission on **02nd March, 2016.**

Chief Information Commissioner

Commissioner-I

Commissioner-II



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No: RTIC/AR/1-1497/16
Dated: 24th Feb., 2016

(COMPLAINT NO. 01497)

REF: MR. SHAH WALI KHAN VS. E&SED, PESHAWAR.

PROCEEDINGS

Mr. Shah Wali Khan, complainant, in person present. Muhammad Rehman Mohmand, MO-III, Elementary & Secondary Education Department, Peshawar also present.

The representative of the Public Body brought the relevant information in this case which was more than twenty pages. All the original information was given to the complainant for the photocopy of the same. After photocopying, the complainant stated that information regarding 'para-V' of his original request is missing for which he was directed to give in writing the receipt of incomplete information within **seven** days of the receipt of these Proceedings.


Chief Information Commissioner


Commissioner-I


Commissioner-II



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No: RTIC/AR/1-1514/16

Dated: 24th Feb., 2016

(COMPLAINT NO. 01514)

REF: MR. ABDUL WAJID VS. E&SED, PESHAWAR.

PROCEEDINGS

Mr. Abdul Wajid, complainant, is not in attendance. Muhammad Rehman Mohmand, MO-III, Elementary & Secondary Education Department, Peshawar is present.

The representative of the Public Body brought the relevant information copy of which will be sent to the complainant on his postal address and also the same is placed on the file of this Commission, hence this case is closed.


Chief Information Commissioner


Commissioner-I


Commissioner-II



Not: RTIC/AR/1-1249/15
Dated: 24th Feb., 2016

(COMPLAINT NO. 01249)

REF: MR. MUHAMMAD SOHAIL VS. DEO (M), ABBOTTABAD.

PROCEEDINGS

Mr. Muhammad Sohail, complainant, in person present. Mr. Muhammad Ashraf, Deputy DEO, Office of the DEO (M), Abbottabad also present.

The case was discussed in detail with the parties. The discussion revealed that part of the information i.e. two pages inquiry report and other related documents have been provided to the complainant. The view of the complainant was that the said inquiry report consisted of thirty five pages and not of two pages as is evident from the page numbers on the photocopy of the inquiry report provided to him. The Deputy DEO stated that it would be in the fitness of things if the complainant visited his office tomorrow i.e. 25th February, 2016, where he will be given a chance to locate the needed information in the original file of the Education Office. The complainant is advised to visit the office tomorrow and identify the needed information.

The complainant is directed to inform this Commission and the DEO (M), Abbottabad in writing, the status of the information that he receives from the Department.


Chief Information Commissioner

 
Commissioner-I Commissioner-II



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No: RTIC/AR/1-1654/16
Dated: 24th Feb., 2016

(COMPLAINT NO. 01654)

REF: MR. MUJEEB ULLAH VS. E&SED, PESHAWAR.

PROCEEDINGS

Mr. Mujeeb Ullah, complainant, in person present. Muhammad Rehman Mohmand, MO-III, Elementary & Secondary Education Department, Peshawar also present.

The representative brought the detail statement showing total sanctioned/vacant Positions. The said list was given to the complainant on proper receipt and copy of the same was also placed on the file of the Commission. Hence, this case is closed.


Chief Information Commissioner


Commissioner-I


Commissioner-II



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Q/C

No: RTIC/AR/1-869/15
Dated: 25th Feb., 2016

2537-3

(COMPLAINT NO. 00869)

Ref: MR. KHURRAM MEHTAB VS. UNIVERSITY OF HARIPUR, HARIPUR.

PROCEEDINGS

Mr. Khurram Mehtab (Complainant) is not in attendance. Mr. Aybak Khan, Assistant Registrar, University of Haripur is present.

In the present case, information was provided to the complainant but he vide his e-mail dated: 24th February, 2016, informed that he had not been provided the complete information. Copy of his e-mail was provided to the PIO of the Public Body. The PIO informed that as the information covers a period of over two years, hence he requested that he be given time and undertakes to provide information till Friday, 04th March, 2016, to the complainant.

sd/-
Chief Information Commissioner

sd/-
Commissioner-I

sd/-
Commissioner-II

Copy to:-

1. Mr. Aybak Khan, Assistant Registrar, University of Haripur, Haripur.
2. Mr. Khurram Mehtab (Complainant)
3. Complainant's File Copy

Assistant Registrar
RTI Commission, KPK

Assistant Registrar
Right to Information Commission,
KPK, Peshawar.

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