



GOVERNMENT OF KHYBER PAKHTUNKHWA
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

(Complaint No. 00140)

Dated: 07th Jan., 2015

Ref: Qamar Taj vs. Local Government Department, Peshawar

Proceedings

Complainant Mr. Qamar Taj in person present. Mr. Alhaj Mazhar Sajjad PIO, Local Government Department Peshawar is also present.

This present complaint is regarding the road connecting the Old Clock Tower to Old Tehsil Gor-Ghatri Building lying in the heart of Peshawar city. It is strange that all the three concerned Departments i.e C&W Department, Peshawar Development Authority, as well as Municipal Corporation Peshawar has disowned the present road. During the discussion, the learned PIO of Local Government Department requested for grant of reasonable time to physically check the relevant record of the PDA and Municipal Corporation Peshawar to ascertain the ownership of the road in question.

After discussion, both parties have agreed to adjourn this case till Wednesday, 14th January, 2015. The PIO of Local Government Department would inform the Commission regarding the ownership of the road and also as to which of these Public Bodies have given a wrong statement to this Commission so that this case can be processed in accordance with law.

Chief Information Commissioner

Commissioner- I

Commissioner-II



GOVERNMENT OF KHYBER PAKHTUNKHWA
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

(Complaint No. 00220)

Dated: 07th Jan., 2015

Ref: Mr. Pir Inam vs. local Council Board

Proceedings

Mr. Alhaj Mazhar Sajjad PIO, Local Government Department Peshawar in person present.

The complainant Mr. Pir Inam wanted to know the result of test in which he has appeared on 04/05/2014, for a post announced by Local Council Board for the Administrative Cadre. The result of NTS was declared on 16/05/2014, wherein allegedly complainant Pir Inam scored 79% marks. The complainant wants to know what happened to the post thereafter. The case is pending for sometime, therefore, the PIO of the Local Council Board was summoned. He has now produced the letter from Local Council Board sent to the complainant dated 20/11/2014. According to this letter the NTS is under process for shortlisting since then. The learned PIO was confronted with this question as to for how long the thing will remain under process. The learned PIO sought time to consult the Local Council Board in this regard and inform this Commission ^{on} or before 14/01/2014.

Chief Information Commissioner

Commissioner-I

Commissioner-II



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

(Complaint No. 00140)

Dated: 07th Jan., 2015

Ref: Qamar Taj vs. Local Government Department, Peshawar

Proceedings

Complainant Mr. Qamar Taj in person present. Mr. Alhaj Mazhar Sajjad PIO, Local Government Department Peshawar is also present.

This present complaint is regarding the road connecting the Old Clock Tower to Old Tehsil Gor-Ghatrri Building lying in the heart of Peshawar city. It is strange that all the three concerned Departments i.e C&W Department, Peshawar Development Authority, as well as Municipal Corporation Peshawar has disowned the present road. During the discussion, the learned PIO of Local Government Department requested for grant of reasonable time to physically check the relevant record of the PDA and Municipal Corporation Peshawar to ascertain the ownership of the road in question.

After discussion, both parties have agreed to adjourn this case till Wednesday, 14th January, 2015. The PIO of Local Government Department would inform the Commission regarding the ownership of the road and also as to which of these Public Bodies have given a wrong statement to this Commission so that this case can be processed in accordance with law.

Bd.

Chief Information Commissioner

Bd.

Commissioner- I

Bd.

Commissioner-II

Copy to:-

- ✓ 1. Mr. Mazhar Sajjad PIO, Local Government & Rural Development, Peshawar,
- 2. Mr. Qamar Taj (Complainant)

[Signature]

Assistant Registrar

Right to Information Commission,
KPK, Peshawar.



Attention
Mr. Al-Hajj
Mazhar
Sajjad
PIO

GOVERNMENT OF KHYBER PAKHTUNKHWA
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

(Complaint No. 00220)

Dated: 07th Jan., 2015

Ref: Mr. Pir Inam vs. local Council Board

Proceedings

Mr. Alhaj Mazhar Sajjad PIO, Local Government Department Peshawar in person present.

The complainant Mr. Pir Inam wanted to know the result of test in which he has appeared on 04/05/2014, for a post announced by Local Council Board for the Administrative Cadre. The result of NTS was declared on 16/05/2014, wherein allegedly complainant Pir Inam scored 79% marks. The complainant wants to know what happened to the post thereafter. The case is pending for sometime, therefore, the PIO of the Local Council Board was summoned. He has now produced the letter from Local Council Board sent to the complainant dated 20/11/2014. According to this letter the NTS is under process for shortlisting since then. The learned PIO was confronted with this question as to for how long the thing will remain under process. The learned PIO sought time to consult the Local Council Board in this regard and inform this Commission on or before 14/01/2014.

Sd.
Chief Information Commissioner

Sd.
Commissioner- I

Sd.
Commissioner-II

Copy to:-

- ✓ 1. Mr. Mazhar Sajjad PIO, Local Government & Rural Development, Peshawar.
2. Mr. Pir Inam (Complainant)

[Signature]
Assistant Registrar
Right to Information Commission,
KPK, Peshawar.



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

(Complaint No. 00051)

Dated: 08th Jan., 2015

Ref: Mr. Siddique Akbar vs. Establishment Department, Peshawar

Proceedings

Mr. Mian Muhammad Additional Secretary, HRD Peshawar present.

According to PIO, the complainant-requester has received information in respect of item No. 01 and 02 of his request. He produced consolidated statement regarding information mentioned at serial No. 3, 4 and 5 of the request. The remaining information regarding the POL claimed by Additional Secretary (Judicial) and Section Officer (Litigation), Establishment & Administration Department is being worked out. The learned PIO informed the Commission that the sought information consists of more than 150 pages for which the complainant has to pay fee according to the schedule. The complainant is not in attendance. The office will inform him to approach the PIO, who will deliver the information on deposit of fee.


Chief Information Commissioner


Commissioner-I


Commissioner-II



GOVERNMENT OF KHYBER PAKHTUNKHWA
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

(Complaint No. 00181)

Dated: 08th Jan., 2015

Ref: Mr. Pervez Khan vs. Establishment Department, Peshawar

Proceedings

Mr. Mian Muhammad Additional Secretary, HRD Peshawar present.

The case of Mr. Pervez Khan was discussed. Mr. Pervez Khan wants copies of personal files and enclosures of two inquiries. There was some confusion as to whether copies of personal file of other Civil servants can be provided to a requester or not. It was reiterated that this Commission has already formed its view regarding availability of copies of personal file under RTI Act. This Commission is of the view that all the information like educational qualification, assets declaration and other documents contained in a personal file shall have to be supplied on the request except the names and addresses of the family members particularly ladies of a Civil servants. Hence the PIO is directed to supply all the copies of all the personal files sought by the requester which are available with him. The learned PIO informed that personal files of DMG officers are not available with him as they are maintained by Establishment Division Islamabad. He was informed that the direction of this Commission is applicable to the record **held by a Public Body**. The complainant is directed to approach the PIO in his office after seven working days from today and obtain the information sought by him on payment of fee as notified by this commission.

Chief Information Commissioner

Commissioner- I

Commissioner-II



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

(Complaint No. 00155)

Dated: 08th Jan., 2015

Ref: Mr. Hidayat Ullah vs. Establishment Department, Peshawar

Proceedings

Mr. Hidayat Ullah complainant in person present. Mr. Mian Muhammad Additional Secretary, HRD Peshawar present.

The requester seeks minutes of the PSB, working paper of particular dates given in his request. There was some confusion regarding the secrecy surrounding these documents. In this background the learned PIO wanted the opinion of this Commission. This Commission has already opined in more than one cases, that whenever the promotion cases are finalized and notified, all the documents leading to such promotions are Public documents, the copies whereof shall have to be provided to all the citizens in accordance with Right to Information Act, 2013. Hence there should be no confusion or ambiguity on this count. Secondly the PIO was of the view that since the matter was with C&W Department, therefore, the PSB minutes will be available with them. This Commission has already written to the E&A Department that since PSB is a subject allocated to E&A Department, as mentioned in the Rules of Business 1985, therefore, all the papers in respect of the PSB proceedings shall ordinarily be available with the E&A Department. We would also like to reiterate that these documents shall have to be maintained in a proper shape by the E&A Department for future references as well. In this background the PIO is directed to provide the required information subject to schedule of fee to the complainant-requester within seven working days from today. The complainant is directed to visit the office of PIO in this respect after seven working days.


Chief Information Commissioner


Commissioner-I


Commissioner-II



GOVERNMENT OF KHYBER PAKHTUNKHWA
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

(Complaint No. 00103)

Dated: 08th Jan., 2015

Ref: Mr. Khan Gul vs. Establishment Department, Peshawar

Proceedings

Mr. Mian Muhammad Additional Secretary, HRD Peshawar present.

This complaint is regarding the information in respect of those persons who are Government Servant but are working in the private houses of the officers. Since the complainant wanted information specially about Police Department, therefore, the Public Body of the Establishment & Administration Department has referred this complaint to the Home Department. The office is directed to contact Home Department in this respect. Additionally the PIO informed the Commission that the contact No. given on the request has been found fake as the requester is not available on that number. Similarly, the requester has not given his CNIC No. on his request. The office is also directed to contact the requester to give the required details.

Chief Information Commissioner

Commissioner-I

Commissioner-II



Attention
Mian Muhammad
Addl. Secretary / PIO

GOVERNMENT OF KHYBER PAKHTUNKHWA
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

(Complaint No. 00103)

Dated: 08th Jan., 2015

Ref: Mr. Khan Gul vs. Establishment Department, Peshawar

Proceedings

Mr. Mian Muhammad Additional Secretary, HRD Peshawar present.

This complaint is regarding the information in respect of those persons who are Government Servant but are working in the private houses of the officers. Since the complainant wanted information specially about Police Department, therefore, the Public Body of the Establishment & Administration Department has referred this complaint to the Home Department. The office is directed to contact Home Department in this respect. Additionally the PIO informed the Commission that the contact No. given on the request has been found fake as the requester is not available on that number. Similarly, the requester has not given his CNIC No. on his request. The office is also directed to contact the requester to give the required details.

Sd.

Chief Information Commissioner

Sd.

Commissioner- I

Sd.

Commissioner-II

Copy to:-

- ✓ 1. Mr. Mian Muhammad, Additional Secretary/PIO, Establishment Department, Peshawar.
2. Mr. Khan Gul (Complainant)

Assistant Registrar
Right to Information Commission,
KPK, Peshawar.



Attention
Mian Muhammad
Addl Secretary/PIO

GOVERNMENT OF KHYBER PAKHTUNKHWA
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

(Complaint No. 00155)

Dated: 08th Jan., 2015

Ref: Mr. Hidayat Ullah vs. Establishment Department, Peshawar

Proceedings

Mr. Hidayat Ullah complainant in person present. Mr. Mian Muhammad Additional Secretary, HRD Peshawar present.

The requester seeks minutes of the PSB, working paper of particular dates given in his request. There was some confusion regarding the secrecy surrounding these documents. In this background the learned PIO wanted the opinion of this Commission. This Commission has already opined in more than one cases, that whenever the promotion cases are finalized and notified, all the documents leading to such promotions are Public documents, the copies whereof shall have to be provided to all the citizens in accordance with Right to Information Act, 2013. Hence there should be no confusion or ambiguity on this count. Secondly the PIO was of the view that since the matter was with C&W Department, therefore, the PSB minutes will be available with them. This Commission has already written to the E&A Department that since PSB is a subject allocated to E&A Department, as mentioned in the Rules of Business 1985, therefore, all the papers in respect of the PSB proceedings shall ordinarily be available with the E&A Department. We would also like to reiterate that these documents shall have to be maintained in a proper shape by the E&A Department for future references as well. In this background the PIO is directed to provide the required information subject to schedule of fee to the complainant-requester within seven working days from today. The complainant is directed to visit the office of PIO in this respect after seven working days.


Chief Information Commissioner


Commissioner-I


Commissioner-II

Copy to:-

- ✓ 1. Mr. Mian Muhammad, Additional Secretary/PIO, Establishment Department, Peshawar.
2. Mr. Hidayat Ullah (Complainant)


Assistant Registrar

Right to Information Commission,
KPK, Peshawar.



Attention
Mian Muhammad
Addl. Secretary / PIO.

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

(Complaint No. 00181)

Dated: 08th Jan., 2015

Ref: Mr. Pervez Khan vs. Establishment Department, Peshawar

Proceedings

Mr. Mian Muhammad Additional Secretary, HRD Peshawar present.

The case of Mr. Pervez Khan was discussed. Mr. Pervez Khan wants copies of personal files and enclosures of two inquiries. There was some confusion as to whether copies of personal file of other Civil servants can be provided to a requester or not. It was reiterated that this Commission has already formed its view regarding availability of copies of personal file under RTI Act. This Commission is of the view that all the information like educational qualification, assets declaration and other documents contained in a personal file shall have to be supplied on the request except the names and addresses of the family members particularly ladies of a Civil servants. Hence the PIO is directed to supply all the copies of all the personal files sought by the requester which are available with him. The learned PIO informed that personal files of DMG officers are not available with him as they are maintained by Establishment Division Islamabad. He was informed that the direction of this Commission is applicable to the record held by a Public Body. The complainant is directed to approach the PIO in his office after seven working days from today and obtain the information sought by him on payment of fee as notified by this commission.

Sd/-

Chief Information Commissioner

Sd/-

Commissioner-I

Sd/-

Commissioner-II

Copy to:-

- ✓ 1. Mr. Mian Muhammad, Additional Secretary/PIO, Establishment Department, Peshawar.
2. Mr. Pervez Khan (Complainant)

Assistant Registrar

Right to Information Commission,
KPK, Peshawar.



Attention

Mian Muhammad
Addl. Secretary/PIO

GOVERNMENT OF KHYBER PAKHTUNKHWA
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

(Complaint No. 00051)

Dated: 08th Jan., 2015

Ref: Mr. Siddique Akbar vs. Establishment Department, Peshawar

Proceedings

Mr. Mian Muhammad Additional Secretary, HRD Peshawar present.

According to PIO, the complainant-requester has received information in respect of item No. 01 and 02 of his request. He produced consolidated statement regarding information mentioned at serial No. 3, 4 and 5 of the request. The remaining information regarding the POL claimed by Additional Secretary (Judicial) and Section Officer (Litigation), Establishment & Administration Department is being worked out. The learned PIO informed the Commission that the sought information consists of more than 150 pages for which the complainant has to pay fee according to schedule. The complainant is not in attendance. The office will inform him to approach the PIO, who will deliver the information on deposit of fee.

Sd.
Chief Information Commissioner

Sd.
Commissioner- I

Sd.
Commissioner-II

Copy to:-

- ✓ 1. Mr. Mian Muhammad, Additional Secretary/PIO, Establishment Department, Peshawar
2. Mr. Siddique Akbar (Complainant)

Assistant Registrar
Right to Information Commission,
KPK, Peshawar.



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

(Complaint No. 00137)

Dated: 12th Jan., 2015

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

Proceedings

Complainant Mr. Pervez Khan in person present. Mr. Usman Shah PIO Population Welfare Department is also present.

The Public Body/Population Welfare Department is ready to provide copies of information available with them except personal files. The complainant/requester again requested this Commission for providing information regarding personal files of the officers of the Department.

When previously this Commission directed the PIO to provide copies of personal files, the Public Body made a reference to the Establishment Department as well as Law Department asking their opinion as to whether personal files can be the subject of Right to Information application or not. Establishment Department advised the Population Welfare Department to seek guidance from the Right to Information Commission. Now the Population Welfare Department has referred the matter to their Legal Council.

Under the Right to Information Law, there is no role to be played either by Establishment Department, Law Department or any Legal Council. This Commission has explained this position to the Population Welfare Department in writing. Despite all these efforts, the copies of the personal files have not so far been provided to the complainant/requester. Even today, the learned PIO did not commit to do so and relied upon the direction by the Secretary of the Population Welfare Department not to supply personal files to the complainant/requester. It is the contention of the complainant/requester that both Mr. Usman Shah PIO and Mr. Fazal Nabi presently posted as Secretary Population Welfare Department, will be affected by the disclosure of the information being sought by him.

This situation is really frustrating because not only the spirit of the Law is being jeopardized by the Public Body but the attitude of the Public Body has put this Commission in an embarrassing position as this is the oldest complaint pending. Hence legal proceedings shall be initiated against the Public Body immediately.

Chief Information Commissioner

Commissioner- I

Commissioner-II

Copy to:-

1. Mr. Usman shah PIO, Population Welfare Department, Peshawar.
2. Mr. Pervez Khan (Complainant)

Assistant Registrar
Right to Information Commission,
KPK, Peshawar.



GOVERNMENT OF KHYBER PAKHTUNKHWA
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

(Complaint No. 00137)

Dated: 12th Jan., 2015

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

Proceedings

Complainant Mr. Pervez Khan in person present. Mr. Usman Shah PIO Population Welfare Department is also present.

The Public Body/Population Welfare Department is ready to provide copies of information available with them except personal files. The complainant/requester again requested this Commission for providing information regarding personal files of the officers of the Department.

When previously this Commission directed the PIO to provide copies of personal files, the Public Body made a reference to the Establishment Department as well as Law Department asking their opinion as to whether personal files can be the subject of Right to Information application or not. Establishment Department advised the Population Welfare Department to seek guidance from the Right to Information Commission. Now the Population Welfare Department has referred the matter to their Legal Council.

Under the Right to Information Law, there is no role to be played either by Establishment Department, Law Department or any Legal Council. This Commission has explained this position to the Population Welfare Department in writing. Despite all these efforts, the copies of the personal files have not so far been provided to the complainant/requester. Even today, the learned PIO did not commit to do so and relied upon the direction by the Secretary of the Population Welfare Department not to supply personal files to the complainant/requester. It is the contention of the complainant/requester that both Mr. Usman Shah PIO and Mr. Fazal Nabi presently posted as Secretary Population Welfare Department, will be affected by the disclosure of the information being sought by him.

This situation is really frustrating because not only the spirit of the Law is being jeopardized by the Public Body but the attitude of the Public Body has put this Commission in an embarrassing position as this is the oldest complaint pending. Hence legal proceedings shall be initiated against the Public Body immediately.


Chief Information Commissioner


Commissioner-I


Commissioner-II



GOVERNMENT OF KHYBER PAKHTUNKHWA
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

Dated: 13th Jan., 2015

(Complaint No. 00247)

Ref: Mr. Miraj Khan vs. Abdul Wali Khan University, Mardan

Proceedings

Complainant Mr. Mairaj Khan is not in attendance. Mr. Ashraf Ali PIO Abdul Wali Khan University, Mardan is also present.

The complainant has asked the Public Body for general information. Even otherwise, under Section 5 of the Right to Information Act, 2013, each Public Body has to proactively publish the data on their Website. The PIO is directed to publish all these informations on their Website and send a hard copy to this Commission and the same would be conveyed to the complainant.


Chief Information Commissioner


Commissioner-I


Commissioner-II



GOVERNMENT OF KHYBER PAKHTUNKHWA
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

Dated: 13th Jan., 2015

(Complaint No. 00229)

Ref: Mst. Madiha Aziz vs. Abdul Wali Khan University, Mardan


Proceedings

Complainant Mst. Madiha Aziz in person present. Mr. Ashraf Ali PIO, Abdul Wali Khan University Mardan, is also present.

The complainant had applied for the post of Lecturer Finance to the Public Body. She was shortlisted and called for demonstration. Later on, when she applied to the Public Body for information regarding the result of the selection process, she was informed that the post is to be re-advertised. Accordingly, she now seeks the reasons as to why the posts are going to be re-advertised.

The PIO is directed to provide the data regarding all those steps which were carried out in the selection process for the post of Lecturer Finance including the reasons as to why none of the candidates was selected.

The complainant's husband would visit the Public Body within three days and there information will be provided to him. The complainant is directed to inform the Commission when she receives the information from the Public Body.


Chief Information Commissioner


Commissioner-I


Commissioner-II



GOVERNMENT OF KHYBER PAKHTUNKHWA
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/1-174/15

Dated: 13th Jan., 2015

Order

Mr. Liaqat Ali, Data Processing Supervisor present in person whereas
Complainant Mujahid feroz present in person.

He informs the Commission that the PIO Saeed Ur Rahman, Superintending Engineer, Swabi was busy in a meeting with Irrigation Minister therefore he could not attend.

The Complainant informed that he has received all information on five counts given in his complaint. But according to him, he was interviewed by four members while the minutes provided by the public body contains the names of eight persons as members of selection committee.

The representative orally informed that the first four candidates, including the complainant was interviewed by four members because XEN, Hazara and Deputy Collector, Hazara came late and participated in the interview of the list of the candidates.

All the information available with public body has been delivered to complainant including the number of selection committee members. No information remains to be supplied to the complainant hence this complaint is filed.

sd

Commissioner -I
Right to Information Commission

sd

Chief Information Commissioner
Right to Information Commission

sd

Commissioner-II
Right to Information Commission

Copy to:-

1. PIO, Irrigation Department , Swabi.
- ✓ 2. Mr. Mujahid Feroz (Complainant)

Assistant Registrar,
Right to Information Commission,
Right to Information commission



GOVERNMENT OF KHYBER PAKHTUNKHWA
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/1-174/15

Dated: 13th Jan., 2015

Order

**Mr. Liaqat Ali, Data Processing Supervisor present in person whereas
Complainant Mujahid feroz present in person.**

He informs the Commission that the PIO Saeed Ur Rahman, Superintending Engineer, Swabi was busy in a meeting with Irrigation Minister therefore he could not attend.

The Complainant informed that he has received all information on five counts given in his complaint. But according to him, he was interviewed by four members while the minutes provided by the public body contains the names of eight persons as members of selection committee.

The representative orally informed that the first four candidates, including the complainant was interviewed by four members because XEN, Hazara and Deputy Collector, Hazara came late and participated in the interview of the list of the candidates.

All the information available with public body has been delivered to complainant including the number of selection committee members. No information remains to be supplied to the complainant hence this complaint is filed.

sd

Commissioner -I
Right to Information Commission

sd

Chief Information Commissioner
Right to Information Commission

sd

Commissioner-II
Right to Information Commission

Copy to:-

1. PIO, Irrigation Department , Swabi.
- ✓ 2. Mr. Mujahid Feroz (Complainant)



Assistant Registrar,
Right to Information Commission,
Right to Information commission



GOVERNMENT OF KHYBER PAKHTUNKHWA
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/1-174/15

Dated: 13th Jan., 2015

Order

**Mr. Liaqat Ali, Data Processing Supervisor present in person whereas
Complainant Mujahid feroz present in person.**

He informs the Commission that the PIO Saeed Ur Rahman, Superintending Engineer, Swabi was busy in a meeting with Irrigation Minister therefore he could not attend.

The Complainant informed that he has received all information on five counts given in his complaint. But according to him, he was interviewed by four members while the minutes provided by the public body contains the names of eight persons as members of selection committee.

The representative orally informed that the first four candidates, including the complainant was interviewed by four members because XEN, Hazara and Deputy Collector, Hazara came late and participated in the interview of the list of the candidates.

All the information available with public body has been delivered to complainant including the number of selection committee members. No information remains to be supplied to the complainant hence this complaint is filed.

sd

Commissioner -I
Right to Information Commission

sd


Chief Information Commissioner
Right to Information Commission

sd

Commissioner-II
Right to Information Commission

Copy to:-

1. PIO, Irrigation Department, Swabi.
- ✓ 2. Mr. Mujahid Feroz (Complainant)


Assistant Registrar,
Right to Information Commission,
Right to Information commission



GOVERNMENT OF KHYBER PAKHTUNKHWA
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

Dated: 13th Jan., 2015

(Complaint No. 00142)

Ref: Mr. Muhammad Naeem vs. Abdul Wali Khan University, Mardan

Proceedings

Complainant Mr. Muhammad Naeem in person present. Mr. Ashraf Ali PIO Abdul Wali Khan University, Mardan is also present.

The two letters conveying the total strength of employees in the University are in conflict with each other. The PIO promised to provide correct details to the complainant complete in all respect within three days. The offer was accepted by Mr. Muhammad Naeem, who is directed to visit the office of the PIO and collect the information. Both the complainant Mr. Muhammad Naeem and PIO will inform the Commission.


Chief Information Commissioner


Commissioner-I


Commissioner-II



GOVERNMENT OF KHYBER PAKHTUNKHWA
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

Dated: 13th Jan., 2015

(Complaint No. 00125)

Ref: Mr. Muhammad Kamran Khaliq vs. Abdul Wali Khan University, Mardan

Proceedings

Complainant Mr. Kamran Khaliq is not in attendance. Mr. Ashraf Ali PIO, Abdul Wali Khan University Mardan, is also present.

The case was discussed with the learned PIO. He was directed to provide the following information to the complainant under intimation to this Commission:

1. List of shortlisted candidates with names and details for the post of Lecturer in Business Management advertised through Advertisement No. 41.
2. Marks obtained by these candidates under various heads
3. List of selected candidates with names and details.


Chief Information Commissioner


Commissioner-I


Commissioner-II



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

Dated: 13th Jan., 2015

(Complaint No. 00125)

Ref: Mr. Muhammad Kamran Khaliq vs. Abdul Wali Khan University, Mardan

Proceedings

Complainant Mr. Kamran Khaliq is not in attendance. Mr. Ashraf Ali PIO, Abdul Wali Khan University Mardan, is also present.

The case was discussed with the learned PIO. He was directed to provide the following information to the complainant under intimation to this Commission:

1. List of shortlisted candidates with names and details for the post of Lecturer in Business Management advertised through Advertisement No. 41.
2. Marks obtained by these candidates under various heads
3. List of selected candidates with names and details.

Sd.
Chief Information Commissioner

Sd.
Commissioner- I

Sd.
Commissioner-II

Copy to:-

- ✓ 1. Mr. Ashraf Ali, PIO, Abdul Wali Khan University, Mardan
2. Mr. Muhammad Kamran Khaliq (Complainant)

[Signature]
Assistant Registrar
Right to Information Commission,
KPK, Peshawar.



GOVERNMENT OF KHYBER PAKHTUNKHWA
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

Dated: 13th Jan., 2015

(Complaint No. 00142)

Ref: Mr. Muhammad Naeem vs. Abdul Wali Khan University, Mardan

Proceedings

Complainant Mr. Muhammad Naeem in person present. Mr. Ashraf Ali PIO Abdul Wali Khan University, Mardan is also present.

The two letters conveying the total strength of employees in the University are in conflict with each other. The PIO promised to provide correct details to the complainant complete in all respect within three days. The offer was accepted by Mr. Muhammad Naeem, who is directed to visit the office of the PIO and collect the information. Both the complainant Mr. Muhammad Naeem and PIO will inform the Commission.

Sd.
Chief Information Commissioner

Sd.
Commissioner- I

Sd.
Commissioner-II

Copy to:-

- ✓ 1. Mr. Ashraf Ali, PIO Abdul Wali Khan University, Mardan
- 2. Mr. Muhammad Naeem (Complainant)

[Signature]
Assistant Registrar
Right to Information Commission,
KPK, Peshawar.



GOVERNMENT OF KHYBER PAKHTUNKHWA
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

Dated: 13th Jan., 2015

(Complaint No. 00247)

Ref: Mr. Miraj Khan vs. Abdul Wali Khan University, Mardan

Proceedings

Complainant Mr. Mairaj Khan is not in attendance. Mr. Ashraf Ali PIO Abdul Wali Khan University, Mardan is also present.

The complainant has asked the Public Body for general information. Even otherwise, under Section 5 of the Right to Information Act, 2013, each Public Body has to proactively publish the data on their Website. The PIO is directed to publish all these informations on their Website and send a hard copy to this Commission and the same would be conveyed to the complainant.

Sd.
Chief Information Commissioner

Sd.
Commissioner- I

Sd.
Commissioner-II

Copy to:-

- ✓ 1. Mr. Ashraf Ali, PIO Abdul Wali Khan University, Mardan
2. Mr. Miraj Khan (Complainant)

[Signature]
Assistant Registrar
Right to Information Commission,
KPK, Peshawar.



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

Dated: 13th Jan., 2015

(Complaint No. 00229)

Ref: Mst. Madiha Aziz vs. Abdul Wali Khan University, Mardan

Proceedings

Complainant Mst. Madiha Aziz in person present. Mr. Ashraf Ali PIO, Abdul Wali Khan University Mardan, is also present.

The complainant had applied for the post of Lecturer Finance to the Public Body. She was shortlisted and called for demonstration. Later on, when she applied to the Public Body for information regarding the result of the selection process, she was informed that the post is to be re-advertised. Accordingly, she now seeks the reasons as to why the posts are going to be re-advertised.

The PIO is directed to provide the data regarding all those steps which were carried out in the selection process for the post of Lecturer Finance including the reasons as to why none of the candidates was selected.

The complainant's husband would visit the Public Body within three days and there information will be provided to him. The complainant is directed to inform the Commission when she receives the information from the Public Body.


Chief Information Commissioner


Commissioner-I


Commissioner-II

Copy to:-

- ✓ 1. Mr. Ashraf Ali, PIO, Abdul Wali Khan University, Mardan
2. Mst. Madiha Aziz (Complainant)


Assistant Registrar

Right to Information Commission,



GOVERNMENT OF KHYBER PAKHTUNKHWA
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/1-174/15

Dated: 13th Jan., 2015

Order

**Mr. Liaqat Ali, Data Processing Supervisor present in person whereas
Complainant Mujahid feroz present in person.**

He informs the Commission that the PIO Saeed Ur Rahman, Superintending Engineer, Swabi was busy in a meeting with Irrigation Minister therefore he could not attend.

The Complainant informed that he has received all information on five counts given in his complaint. But according to him, he was interviewed by four members while the minutes provided by the public body contains the names of eight persons as members of selection committee.

The representative orally informed that the first four candidates, including the complainant was interviewed by four members because XEN, Hazara and Deputy Collector, Hazara came late and participated in the interview of the list of the candidates.

All the information available with public body has been delivered to complainant including the number of selection committee members. No information remains to be supplied to the complainant hence this complaint is filed.

sd

Commissioner -I
Right to Information Commission

sd


Chief Information Commissioner
Right to Information Commission

sd

Commissioner-II
Right to Information Commission

Copy to:-

1. PIO, Irrigation Department , Swabi.
- ✓ 2. Mr. Mujahid Feroz (Complainant)


Assistant Registrar,
Right to Information Commission,
Right to Information commission



Attention
Dr. Gohar
Rehman
KICH.

GOVERNMENT OF KHYBER PAKHTUNKHWA
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

①

Dated: 14th Jan., 2015

(Complaint No. 00162)

Ref: Mr. Inayat Ur Rehman vs. Hayatabad Medical Complex, Peshawar

Proceedings

Complainant Mr. Inayat Ur Rehman, in person present. Dr. Atif Rehman, PIO, alongwith Mr. Gulab Khan, Hayatabad Medical Complex, Peshawar, present.

The PIO informed that the complaint pertains to Khyber Institute of Child Health, Peshawar which is presently headed by Professor Gohar Rehman and that the Khyber Institute of Child Health, Peshawar is a separate institute having a separate Management Council. In this background, the office is directed to send the complaint to the said institution with the direction to respond to the complaint within five days of the receipt of this letter.

Sd.
Chief Information Commissioner

Sd.
Commissioner- I

Sd.
Commissioner-II

Copy to:-

1. PIO, Hayatabad Medical Complex, Peshawar.
2. Mr. Inayat Ur Rehman (Complainant)


Assistant Registrar

Right to Information Commission,
KPK, Peshawar.



GOVERNMENT OF KHYBER PAKHTUNKHWA
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

Dated: 14th Jan., 2015

(Complaint No. 00162)


Ref: Mr. Inayat Ur Rehman vs. Hayatabad Medical Complex, Peshawar

Proceedings

Complainant Mr. Inayat Ur Rehman, in person present. Dr. Atif Rehman, PIO, alongwith Mr. Gulab Khan, Hayatabad Medical Complex, Peshawar, present.

The PIO informed that the complaint pertains to Khyber Institute of Child Health, Peshawar which is presently headed by Professor Gohar Rehman and that the Khyber Institute of Child Health, Peshawar is a separate institute having a separate Management Council. In this background, the office is directed to send the complaint to the said institution with the direction to respond to the complaint within five days of the receipt of this letter.


Chief Information Commissioner


Commissioner-I


Commissioner-II



GOVERNMENT OF KHYBER PAKHTUNKHWA
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

Dated: 14th Jan., 2015

(Complaint No. 00164)

Ref: Mr. Nazar Hussain vs. Peshawar Development Authority, Peshawar

Proceedings

Complainant Mr. Nazar Hussain in person present. Mr. Irshad Hussain, Representative Peshawar Development Authority, Peshawar is also present.

According to the representative of PDA, he is not designated as Public Information Officer nor he has been trained in connection with the implementation of this law.

The complainant had four demands. As far as his first demand is concerned, the representative will deliver all copies to the complainant today. Demand No. two of the requester is regarding the approval of plot by Frontier Education Foundation dated: 04/03/2003. Demand No. three is regarding the supply of policy for auction of commercial plots in the light of direction of Peshawar High Court, Peshawar contained in the decision given on 04-09-2006, in writ Petition No. 1052/2006. Demand No. four is regarding the allotment of 30 plots between 1989 to 1992 for establishment of Education Institutions.

The representative of the PDA agrees to supply all these information to the requester on or after 21-01-2015. The complainant is directed to visit the office of PDA for delivery of the information on the payment of fee notified by this Commission.

Sd.
Chief Information Commissioner

Sd.
Commissioner- I

Sd.
Commissioner-II

Copy to:-

1. PIO, Peshawar Development Authority, Peshawar.
2. Mr. Nazar Hussain (Complainant)

Sd.
Assistant Registrar
Right to Information Commission,
KPK, Peshawar.