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No: RTIC/AR/1-1797/16

Dated: 10th May, 2016

(COMPLAINT NO. 01797)

REF: MUHAMMAD DAUD VS. ENERGY & POWER DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Muhammad Daud (Complainant) is not attendance. Malik Luqman, Assistant Manager, and Mr. Ijaz Ali Shah, Planning Officer (IT), Energy & Power Department, Peshawar are present.

The Public Body has filed a detailed written reply stating that Tarbela and Warsak power houses, are beyond the jurisdiction of the Provincial Department of Energy & Power. They have brought information regarding the power houses run by the Provincial Government like Malakand 3, Pehur etc. The information given be sent to the complainant so that he can examine the same and inform this Commission.


Chief Information Commissioner


Commissioner-I


Commissioner-II



RIGHT TO INFORMATION COMMISSION
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No: RTIC/AR/1-2008/16

Dated: 10th May, 2016

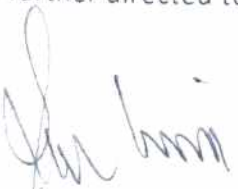
(COMPLAINT NO. 02008)

REF: MR. FAISAL HAYAT VS. KPOGCL, PESHAWAR.

PROCEEDINGS

Mr. Faisal Hayat (Complainant) in person present. Mr. Razi Ud Din, Chief Executive Officer, Khyber Pakhtunkhwa, Oil & Gas Company Limited (KPOGCL), Peshawar also present.

The case was discussed in detail with the parties. As per the statement of the Chief Executive Officer/PIO, Khyber Pakhtunkhwa Oil & Gas Company Limited, the complainant was informed to deposit Rs. 2, 57000/- ~~as~~ for the requested documents. The request was vague and the complainant/requester was advised to be specific in his request. He was directed to visit the Office of the Public Body and identify the needed information, which will be provided to him. He is further directed to inform this Commission so that the case is closed.


Chief Information Commissioner


Commissioner-I


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No: RTIC/AR/1-1896/16
Dated: 12th May, 2016

(COMPLAINT NO. 01896)

REF: MR. ZAHOR ELAHI VS. PRISONS DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Zahoor Elahi, complainant, is not in attendance. Mr. Muhammad Ali, Assistant, Prisons Department, Peshawar is present.

The representative of the Public Body wanted this Commission to declare the required information exempt as it pertains to the Law and Order situation of the area. It was brought to the kind notice of the representative that the enquiry has been finalized and responsible people have been punished, hence disclosure of the inquiry report cannot create any embarrassment. The representative of the Public Body is directed to not only supply a copy of the said inquiry to the complainant but also upload the same on the official website of the Public Body in the letter and spirit of the Right to information Act, 2013.

The representative of the Public Body undertakes to provide the requisite information to this Commission within three days whereafter, a copy of the same will be sent to the complainant.


Chief Information Commissioner


Commissioner-I


Commissioner-II



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No: RTIC/AR/1-1933/16

Dated: 12th May, 2016

(COMPLAINT NO. 01933)

REF: MR. MUNIR AHMAD & MR. WAHEED AHMAD VS. BOARD OF REVENUE, PESHAWAR.

PROCEEDINGS

Mr. Munir Ahmad & Mr. Waheed Ahmad, complainants, in person present. Mr. Muhammad Fayaz, Secretary-II, Board of Revenue, Peshawar also present.

The case was discussed in detail with the parties. The PIO informs that inquiry has been completed and has been submitted to the Director (Land Record) who has taken no action on the said inquiry till date. In this situation, it is considered that the copy of the inquiry cannot be provided to the complainant because the same is under process. However, under the Efficiency & Discipline Rules, 2011, it becomes the duty of every Competent Authority to complete the inquiry within **thirty** days, hence the Director (Land Record) is directed to conclude the said inquiry within the given time period as required under the Rules. When the said inquiry is completed, a copy of the same will be provided to the complainants.

Chief Information Commissioner

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No: RTIC/AR/1-1363/15

Dated: 17th May, 2016

(COMPLAINT NO. 01363)

REF: MR. IFTIKHAR HUSSAIN VS. LOCAL GOVERNMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Iftikhar Hussain, complainant, in person present. Mr. Sahib Zada, Superintendent, Local Government Department, Peshawar and Syed Jaffar Ali Shah, Deputy Director, Peshawar Development Authority, Peshawar also present.

The case was discussed in detail with the parties. This case pertains to the transfer of plot which was allotted to Mustahiq by the Zakat & Ushr Department. The representative of the Peshawar Development Authority, Peshawar informed that they have no record regarding the individual allottee to whom the plot was allotted. The complainant stated that he had purchased the said plot in 1992 at his own risk and he knew that this plot ~~can~~^{is} not transferable. Now he claims that a judgment/decision has been taken by the Cabinet Section that the plot is transferable and he needed a copy of the same decision. This Commission had summoned various Departments i.e. Finance Department, Local Government Department, Establishment Department and Peshawar Development Authority, for searching out the said decision but all these Public Bodies claimed that they have no record regarding this decision.

Since, all the Public Bodies informed this Commission that they have no record, therefore, this case is closed.


Chief Information Commissioner


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No: RTIC/AR/1-1989/16
Dated: 17th May, 2016

(COMPLAINT NO. 01989)

Ref: MIR AKBAR SHAH VS. ISLAMIA COLLEGE UNIVERSITY, PESHAWAR.

PROCEEDINGS

Mir Akbar Shah, complainant, in person present. Mr. Ali Abbas, Litigation Officer/PIO, Islamia College University, Peshawar also present.

The case was discussed in detail with the parties. The complainant had sought information under two heads. The PIO of the Public Body sought five days time and undertakes to provide the requisite information to the complainant within the specified period of time.


Chief Information Commissioner


Commissioner-I


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No: RTIC/AR/1-1978/16
Dated: 17th May, 2016

(COMPLAINT NO. 01978)

Ref: DR. IFTIKHAR IQBAL VS. HAYATABAD MEDICAL COMPLEX, PESHAWAR.

PROCEEDINGS

Dr. Iftikhar Iqbal, complainant, is not in attendance. Mr. Naseer Khan, Public Information Officer, Hayatabad Medical Complex, Peshawar and Mr. Mazhar Ali, Public Information Officer, Khyber Institute of Child Health, Peshawar are present.

The case was discussed in detail with the representatives of the Public Bodies. The PIO brought a letter carrying the remarks of the Secretary, Board of Governors, requesting him for information in respect of this complaint. The said letter also carries the remarks of the Secretary, Board of Governors, stating that since the Hospital had hired a firm namely, KPMG Karachi, therefore, all the information is available with that firm. This is callous on the part of the Secretary, Board of Governors, because the Principal must know what the hired firm has done. It also reflects the attitude of the Secretary, Board of Governors, towards this Commission

This Commission decided to summon the Secretary, Board of Governors, Hayatabad Medical Complex, Peshawar for 26th May, 2016, alongwith the relevant record in this case.


Chief Information Commissioner


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No: RTIC/AR/1-1757/16

Dated: 17th May, 2016

(COMPLAINT NO. 01757)

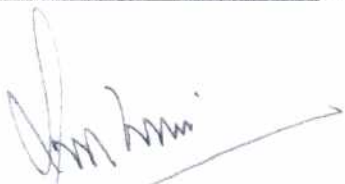
REF: MALIK MASOOD VS. LOCAL GOVERNMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Malik Masood, complainant, in person present, Mr. Sahib Zada, Superintendent, Local Government Department, Peshawar also present.

The case was discussed in detail with the parties. The complainant had sought information under three heads. All the information has been provided to the complainant except head "1". In the last proceedings held in this Commission on 05th May, 2016, the representative of the Public Body undertook to provide the remaining information by 12th May, 2016, but still no information is provided. Now the representative of the Public Body stated that the said information is available with the Section Officer (Budget), of the said Department. This Commission is of the view that this problem can only be solved if the Section Officer (Budget) is summoned.

This Commission agreed and directed the Section Officer (Budget) to provide information to the complainant upto 25th May, 2016, otherwise attend this Commission on Thursday, 26th May, 2016, alongwith all the relevant record.


Chief Information Commissioner
Commissioner-I
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No: RTIC/AR/1-1750/16

Dated: 17th May, 2016


(COMPLAINT NO. 01750)

Ref: MUHAMMAD IMRAN VS. HMC/KICH, PESHAWAR.

PROCEEDINGS

Mr. Muhammad Imran, complainant, in person present. Mr. Naseer Khan, Public Information Officer, Hayatabad Medical Complex, Peshawar and Mr. Mazhar Ali, Public Information Officer, Khyber Institute of Child Health, Peshawar also present

The case was discussed in detail with the parties. The PIO of the HMC, Peshawar stated that they have no record regarding this complaint. He also stated that the demanded information is available with the Resident Medical Officer, Hayatabad Medical Complex, Peshawar and he is the main custodian of the record. This Commission informed the PIO that the demanded information is ordinary information and it should be available on the official website of the Public Body. However, this Commission decided that the Resident Medical Officer, Hayatabad Medical Complex, Peshawar is summoned for Thursday, 26th May, 2016, alongwith all the record.


Chief Information Commissioner


Commissioner-I


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No: RTIC/AR/1-1843/16

Dated: 17th May, 2016

(COMPLAINT NO. 01843)

Ref: MUHAMMAD FAHEEM VS. HAYATABAD MEDICAL COMPLEX, PESHAWAR.

PROCEEDINGS

Mr. Muhammad Faheem, complainant, is not in attendance. Mr. Naseer Khan, Public Information Officer, Hayatabad Medical Complex, Peshawar and Mr. Mazhar Ali, Public Information Officer, Khyber Institute of Child Health, Peshawar are present.

The case was discussed in detail with the representatives of the Public Bodies. The PIO of the HMC, Peshawar stated that they have no record regarding this complaint. He also stated that the demanded information is available with the Resident Medical Officer, Hayatabad Medical Complex, Peshawar who is the main custodian of the record. This Commission informed the PIO that the demanded information is ordinary information and it should be available on the official website of the Public Body. However, this Commission decided that the Resident Medical Officer, Hayatabad Medical Complex, Peshawar is summoned for Thursday, 26th May, 2016, alongwith all the record.

Chief Information Commissioner

Commissioner-I

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No: RTIC/AR/1-1767/16
Dated: 17th May, 2016

(COMPLAINT NO. 01967)

REF: MUHAMMAD IMRAN VS. HMC/KICH, PESHAWAR.

PROCEEDINGS

Mr. Muhammad Imran, complainant, in person present. Mr. Naseer Khan, Public Information Officer, Hayatabad Medical Complex, Peshawar and Mr. Mazhar Ali, Public Information Officer, Khyber Institute of Child Health, Peshawar also present.

The case was discussed in detail with the parties. The complainant had sought information regarding the representation against termination from service from the Chairman, Board of Governors, Hayatabad Medical Complex, Peshawar. The representatives of both the Public Bodies informed that they have no record/information which the complainant had asked. They also stated that Chairman, Board of Governors, is the main custodian of the record. This Commission is of the view that the problem can only be solved if the Chairman, Board of Governors, Hayatabad Medical Complex, is summoned.

This Commission agreed and directed the Chairman, Board of Governors, Hayatabad Medical Complex, Peshawar to provide the requisite information to the complainant within three days otherwise attend the Commission on Thursday, 26th May, 2016.


Chief Information Commissioner


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No: RTIC/AR/1-1990/16

Dated: 17th May, 2016

(COMPLAINT NO. 01990)

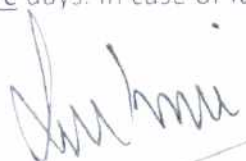
Ref: MIR AKBAR SHAH VS. ISLAMIA COLLEGE UNIVERSITY, PESHAWAR.

PROCEEDINGS

Mir Akbar Shah, complainant, in person present. Mr. Ali Abbas, Litigation Officer/PIO, Islamia College University, Peshawar also present.

The case was discussed in detail with the parties. The complainant had sought information under two heads. The PIO of the Public Body informed that the demanded information cannot be provided due to irrelevancy of the complainant. The PIO was informed that under the Right to Information Act, 2013, no reason and purpose can be asked from the complainant regarding his request.

The PIO undertakes to provide the requisite information to the complainant within five days. In case of failure, Show Cause Notice will be issued to the PIO of the University.


Chief Information Commissioner


Commissioner-I


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No: RTIC/AR/1-1987/16
Dated: 17th May, 2016

(COMPLAINT NO. 01987)

Ref: ARBAB ALI AHMAD VS. ISLAMIA COLLEGE UNIVERSITY, PESHAWAR.

PROCEEDINGS

Arbab Ali Ahmad, complainant, in person present. Mr. Ali Abbas, Litigation Officer/PIO, Islamia College University, Peshawar also present.

The case was discussed in detail with the parties. The PIO sought five days time for the compilation of the requisite information which was granted to him. The PIO is directed to provide the information to the complainant within the specified period of time. In case of failure, punitive proceedings will be initiated against him under Section 26 of the Right to Information Act, 2013.


Chief Information Commissioner


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No: RTIC/AR/1-1986/16
Dated: 17th May, 2016

(COMPLAINT NO. 01986)

Ref: ARBAB ALI AHMAD VS. ISLAMIA COLLEGE UNIVERSITY, PESHAWAR.

PROCEEDINGS

Arbab Ali Ahmad, complainant, in person present. Mr. Ali Abbas, Litigation Officer/PIO, Islamia College University, Peshawar also present.

The case was discussed in detail with the parties. The PIO of the Public Body apprehended that disclosure of information in respect of induction/employment against the posts in grade 01 to grade 16 from year 2008 to 2016 in Islamia College University, Peshawar would jeopardize the security of the employees of the University. It was brought to the kind notice of the PIO of the Public Body that all those documents on the strength of which employee draws salary from the Government Ex-chequer, are public document and should not only be provided to the complainant but should also upload the same on the official website of the Public Body. Irrespective of the fact that such disclosure would create the risk of terrorism against the particular employee. Of course, if the University feels that disclosure of the names of the employees would jeopardize their public safety, the University would inform this Commission and the Commission will take a decision in that regard.

The Public Body is directed to provide all the information pertaining to this case, to the complainant regarding all the present employees in grade 01 to grade 16 from year 2008 to 2016. The PIO stated that the demanded information is huge and the Public Body needs a lot of time for which he was suggested that the information will be provided to the complainant by yearly basis i.e. information regarding year 2008 and 2009 of all grades will be provided to the complainant within seven days and for the rest of the information, the same procedure will be adopted by him. This Commission agreed with the PIO of the Public Body to provide the information in the same manner.


Chief Information Commissioner


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No: RTIC/AR/1-1513/16

Dated: 17th May, 2016

(COMPLAINT NO. 01513)

Ref: MUHAMMAD FAHEEM VS. ISLAMIA COLLEGE UNIVERSITY, PESHAWAR.

PROCEEDINGS

Mr. Muhammad Faheem, complainant, is not in attendance. Mr. Ali Abbas, Litigation Officer/PIO, Islamia College University, Peshawar is present.

The case was discussed in detail with the parties. The complainant has received all the information except para "D". The PIO informed that partial information under para "D" has been provided to the complainant amounting to Rs. 23 Lakhs. For the rest of the money, a reference has been sent to the Chief Minister for approval under the KPPRA Rules. Whenever, the said sanction is received, the payment will be made and the information will be provided to the complainant. The PIO is directed to put all the information regarding centenary celebrations ~~and~~ ~~be~~ upload on a dedicated page on the official website of the Public Body in the letter and spirit of the Right to Information Act, 2013. When Chief Minister approves the same, copy will be provided to the complainant. Till that, this case is closed.

Chief Information Commissioner

Commissioner-I

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No: RTIC/AR/1-2041/16
Dated: 17th May, 2016

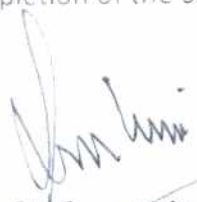
(COMPLAINT NO. 02041)

Ref: DR. BILAL JAN VS. ISLAMIA COLLEGE UNIVERSITY, PESHAWAR.

PROCEEDINGS

Dr. Bilal Jan, complainant, in person present. Mr. Ali Abbas, Litigation Officer/PIO. Islamia College University, Peshawar also present.

The case was discussed in detail with the parties. According to the PIO of the Public Body, the selection process is not yet completed, hence the same, at this stage, cannot be provided to the complainant. The complainant agreed and informed that whenever, the selection process is completed, the same will be provided to him. The PIO of the Public Body is also directed that whenever the Selection Process is completed, the same should not only be provided to the complainant but should upload the same on the official website of the Public Body. Till the completion of the Selection Process, this case is closed.


Chief Information Commissioner


Commissioner-I


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No: RTIC/AR/1-1842/16
Dated: 18th May, 2016

(COMPLAINT NO. 01842)


Ref: MR. MUHAMMAD FAHEEM VS. LADY READING HOSPITAL, PESHAWAR.

PROCEEDINGS

Mr. Muhammad Faheem, complainant, in person present. Dr. Amer Hamid, DMS Litigation, Lady Reading Hospital, Peshawar also present.

The case was discussed in detail with the parties. The PIO brought some information to this Commission in which information regarding Head "A & B" is relevant while Information under Head "C, D & E" is irrelevant to the request of the complainant. The PIO is directed to categorize the deaths occurred in various Wards during the period of July, 2013 to April, 2016. If this question is answered categorically, it will answer all the three questions raised under Head "C, D & E". The PIO undertakes to provide this information to the complainant within seven days under intimation to this Commission.


Chief Information Commissioner


Commissioner-I


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No: RTIC/AR/1-1810/16

Dated: 18th May, 2016

(COMPLAINT NO. 01810)

Ref: MR. KALIM ULLAH VS. LADY READING HOSPITAL, PESHAWAR.

PROCEEDINGS

Mr. Kalim Ullah, complainant, in person present. Dr. Amer Hamid, DMS Litigation, Lady Reading Hospital, Peshawar also present.

The case was discussed in detail with the representative of the Public Body. The PIO stated that all the requisite information has been provided to the complainant, therefore, this case is closed.


Chief Information Commissioner


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No. RTIC/AR/1-1974/16

Dated: 18th May, 2016

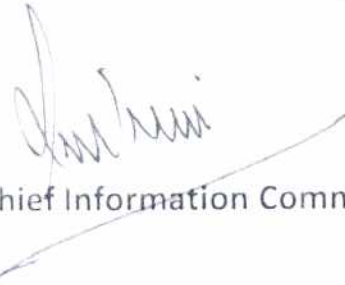
(COMPLAINT NO. 01974)

Ref: MR. MUHAMMAD SHER VS. LADY READING HOSPITAL, PESHAWAR.

PROCEEDINGS

Mr. Muhammad Sher, complainant, in person present. Dr. Amer Hamid, DMS Litigation, Lady Reading Hospital, Peshawar also present.

The case was discussed in detail. This case is regarding the Medical Bills incurred upon the treatment of Government Servant. The Public Body informed that they had summoned the complainant to attend their office as the Health Department doubted that the authenticity of the bills submitted. In this context, the Public Body had asked the complainant to provide the details regarding post treatment drugs used by the patient so as to ascertain the nature of the disease, claimed by the complainant as "Hepatitis C" and thus the purchase of these medicines. Since, the complainant has not fulfilled the requirements, therefore, this Commission decided to summon the complainant by name on 26th May, 2016, regarding the status of this case.



Chief Information Commissioner



Commissioner-I



Commissioner-II



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No: RTIC/AR/1-1328/15

Dated: 18th May, 2016

(COMPLAINT NO. 01328)

Ref: MR. MUHAMMAD BILAL VS. LADY READING HOSPITAL, PESHAWAR.

PROCEEDINGS

Mr. Muhammad Bilal, complainant, in person present. Dr. Amer Hamid, DMS Litigation, Lady Reading Hospital, Peshawar also present.

The case was discussed in detail with the parties. According to the PIO, copy of the inquiry report fixing responsibility for misplacing the service book has been completed and a copy has been provided to the complainant while re-construction of his Service Book has not yet been completed and is under process. The PIO of the Public Body undertakes to provide a copy of the same, if completed, to the complainant within seven days under intimation to this Commission.

Chief Information Commissioner

Commissioner-I

Commissioner-II



GOVERNMENT OF KHYBER PAKHTUNKHWA
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No: RTIC/AR/1-1267/15

Dated: 18th May, 2016

(COMPLAINT NO. 01267)

Ref: DR. AMIR HAMZA VS. HEALTH DEPARTMENT, PESHAWAR.

PROCEEDINGS

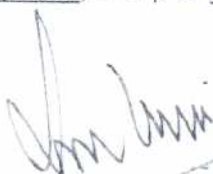
Dr. Amir Hamza, complainant, in person present. Mr. Muhammad Tariq, Section Officer, Health Department, Peshawar also present.

The case was discussed in detail with the parties. Partial information has been provided to the complainant while the following information is still outstanding:-

1. Summary for the Chief Minister through which the approval was given regarding the appointments of Assistant Professor and Senior Registrar in Nowshera Medical College, Nowshera.
2. Selection criteria for both posts.

The complainant also wants the attested copies of the information which has already been provided by the official authorities to him.

The representative of the Health Department, Peshawar informed that all the requisite information is available with the Principal, Nowshera Medical College, Nowshera. This Commission decided to summon the Principal, Nowshera Medical College, Nowshera for 26th May, 2016, sharp at 10:30 am.


Chief Information Commissioner


Commissioner-I


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No: RTIC/AR/1-1820/16

Dated: 24th May, 2016

(COMPLAINT NO. 01820)

REF: MR. MUHAMMAD IMRAN VS. DIRECTORATE OF LOCAL GOVERNMENT & RURAL
DEVELOPMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Muhammad Imran, complainant, is not in attendance. Mr. Gul Mareen Khan, Section Officer (General), Local Government Department and Mr. Shaheen Iqbal, Assistant Director, Directorate of Local Government Department, Peshawar are present.

The case was discussed in detail with representatives of the Public Bodies. The complainant is seeking reasons for not appointing him against the post of Village Council Secretary in UC Achini Bala, Town III, Peshawar. At the end of his application addressed to DG, Local Government Department, Peshawar, he has himself suggested that if being overage was the reason for not appointing him, then he had, according to him, already submitted the age relaxation application. Obviously, considering an application for age relaxation would require the non-availability of eligible candidate within the age group. The representative of the Public Body informed that the complainant could not be appointed because of his age. The Public Body is directed to inform the complainant regarding the reason for not appointing him which, in this case, is being overage.

The complainant was contacted on his Mobile No. 0321-9159381 by this Commission today but he did not attend/respond. A copy of these Proceedings be sent to the complainant on his postal address. This case is closed.

Commissioner-I

Commissioner-II



RIGHT TO INFORMATION COMMISSION

7th Floor, Tasneem Plaza, Near Benevolent Fund Building,
6th Saddar Road, Peshawar

Email: complaints@kprti.gov.pk

Ph: +92-91-9212643

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No: RTIC/AR/1-1828/16

Dated: 24th May, 2016

(COMPLAINT NO. 01828)

REF: MR. USMAN NAWAB VS. DISTRICT POLICE OFFICE, MARDAN.

PROCEEDINGS

Mr. Usman Nawab, complainant, is not in attendance. Mr. Muhammad Shafiq, Inspector, Office of the District Police Officer, Mardan is present.

The case was discussed in detail with representative of the Public Body. Originally, the complainant had sought information regarding F.I.R lodged by the Public Health Engineering Department against the illegal connection taken in Village Mian Khan. The representative of the DPO, Mardan informed that no F.I.R has been lodged by the Public Health Engineering Department in respect of any illegal water connection in village Mian Khan. Copy of these Proceedings will be sent to the complainant on his postal address. This case is closed.


Commissioner-I


Commissioner-II



GOVERNMENT OF KHYBER PAKHTUNKHWA
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No: RTIC/AR/1-1243/16

Dated: 24th May, 2016

(COMPLAINT NO. 01243)

REF: MR. AMIR SHEHZAD VS. TEHSIL MUNICIPAL ADMINISTRATION, TOWN-I, PESHAWAR.

PROCEEDINGS

Mr. Amir Shehzad, complainant, is not in attendance. Engr. Ishraq Ahmad, Assistant Tehsil officer (Planning), Tehsil Municipal Administration, Town-I, Peshawar is present.

The case was discussed in detail with representative of the Public Body. The complainant had sought information for the last four years regarding bills paid to various contractors in respect of different contracts. He had also asked for the entire record in respect of bidding process. The representative informed that they had asked the complainant for expenses of Rs. 37,000/- to be incurred on photocopying as back as January, 2016, and also by the Assistant Registrar of this Commission. The complainant has not contacted the Public Body since then. Similarly, he has not contacted this Commission. Today, he was called on his Mobile No. 0321-7826258 but he did not respond. If the Public Body has spent any amount on photocopying the information, the recovery of the same can be made under the West Pakistan Government Dues Recovery Ordinance, 1962. This case is closed.


Commissioner-I


Commissioner-II



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No: RTIC/AR/1-1773/16
Dated: 24th May, 2016

(COMPLAINT NO. 01773)

REF: MR. MASTA NOOR VS. DC OFFICE, KARAK.

PROCEEDINGS

Mr. Masta Noor, complainant, is not in attendance. Mr. Muhammad Sher, Assistant Commissioner, Office of the DC, Karak is present.

The case was discussed in detail with representative of the Public Body. The complainant wants to change the revenue record as he has requested for re-allotment of certain lands in his name. The representative of the Public Body brought certain record which shows that the complainant has received a lot of revenue record. It is also pertinent to mention here that the allotment is made in respect of evacuee property left by Non-Muslims at the time of partition which record is available with the specific Department called "Settlement Department". The said Department has now been wound-up and the record is now in the custody of the Government. The releasing of property was change to be brought in a Revenue Record which is not the job of this Commission. We had already closed this case but the complainant re-visited this Commission and requested for re-consideration. After going through the record brought by the Assistant Commissioner, Karak, the request of the complainant was found beyond the jurisdiction of this Commission. A copy of these Proceedings will be sent to the complainant on his postal address. This case is closed.


Commissioner-I


Commissioner-II



GOVERNMENT OF KHYBER PAKHTUNKHWA
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No: RTIC/AR/1-1821/16
Dated: 24th May, 2016

(COMPLAINT NO. 01821)

REF: MR. MUHAMMAD IMRAN VS. DIRECTORATE OF LOCAL GOVERNMENT & RURAL
DEVELOPMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Muhammad Imran, complainant, is not in attendance. Mr. Gul Mareen Khan, Section Officer (General), Local Government Department and Mr. Shaheen Iqbal, Assistant Director, Directorate of Local Government Department, Peshawar are present.

The case was discussed in detail with representatives of the Public Bodies. The complainant has sought information under three heads covering the appointment of Mian Fakhre-Allah Khan from out village against the post of Village Council Secretary in UC Hazar Khwani-1, UC Achini Bala and UC Adezai. The representative of the Public Body has brought a list of 274 candidates appointed by the Committee. The appointment letter contains the reason for appointing these candidates. The Public Body is directed to send a copy of this letter to the complainant which would answer all the three questions raised in his complaint.

The complainant was contacted on his cell No. 0321-9159381 by this Commissioner today but he did not attend/respond. A copy of these Proceedings be sent to the complainant on his postal address. This case is closed.


Commissioner-I


Commissioner-II



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No: RTIC/AR/1-1932/16
Dated: 25th May, 2016

(COMPLAINT NO. 01932)

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

PROCEEDINGS

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

The PIO of the University brought the requisite information to this Commission which was handed over to the complainant and also the copy of the same is placed on the file of this Commission. The complainant is directed to confirm in writing the receipt of complete and relevant information or otherwise, within seven days to this Commission. In case of failure, this case will be closed.

Chief Information Commissioner

Commissioner-II



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No: RTIC/AR/1-2000/16
Dated: 25th May, 2016

(COMPLAINT NO. 02000)

REF: MR. LAL BAHADUR VS. DISTRICT ACCOUNTS OFFICER, KARAK.

PROCEEDINGS

Mr. Lal Bahadur, complainant, is not in attendance. Mr. Qayyum Khan, Assistant Accounts Officer, Office of the District Accounts Officer, Karak is present.

The complainant had asked information under 12 heads regarding Ex-Police Sep: (Late) Sabar Manan. This Commission had issued a letter to the Public Body on 18th April, 2016, for the provision of information to the complainant within ten days but the information has not been provided to the complainant so far. The representative of the Public Body stated that they have been searching the requested information but so far have not been able to locate it. On the request of the representative of the Public Body he was granted two weeks time to locate the information.

The representative of the Public Body is directed to locate the requisite information within the mentioned period and supply the same to the complainant under intimation to this Commission. In case of failure, punitive proceedings will be initiated under Section 26 of the Right to Information Act, 2013.


Chief Information Commissioner


Commissioner-II



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No: RTIC/AR/1-1182/15
Dated: 25th May, 2016

(COMPLAINT NO. 01182)

REF: MR. ANWAR SHAH SAFI VS. ABDUL WALI KHAN UNIVERSITY, MARDAN.

PROCEEDINGS

Mr. Anwar Shah Safi, complainant, is not in attendance. Mr. Ali Akbar, Assistant Registrar/PIO, Abdul Wali Khan University, Mardan is present.

This Commission has provided the requisite information to the complainant vide letter No: RTIC/AR/1-1182/15, dated: 25th February, 2016, but the complainant replied vide letter dated: 29th February, 2016, that the information is incomplete and he wanted the academic documents of the selected candidates. In the complainant's original request, he has not asked for the photocopies of the educational documents of the selected candidates. The complainant is directed to file a fresh request to the University for the supply of the above mentioned information. If the University failed to provide this, then he should lodge a complaint with this Commission for non-provision of information. This case is closed.


Chief Information Commissioner


Commissioner-II



GOVERNMENT OF KHYBER PAKHTUNKHWA
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No: RTIC/AR/1-459/15
Dated: 25th May, 2016

(COMPLAINT NO. 00459)

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

PROCEEDINGS

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

The Chief Information Commissioner contacted Mr. Sher Alam, Registrar, Abdul Wali Khan University, Mardan requesting him to attend this Commission alongwith all the record regarding this complaint. The Registrar of the University informed the Chief Information Commissioner that he will attend this Commission by Monday i.e. 30th May, 2016 at 10:00 a.m.

The complainant is directed to attend the meeting on the above mentioned date. This case will be heard on the said date.


Chief Information Commissioner


Commissioner-II



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No: RTIC/AR/1 1344/15

Dated: 25th May, 2016

(COMPLAINT NO. 01344)

REF: MALIK MUHAMMAD ADNAN VS. COMMUNICATION & WORKS DEPARTMENT,
D.I.KHAN.

★ either himself or through
any other person of his
confidence,

PROCEEDINGS

Malik Muhammad Adnan, complainant, is not in attendance. Mr. Muhammad Jamshed Iqbal, Assistant/Head Clerk, Communication & Works Department, D.I.Khan is present.

The case was discussed in detail with the representative of the Public Body. According to him, the complainant has been given the opportunity to photocopy the complete file at his own expenses from the market accompanied by the Record Keeper of the Department. The complainant photocopied certain relevant documents but reported that the information was incomplete.

For the remaining information, the representative of the Public Body brought certain information i.e. PC-I, F/S Design & Construction of 19 KM circular in District D.I.Khan and Detailed Cost Estimate, to this Commission. As information consists of more than twenty pages, therefore, the complainant is directed to visit the Right to Information Commission within seven working days and collect the information by depositing photostate charges.


Chief Information Commissioner


Commissioner-II

(COMPLAINT NO. 01376)

REF: MR. MEHMOOD JAN KHAN VS. BISE, PESHAWAR.

PROCEEDINGS

Mr. Mehmood Jan Khan, complainant, is not in attendance. Mr. Muhammad Ijaz, Computer Programmer/PIO, Board of Intermediate & Secondary Education, Peshawar is present.

The case was discussed in detail with the representative of the Public Body. This Commission had issued a letter on 28th December, 2015, to the Public Body to provide the requisite information to the complainant but today the PIO of the Board informed that he had not received the said letter. On receiving the summon of this Commission yesterday, the PIO stated that he has collected certain information regarding this case. During today's Proceedings, the representative of the Board brought a list of shortlisted candidates for the post of Junior Clerks and Computer Operators, which is already available on their official website, to this Commission which will be sent to the complainant. For the remaining information i.e. Educational documents, names and CNIC photocopies of the selected candidates, the PIO undertakes to provide the same to the complainant by tomorrow i.e. 26th May, 2016, under intimation to this Commission.


Chief Information Commissioner


Commissioner-II



GOVERNMENT OF KHYBER PAKHTUNKHWA
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No: RTIC/AR/1-1386/16

Dated: 25th May, 2016

(COMPLAINT NO. 01386)

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


PROCEEDINGS

Mr. Khurram Mehtab, complainant, is not in attendance. Mr. Aibak Khan, Assistant Registrar, PIO, University of Haripur, Haripur is present.

The PIO of the University has brought a letter dated 18th May, 2016, in which it has been pointed out that the complainant was appointed as Assistant Professor in the Department of Management Sciences, University of Haripur on contract basis in September, 2013. During the regularization, the Selection Board did not select him where upon he approached the High Court and filed a Writ Petition for his regularization. Besides, he also used other methods including print media to pressurize the University Administration.

The PIO alleged that the complainant has demanded the documents of those Members and Staff who have no relevance to his case. The PIO was informed, be as it may, that the information has to be provided to the complainant. The PIO stated that he will provide the information upto 02nd June, 2016.

The PIO of the University apprehended that the complainant may use this information for malafide purposes with ulterior motives. He was informed that the relevant law will take care of the situation when it arises. The PIO was informed that the information has to be provided under the law. *and this Commission informed us that the case is closed.*


Chief Information Commissioner


Commissioner-II

GOVERNMENT OF KHYBER PAKHTUNKHWA
RIGHT TO INFORMATION COMMISSION

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No: RTIC/AR/1-2020/16

Dated: 31st May 2016

COMPLAINT NO. 02020)

MR USMAN SHAH VS. ESTABLISHMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Usman Shah, complainant, is not in attendance. Syed Farrukh Saqlam,
Secretary (HRD)/PIO, Establishment & Administration Department Peshawar is
present.

According to the PIO of the Public Body, all the requisite information has been
provided to the complainant on 20th May, 2016. Hence this case is closed.


Information Commissioner


Commissioner-II



No: RTIC/AR/1-2116/16
Dated: 31st May, 2016

(COMPLAINT NO. 02116)

RE: MR. NADIR KHAN VS. ESTABLISHMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Nadir Khan, complainant, in person present. Syed Farr ul-Sadiq, (Regional Secretary - RD)/PIO, Establishment & Administration Department, Peshawar also present.

The representative of the Public Body stated that they have provided the requisite information to the complainant. The complainant showed his satisfaction regarding the same. The proceedings closed.

Chief Information Commissioner

Commissioner-II

No: RTIC/AR/1-2032/16
Dated: 31st May, 2016

(COMPLAINT NO. 02032)

REF: MIS. NADIR KHAN VS. ESTABLISHMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Nadir Khan, complainant, in person present. Syed Farid-ul-Sadique, Assistant Secretary (HRD)/PIO, Establishment & Administration Department, Peshawar also present.

The case was discussed in detail with the parties. The representative of the Public reads out that they have already provided the requisite information to the complainant. The complainant was informed that the question of "why" certain information is not available, if that information was not preserved, is beyond the jurisdiction of this Commission. The


Chief Information Commissioner


Commissioner

No. RTIC/AR/1-1853/16
Dated, 31st May, 2016.

(COMPLAINT NO. 01853)

REF: MR. SOHAIL KHATTAK VS. ESTABLISHMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Sohail Khattak, complainant, in person present. Syed Farr-ul-Saqain, Joint Secretary (HRD)/PIO, Establishment & Administration Department, Peshawar also present.

The case was discussed in detail with the parties. The complainant had asked regarding "the details of additional charges of Projects, Departments and Sections being held by Secretaries, Director Generals and any other officers/officials in the Province". The Establishment Department has provided him information which was to their Department and they have addressed a letter to various Departments but no information has been received. The complainant was advised to address a letter to the concerned departments who have first-hand information regarding those officers holding additional charge in various departments who are working in various Projects and Departments. The complainant has agreed and informed that he will file fresh requests to the Secretaries of various Departments. The proceedings ended.


Chief Information Commissioner


Commissioner-II



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No: RTIC/AR/1-2033/16
Dated: 31st May, 2016

(COMPLAINT NO. 02033)

REF: MR. NADIR KHAN VS. ESTABLISHMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Nadir Khan, complainant, in person present. Syed Farr-ul-Saglain, Additional Secretary (HRD)/PIO, Establishment & Administration Department, Peshawar also present.

The representative of the Public Body stated that they have provided the requisite information to the complainant. The complainant showed his satisfaction regarding the same. Hence the case is closed.


Chief Information Commissioner


Commissioner-II



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No: RTIC/AR/1 2117/16

Dated: 31st May, 2016

(COMPLAINT NO. 02117)

REF: MR. NADIR KHAN VS. ESTABLISHMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Nadir Khan, complainant, in person present. Syed Farr-ul-Saghar (Additional Secretary (HRD)/PIO, Establishment & Administration Department, Peshawar also present.

The case was discussed with the parties in detail. The complainant had asked information under nine heads regarding Service Rules for the appointment of Mr. Ihsan Elahi, Manager, Civil Officer Mess, Peshawar. In this connection, the PIO of the Establishment Department has sent a letter to the Section Officer (E-1), Establishment Department. The said officer has further asked for the requisite information from the Civil Officer Mess. The PIO of the Public Body provided the copies of both letters which was placed on the file of this Commission. The information is still outstanding from the Civil Officers Mess.

This Commission decided to summon the Section Officer (E-1) and Manager, Civil Officers Mess alongwith all the record by 16th June, 2016.

Chief Information Commissioner

Commissioner-II



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No: RTIC/AR/1-2078/16

Dated: 31st May, 2016

(COMPLAINT NO. 02078)

REF: MR. NADIR KHAN VS. ESTABLISHMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Nadir Khan, complainant, in person present. Syed Farr-ul-Saqarani, Additional Secretary (HRD)/PIO, Establishment & Administration Department, Peshawar also present.

The PIO of the Public Body brought certain information, copy of which was handed over to the complainant duly attested. This case is closed.


Chief Information Commissioner


Commissioner-II

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No: RTIC/AR/1-1876/16
Dated: 31st May, 2016

(COMPLAINT NO. 01876)

REF: MR. MUHAMMAD ARSHAD VS. ESTABLISHMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Muhammad Arshad, complainant, in person present. Syed Farr-ul-Saqam, Additional Secretary (HRD)/PIO, Establishment & Administration Department, Peshawar also present.

The case was discussed with the parties in detail. This complaint is regarding the action taken about the action taken on the application of the complainant against Mr. Ahmad Aslam. The complainant had requested the concerned Authority to take action against the defaulting officer. His request has been processed. The PIO of the Public Body stated that the complainant is lying with the Section Officer (E-1), Establishment Department and he is the main culprit in the record who has not provided the same.

The Commission decided that the said Section Officer (E-1) of Establishment Department is directed to attend this Commission along with all the relevant record by 16th June, 2016.



Chief Information Commissioner



Commissioner-II



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No: RTIC/AR/1-2067/16

Dated: 31st May, 2016

(COMPLAINT NO. 02067)

REF: MR. AHMAD KHAN ORAKZAI VS. ESTABLISHMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Ahmad Khan Orakzai, complainant, in person present. Syed Fariq-ul-Saqain, Additional Secretary (HRD)/PIO, Establishment & Administration Department, Peshawar also present.

The case was discussed with the parties in detail. The complainant had asked information under four heads. According to the complainant, he has received the working papers of Provincial Service Board (PSB) meeting held on 18-02-2016 but no Minutes of the said meeting have been received and are still outstanding. Regarding information under para 1 and 2, it was clarified by the PIO of the Public Body that no meeting was conducted on 08-12-2007, and stated that the said date is a date of notification. He undertakes to provide a copy of the working papers and minutes of the two meetings held on 18-02-2016 and 08-12-2007 within ten days to the complainant under intimation to this Commission.


Chief Information Commissioner


Commissioner-II

No: RTIC/AR/1-1605/16
Dated: 31st May, 2016

(COMPLAINT NO. 01605)

REF: MUHAMMAD AKHTAR KHAN VS. ESTABLISHMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Muhammad Akhtar Khan, complainant, is not in attendance. Syed Farr-ul-Sadiq
Additional Secretary (HRD)/PIO, Establishment & Administration Department, Peshawar is
absent.

According to the PIO of the Public Body, all the requisite information has been
provided to the complainant. Hence this case is closed.


Chief Information Commissioner


Commissioner-II

No. RTIC/AR/1-1903/16
Dated: 31st May, 2019

COMPLAINT NO. 01903)

EF Mr. ABID WASEEM VS. ESTABLISHMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Abid Waseem, complainant, is not in attendance. Syed Ejaz ul Haq, Joint Secretary (HRD)/PIO, Establishment & Administration Department, Peshawar is present.

The case was discussed in detail with the PIO of the Public Body. The complainant is asking information regarding the Minutes of the Sub-Committee about the up gradation of pay scale of the Audit officers. According to the PIO of the Public Body, a Committee was constituted by the Government for this purpose which has conducted a number of meetings. The minutes of the meetings are pending before the Chief Minister and are not yet finalized. The information given by the PIO is correct and at this stage, the information cannot be provided to the complainant. The PIO undertakes that when the same is finalized, it will be provided to the complainant. This case is closed.



Chief Information Commissioner



Commissioner-II

No: RTIC/AR/1-1913/15

Dated: 31st May, 2016

(COMPLAINT NO. 01913)

REF: MR. MUMTAZ KHAN VS. ESTABLISHMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Mumtaz Khan, complainant, in person present. Syed Latif-ud-Din, Additional Secretary (HRD)/PIO Establishment & Administration Department, Peshawar, also present.

The case was discussed in detail with the parties. All the information disclosed to the complainant except the information pertaining to the PSB Meeting held on 30-11-2015. According to the PIO of the Public Body, the said information lies with the Section Officer (PSB). This Commission decided that the Section Officer (PSB) be summoned along with all the record by 16th June, 2016.


Chief Information Commissioner


Commissioner-II

GOVERNMENT OF KHYBER PAKHTUNKHWA
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No: RTIC/AK/1-2024/16
Dated: 31st May 2024

(COMPLAINT NO. 02024)

RE: MR. ISHAR KHAN VS. ESTABLISHMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Ishar Khan (complainant), is not in attendance. Syed Farrukh Saqlam, Architectural Engineer, PO/PIO, Establishment & Administration Department, Peshawar is present.

The case was discussed in detail with the PIO of the Public Body. The complainant seeks information under three heads regarding the Minutes of the Meeting held on 15-12-2014, Note sheet and the recommendations made by the Committee. According to the P.C. of the Public Body, the said minutes of the meetings are pending before the Chief Minister and are not yet finalized. The stance taken by the PIO is correct and at this stage, the information cannot be provided to the complainant. The PIO undertakes that when the same is finalized it will be provided to the complainant. Hence this case is closed.


Chief Information Commissioner


Commissioner-II



GOVERNMENT OF KHYBER PAKHTUNKHWA
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No: RTIC/AR/1-4058/16

Dated: 31st May, 2016

(COMPLAINT NO. 02058)

REF: MR. MUHAMMAD ARSHAD VS. ESTABLISHMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Muhammad Arshad, complainant, in person present. Syed Farid ul-Saglam, Additional Secretary (HRD)/PIO, Establishment & Administration Department, Peshawar, also present.

The case was discussed in detail with the parties. The complainant had asked for the information in respect of the inquiry proceedings conducted against Mr. Ahmad Hanif in the capacity of a Section Officer, Sports, Tourism & Youth Affairs Department. The PIO of the Public Body informed that the said inquiry has been completed and the said officer was exonerated by the Competent Authority. Since the inquiry has been completed, therefore, the complainant is entitled to receive a copy of the same. Hence, all the documents related to the said inquiry including the summary submitted to the Competent Authority has to be provided to the complainant. If any case is pending before any court of law, the pendency of any proceedings in court of law does not create any impediment in the way of the complainant. Simply stated, the proceedings in courts are available for obtaining copies thereof, and inspection by anybody under the High Court Rules and Orders, 1901.

The PIO of the Public Body informed that the documents related to the inquiry are being with the Section Officer (E-1) of the Establishment Department. The said Section Officer (E-1) of the Establishment Department is directed to attend this Commission along with all the relevant documents on 15th June, 2016.

Chief Information Commissioner

Commissioner-II



RIGHT TO INFORMATION COMMISSION
7th Floor, Tasneem Plaza, Near Benevolent Fund Building,
6th Saddar Road, Peshawar
Email: complaints@kprti.gov.pk
Ph: +92-91-9212643
Fax: +92-91-9211163

No: RTIC/AR/1-2034 In
Dated: 31st May 2019

(COMPLAINT NO. 02034)

REF: MR. NADIR KHAN VS. ESTABLISHMENT DEPARTMENT, PESHAWAR.

PROCEEDINGS

Mr. Nadir Khan, complainant, in person present. Syed Farr-ul-Saqam, Additional Secretary (HRD)/PIO, Establishment & Administration Department, Peshawar also present.

The case was discussed in detail with the parties. The PIO stated that it would be in the fitness of things if the complainant identifies the information which he requires. The complainant was given the opportunity to identify the information for the photocopying of the same from the original file of the Public Body.

Later on, this Commission contacted the complainant that whether he has received the requisite information or otherwise but the complainant stated that the PIO of the Public Body informed him that the demanded information is more than twenty pages, therefore, they will inform the complainant through letter regarding the exact amount of payment for photocopying of the information.

Chief Information Commissioner

Commissioner-II