



GOVERNMENT OF KHYBER PAKHTUNKHWA
INFORMATION COMMISSION
Near BRT Abdara Station, Behind Jabar Flats,
Arbab Colony, University Road, Peshawar
Email: complaints.kprti@kp.gov.pk
Ph: +92-91-9216557
Fax: +92-91-9216561

(COMPLAINT NO. 7731)

REF: -MR. DEEDAR KHAN VS. BACHA KHAN MEDICAL COLLEGE,
MARDAN.

PROCEEDINGS

(27th October, 2021)

Syed Muhammad Yousaf, Litigation Officer/PIO, Bacha Khan Medical College, Mardan (referred hereinafter as public body) appeared for hearing in complaint No. 7731 before this Commission on 27th October, 2021 and provided the requested information for examination.

DECISION:

The Commission perused the said information and decided to transmit the same to the complainant, upon which the instant complaint stands disposed of.

-sd-

Chief Information Commissioner

Endst No. & date: KPIC/AR/1-7731/2021/
Copy to:-

13923-24

-sd-

Commissioner-II

dated: *01* November, 2021.

1. Syed Muhammad Yousaf, Litigation Officer/PIO, Bacha Khan Medical College, Mardan.
2. Mr. Deedar Khan (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7731)

REF: -MR. DEEDAR KHAN VS. BACHA KHAN MEDICAL COLLEGE,
MARDAN.

PROCEEDINGS

(27th October, 2021)

Syed Muhammad Yousaf, Litigation Officer/PIO, Bacha Khan Medical College, Mardan (referred hereinafter as public body) appeared for hearing in complaint No. 7731 before this Commission on 27th October, 2021 and provided the requested information for examination.

DECISION:

The Commission perused the said information and decided to transmit the same to the complainant, upon which the instant complaint stands disposed of.

-sd-

Chief Information Commissioner

Endst No. & date: KPIC/AR/1-7731/2021/ 13923-24
Copy to:-

-sd-

Commissioner-II

dated: 01/12 November, 2021.

1. Syed Muhammad Yousaf, Litigation Officer/PIO, Bacha Khan Medical College, Mardan.
2. Mr. Deedar Khan (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7289)

REF: -MR. YAHYA KARAMAT VS. ABDUL WALI KHAN UNIVERSITY,
MARDAN.

PROCEEDINGS

(26th October, 2021)

Mr. Riaz Ahmad Khan, AP, Abdul Wali Khan University, Mardan (referred hereinafter as public body) appeared for hearing in complaint No. 7265 before this Commission on 26th October, 2021 and submitted the requested information to the Commission vide letter No. PIO/AWKUM/2021/153 dated: 18-10-2021.

DECISION:

The Commission examined the record produced by the Public Body and decided to transmit the same to the complainant. The instant complaint stands disposed of.

-sd-

Chief Information Commissioner

Endst No. & date: KPIC/AR/1-7289/2021/
Copy to:-

13933-34

-sd-

Commissioner-II

dated: 01 November, 2021.

1. Mr. Riaz Khan (Representative/PIO), Abdul Wali Khan University, Mardan.
2. Mr. Yahya Karamat (Complainant).

Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7265)

REF: -MR. JUNAID AHMAD VS. ABDUL WALI KHAN UNIVERSITY,
MARDAN.

PROCEEDINGS

(26th October, 2021)

Mr. Riaz Ahmad Khan, AP, Abdul Wali Khan University, Mardan (referred hereinafter as public body) appeared for hearing in complaint No. 7265 before this Commission on 26th October, 2021.

DECISION:

Having heard, the Commission decided to direct the Public Body to forward the request to Higher Education Commission for further necessary action in the matter. Public body is further directed to upload the data/information on the website as required under Section (5) of the KP RTI Act, 2013.

-sd-

Chief Information Commissioner

Endst No. & date: KPIC/AR/1-7265/2021/ 13891-92
Copy to:-

-sd-

Commissioner-II

dated: 07 ¹² November, 2021.

1. Mr. Riaz Khan (Representative/PIO), Abdul Wali Khan University, Mardan.
2. Mr. Junaid Ahmad (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7217)
REF: -DR. FAZAL SAID VS. ABDUL WALI KHAN UNIVERSITY, MARDAN.

PROCEEDINGS
(26th October, 2021)

Mr. Riaz Ahmad Khan, AP, Abdul Wali Khan University, Mardan (referred hereinafter as public body) appeared for hearing in complaint No. 7265 before this Commission on 26th October, 2021 and submitted the requested information to the Commission vide letter No. PIO/AWKUM/2021/154 dated: 18-10-2021.

DECISION:

The Commission examined the record produced by the Public Body and decided to transmit the same to the complainant. The instant complaint stands disposed of.

-sd-

Chief Information Commissioner

Endst No. & date: KPIC/AR/1-7217/2021/ 13925-26
Copy to:-

-sd-

Commissioner-II

dated: 01/12 November, 2021.

1. Mr. Riaz Khan (Representative/PIO), Abdul Wali Khan University, Mardan.
2. Dr. Fazal Said (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 6801)
REF: -MR. MUHAMMAD TAHIR VS. ABDUL WALI KHAN UNIVERSITY,
MARDAN.

PROCEEDINGS

(26th October, 2021)

Mr. Riaz Ahmad Khan, RA, Abdul Wali Khan University, Mardan (referred hereinafter as public body) appeared for hearing in complaint No. 6801 before this Commission on 26th October, 2021 and explained the case to the Commission.

DECISION:

Having heard, the Commission decided to direct the complainant to visit office of the PIO for collection of the requested information on any working day and keep this Commission informed.

-sd-

Chief Information Commissioner

Endst No. & date: KPIC/AR/1-6801/2021/ 13876-77
Copy to:-

-sd-

Commissioner-II

dated: 01 November, 2021.

1. Mr. Riaz Khan (Representative/PIO), Abdul Wali Khan University, Mardan.
2. Mr. Muhammad Tahir (Complainant).

Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 6350)

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

PROCEEDINGS

(26th October, 2021)

Mr. Riaz Ahmad Khan, RA, Abdul Wali Khan University, Mardan (referred hereinafter as public body) appeared for hearing in complaint No. 6350 before this Commission on 26th October, 2021.

DECISION:

Having heard, the Commission decided to direct the Public Body to provide the requested information to the complainant within five (5) working days positively under intimation to the Commission.

Further, the Commission decided to direct the Director (Admissions) Abdul Wali Khan University Mardan, to facilitate the PIO with regard to provision of information pertaining to his office as sought by the complainant.

Further, decided that in case of failure to comply with the directions, it would be inevitable for the Commission to invoke the penal provision of Section 26 read with Section 28 of the KP RTI Act, 2013.

-sd-

Chief Information Commissioner

Endst No. & date: KPIC/AR/1-6350/2021/
 Copy to:-

13878-81

-sd-

Commissioner-II

dated: 01 November, 2021.

1. Registrar, Abdul Wali Khan University, Mardan.
2. Director Admissions, Abdul Wali Khan University, Mardan.
3. Mr. Riaz Khan (Representative/PIO), Abdul Wali Khan University, Mardan.
4. Mr. Muhammad Naeem (Complainant).


 Assistant Registrar
 KP Information Commission,
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(COMPLAINT NO. 6310)

REF: -MR. SALIMULLAH KHAN VS. ABDUL WALI KHAN UNIVERSITY,
MARDAN.

PROCEEDINGS

(26th October, 2021)

Mr. Riaz Ahmad Khan, AO, Abdul Wali Khan University, Mardan (referred hereinafter as public body) appeared for hearing in complaint No. 6310 before this Commission on 26th October, 2021.

DECISION:

Having heard, the Commission decided to direct the complaint to file a fresh request with the Higher Education Commission for the information as mentioned/ sought at serial No. 9 and 10 under intimation to the Commission.

-sd-

Chief Information Commissioner

Endst No. & date: KPIC/AR/1-6310/2021/
Copy to:-

13908-09

-sd-

Commissioner-II

dated: 01 November, 2021.

1. Mr. Riaz Khan (Representative/PIO), Abdul Wali Khan University, Mardan.
2. Mr. Salimullah Khan (Complainant).

Assistant Registrar
KP Information Commission,
Peshawar

File No.
1-1
2-1
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11-1
12-1



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(COMPLAINT NO. 7842)

REF: -MR. PIR AZAM VS. ABDUL WALI KHAN UNIVERSITY, MARDAN.

PROCEEDINGS

(26th October, 2021)

Mr. Riaz Ahmad Khan, AP, Abdul Wali Khan University, Mardan (referred hereinafter as public body) appeared for hearing in complaint No. 7265 before this Commission on 26th October, 2021 and submitted the requested information to the Commission vide letter No. PIO/AWKUM/2021/152 dated:18-10-2021.

DECISION:

The Commission examined the record produced by the Public Body and decided to transmit the same to the complainant. The instant complaint stands disposed of accordingly.

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Chief Information Commissioner

Endst No. & date: KPIC/AR/1-7842/2021/
Copy to:-

13931-32

-sd-

Commissioner-II

dated: 01/12/2021 November, 2021.

1. Mr. Riaz Khan (Representative/PIO), Abdul Wali Khan University, Mardan.
2. Mr. Pir Azam (Complainant).

Assistant Registrar
KP Information Commission,
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(COMPLAINT NO. 7337)
REF: -MR. SHAH FAHAD VS DIRECTORATE OF SOCIAL WELFARE
(MERGED AREA) PESHAWAR.

Proceedings
(28-10-2021)

Assistant Director (SW)/PIO, Directorate of Social Welfare (Merged Areas), Peshawar (referred hereinafter as Public Body) was summoned to appear for hearing in complaint No. 7337 before the Commission on 28th October, 2021, but absented himself from hearing.

DECISION:

The Commission examined the record submitted by the public body and observed that the submitted information vide dairy No. 5710 dated: 26-10-2021 is incomplete. The Public body responded only to the para 01 of the request under reference.

The Commission, therefore, decided to direct the public body to provide the complete information to the Commission for examination within seven working days positively.

The Commission further decided that in case of failure to comply with the directions, the Commission would be constrained to invoke the penal provision of Section 26 read with Section 28 of the KP RTI Act, 2013.

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Chief Information Commissioner

-sd-

Commissioner-II

Endst No. & date: KPIC/AR/1-7337/2020/13906-07
Copy to:-

dated: 01/12/2021, 2021.

1. Assistant Director (SW)/PIO, Directorate of Social Welfare (Merged Areas), Peshawar.
2. Mr. Shah Fahad (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 07877)

REF: - MR. MUHAMMAD ZAHID VS DEPUTY COMMISSIONER,
CHARSADDA.

PROCEEDINGS
(27th October, 2021)

Deputy Commissioner/PIO, Charsadda, (referred hereinafter as public body) was summoned to appear in complaint No. 7877 for hearing before this Commission on 27th October 2021, but the PIO failed to turn up. However, in compliance with the summon letter, the Public Body responded vide letter No. AC(ChD)/RTI/2021/3020-22 dated: 26-10-2021 along with the acknowledgment receipt of information from the complainant.

DECISION:

The Commission perused the record and observed that the Public body had already provided the requested information to the complainant and decided to transmit the reply of the Public body to the complainant. Thus the complaint stands disposed of.

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Chief Information Commissioner

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Commissioner-II

Endst No. & date: KPIC/AR/1-7877/2020/ 13874-75 dated: 01 November, 2021.
Copy to:-

1. Deputy Commissioner/PIO, Charsadda.
2. Mr. Muhammad Zahid (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



GOVERNMENT OF KHYBER PAKHTUNKHWA
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(COMPLAINT NO. 7720)

REF: - SYED AKHTAR ALI SHAH VS PLANNING & DEVELOPMENT
DEPARTMENT, PESHAWAR.

PROCEEDINGS

(26th Oct, 2021)

Mr. Asim Riaz, Assistant Chief, and Mr. Umair Khattak, Research Officer, representative of Planning & Development Department, Peshawar (referred hereinafter as Public Body) appeared for hearing in the complaint No. 7720 before the Commission on 26th October, 2021 and apprised the Commission that information sought at serial No. 02 had already been provided to the complainant whereas information sought at serial No. 03 was available on their website. They further added that information sought at serial No. 04 was not specified.

DECISION:

Having heard and record perused, the Commission observed that information sought at serial No. 01 falls under the exempt category of the KP RTI Act, 2013. As regard information sought at serial No. 04, the Commission decided to direct the complainant to specify the information.

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Chief Information Commissioner

-sd-

Commissioner-II

Endst No. & date: KPIC/AR/1-7720/2021/ 13915-18
Copy to:-

dated 01 ¹² November, 2021.

1. Deputy Secretary (Admin)/PIO, Planning & Development Department, Peshawar.
2. Mr. Asim Riaz, Assistant Chief, Planning & Development Department, Peshawar.
3. Mr. Umair Khattak, Research Officer, Planning & Development Department, Peshawar.
4. Mr. Akhtar Ali Shah (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7523)

REF: -MR. ARSHAD AZIZ MALIK VS LOCAL GOVERNMENT & RURAL
DEVELOPMENT DEPARTMENT, PESHAWAR.

Proceedings

(12-10-2021)

Mr. Hameedullah Deputy Secretary, Mr. Muhammad Riaz, Section Officer, representative of Local Government & Rural Development Department, Peshawar and Mr. Abdul Wahab, Deputy Director, Peshawar Development Authority, Peshawar, (referred hereinafter as Public Body) appeared for hearing in the complaint No. 7523 before the Commission on 12th October, 2021 and informed the Commission that the case is subjudice before the Honorable High Supreme Court of Pakistan, therefore further orders in the matter may be deferred till the decision of Honorable Supreme Court of Pakistan.

DECISION:

Having heard and record perused, the Commission observed that the August Supreme Court did not pass specific order to withhold the record, therefore, the Commission decided to direct the Public Body to provide the requisite information to the Commission within seven (7) working days positively. The Commission further decided that in case of failure to comply with the directions, the Commission would be constrained to invoke the penal provision of Section 26 read with Section 28 of the KP RTI Act, 2013.

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Chief Information Commissioner

-sd-

Commissioner-II

Endst No. & date: KPIC/AR/1-7523/2021/13881-85
Copy to:-

dated: 01 November, 2021.

1. Mr. Hameed Ullah Deputy Secretary, Local Government & Rural Development Department, Peshawar.
2. Mr. Muhammad Riaz, Section Officer, Local Government & Rural Development Department, Peshawar.
3. Mr. Abdul Wahab, Deputy Director, Peshawar Development Authority, Peshawar.
4. Mr. Arshad Aziz Malik (Complainant).

Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7339)

REF: -MR. SHAH FAHAD VS DIRECTORATE OF SOCIAL WELFARE
(MERGED AREA) PESHAWAR.

Proceedings

(28th Oct, 21021)

Assistant Director (SW)/PIO, Directorate of Social Welfare (Merged Areas), Peshawar (referred hereinafter as Public Body) was summoned to appear before the Commission for hearing on 28th October, 2021, but he absented himself from hearing.

DECISION:

The Commission gone through the available record and observed that the complainant vide letter No.DSW (MAS)/2020-21/1331-34 dated: 31-03-2021 was asked to visit the Office of PIO for collection of PC-1 and other requisite information. The complainant after having visited the PIO office, informed the Commission that requested information was not provided to him by the Public Body.

The Commission took serious view of the lapse on the part of Public Body and decided to direct the public body to provide the copy of PC-I, within five working days to the Commission for examination decision thereon.

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Chief Information Commissioner

-sd-

Commissioner-II

Endst No. & date: KPIC/AR/1-7339/2020/ 13886-87
Copy to:-

dated: 01 November, 2021.

1. Assistant Director (SW)/PIO, Directorate of Social Welfare (Merged Areas), Peshawar.
2. Mr. Shah Fahad (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 6931)

REF: -Mst. YAHYA BEGUM VS ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT, PESHAWAR.

ORDER

Mr. Muhammad Riaz Khan, representative of Elementary & Secondary Education Department, Peshawar, (referred hereinafter as Public Body) appeared for hearing before the Commission on 02nd September, 2021 and submitted approved summary to the Commission as sought by the complainant vide letter No. MO-I/ESRU/RTI/Yaahya Begum/2020 dated: 02-02-2021 for examination.

The Commission examined the summary and decided to transmit it to the complainant.

With these remarks the complaint stands disposed of.

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Chief Information Commissioner

Endst No. & date: KPIC/AR/1-6931/2021/
Copy to:-

13888-90

-sd-

Commissioner-II

dated: 01 ¹² November, 2021.

1. Muhammad Riaz Khan (Representative), Elementary & Secondary Education Department, Peshawar.
2. Director (ESRU)/PIO, Elementary & Secondary Education Department, Peshawar.
3. Mst. Yahya Begum (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 6919)

REF: -MR. IRFAN ULLAH VS DIRECTORATE OF S&T, PESHAWAR

PROCEEDINGS

(27th October, 2021)

Mr. Haris Shah, Assistant Director/PIO (DOST), Directorate of Science & Technology, Peshawar and Abdul Qadir, Computer Operator, Science & Technology and Information Technology, Department, Peshawar (referred hereinafter as public body) appeared for hearing in complaint No. 6919 before the Commission on 27th October, 2021.

DECISION:

Having heard, the Commission expressed displeasure over non provision of the requested information to the complainant within the stipulated time as required under KP RTI Act, 2013 and directed the Public Body to provide the requested information to the Commission for examination and onward transmission to the complainant within three (3) working days positively.

The Commission, further decided that in case of failure to comply with the directions, the Commission would be constrained to invoke the penal provision of Section 26 read with Section 28 of the KP RTI Act, 2013.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-6919/2021/14026-29
Copy to:-

dated: 02 December, 2021.

1. Mr. Haris Shah, Assistant Director/PIO, Directorate of Science & Technology, Peshawar.
2. Mr. Abdul Qadir, Computer Operator, Science & Technology Department, Peshawar.
3. Mr. Irfan Ullah (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7729)

REF: - MR. KHADIM HUSSAIN VS DIRECTORATE GENERAL LIVESTOCK,
PESHAWAR.

PROCEEDINGS

(27th Oct, 2021)

Dr. Muhammad Iqbal, Divisional Director/PIO, Directorate General Livestock, Peshawar (referred hereinafter as Public Body) appeared for hearing in the complaint No. 7729 before the Commission on 27th October, 2021 and informed that the requested information has already been provided to the complainant without intimating to the Commission.

DECISION:

Having heard the PIO of the Public body and confirmed from the complainant that information has been received, the Commission decided to disposed of the instant complaint.

sd/-

Chief Information Commissioner


sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7729/2021/ 14024-25
Copy to:-

dated: 02 December, 2021.

1. Dr. Muhammad Iqbal, Divisional Director/PIO, Directorate General (Extension) Livestock, Peshawar.
2. Mr. Khadim Hussain (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7851)

REF: -MR. SAEED KHAN VS DEPUTY COMMISSIONER KURRAM
DISTRICT.

PROCEEDINGS

(28th Oct, 2021)

Deputy Commissioner/PIO, Kurram District (referred hereinafter as public body) was summoned to appear in complaint No. 7851 for hearing before this Commission on 02nd September, 2021, but the PIO failed to appear and informed telephonically his inability to attend the Commission.

DECISION:

The Commission took serious view of the disregard of Public Body for the provisions of Section 26 (2) of KP RTI Act, 2013, and decided to direct the public body to provide the requested information within seven (7) working days positively. In case of failure to comply with the directions, the Commission would be constrained to invoke the penal provision of Section 26 read with Section 28 of the KP RTI Act, 2013.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7851/2021/13995-96
Copy to:-

dated: 02 December, 2021.

1. Deputy Commissioner/PIO, Kurram District.
2. Mr. Saeed Khan (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7497)

REF: -MR. ZAHID USMAN VS. MARDAN MEDICAL COMPLEX, MARDAN.

PROCEEDINGS

(27th October, 2021)

Mr. Altaf Ahmad, Manager Human Resource, Mardan Medical Complex, Mardan (referred hereinafter as public body) appeared for hearing in complaint No. 7497 before this Commission on 27th October, 2021 and informed the Commission that record held by the Public Body had already been provided to the complainant from 2014 to 2020, whereas rest of the information could be had from the Auditor General office being custodian of the record.

DECISION:

Having heard, the Commission decided to direct the Public Body/PIO to provide the record of e-mail to the requester and convey their stance on audit reports to the complainant in writing or e-mail within seven (7) working days positively under intimation to the Commission.

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Chief Information Commissioner

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Commissioner-II

Endst No. & date: KPIC/AR/7497/2021/
Copy to:-

13933-34

dated: 02 November, 2021.

1. Mr. Altaf Ahmad, Manager Human Resource/PIO. Mardan Medical Complex, Mardan.
2. Mr. Zahid Usman (Complainant).

Assistant Registrar
KP Information Commission,
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(COMPLAINT NO. ERTI-586)
REF: - DR. RIZWAN ULLAH VS DIRECTORATE GENERAL HEALTH
SERVICES PESHAWAR.

Proceedings

(28th Oct, 21021)

Dr. Lal Zari, Deputy Director (Coordination)/PIO, Directorate General Health Services, Peshawar (referred hereinafter as Public Body) was summoned to attend the Commission for hearing on 28th October, 2021, but she absented herself from hearing.

DECISION:

The Commission while taking serious view of the non-appearance of the PIO has decided to direct the public body to provide the complete and relevant information within seven (7) working days positively to the complainant. The Commission further, decided that in case of failure to comply with its directions, the Commission would be constrained to invoke the penal provision of Section 26 read with Section 28 of the KP RTI Act, 2013.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/ERTI-586/2021/14035-36
Copy to:-

dated: 13 December, 2021.

1. Dr. Lal Zari, Deputy Director (Coordination)/PIO, Directorate General Health Services, Peshawar.
2. Dr. Rizwan Ullah (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



GOVERNMENT OF KHYBER PAKHTUNKHWA
INFORMATION COMMISSION
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Arbab Colony, University Road, Peshawar
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(COMPLAINT NO. 8318)

REF: -MR. SYED JAZIB SHAMIM VS UNIVERSITY OF MALAKAND.

PROCEEDINGS

(2nd December, 2021)

Deputy Director (P&D)/PIO, University of Malakand, Chakdara Dir Lower (referred hereinafter as Public Body) was summoned for hearing in complaint No. 8318 before the Commission on 2nd December, 2021, but absented himself from hearing. However in compliance to summon letter issued to the public body, submitted their response vide letter No. Uom/PIO/2021/157 dated: 26-11-2021.

DECISION:

The Commission examined the reply of the public body and decided to dispose of the instant complaint as the requested information has already been provided to the complainant by the public body and he acknowledged the receipt of information.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-8318/2021/
Copy to:-

14509-70

dated: *16* December, 2021.

1. Deputy Director (P&D), University of Malakand at Chakdara, Dir Lower.
2. Mr. Syed Jazib Shamim (Complainant).

Assistant Registrar
KP Information Commission,
Peshawar



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.(COMPLAINT NO. 8253)

REF: -MR. AMJAD ALI VS PROVINCIAL DRUG INSPECTOR MALAKAND.

Proceedings

(2nd -12-2021)

Drug Inspector/PIO, of Provincial Drug Inspector, Malakand (referred hereinafter as Public Body) was summoned to appear for hearing in complaint No. 8253 before the Commission on 2nd December, 2021, but absented himself from hearing.

DECISION:

The Commission taking cognizance of the issue, decided to direct the public body to provide the requested information to the complainant within seven (7) working days positively.

The Commission further decided that in case of failure to comply with the directions, the Commission would be constrained to invoke the penal provision of Section 26 read with Section 28 of the KP RTI Act, 2013.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-8253/2021/
Copy to:-

14564-55

dated: *16* December, 2021.

1. Drug Inspector/PIO, Provincial Drug Inspection, Malakand.
2. Mr. Amjad Ali (Complainant).

Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7582)

REF: - MR. ALI SHAN BAIG VS DISTRICT POLICE OFFICER, SOUTH
WAZIRSITAN TRIBAL DISTRICT.

ORDER

District Police Officer/PIO, South Waziristan Tribal District (referred hereinafter as Public Body) was summoned to appear for hearing in the complaint No. 7582 before the Commission on 27th October, 2021 but the PIO failed to turn up.

However, in compliance with summon letter issued, Public Body furnished the requested information to the Commission vide letter No. 3153/SWTD dated: 12-11-2021.

The Commission examined the said information and decided to transmit the same to the complainant, upon which the instant complaint stands disposed of.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7582/2021/
Copy to:-

14573-74

dated: 16 December, 2021.

1. District Police Officer/PIO, South Waziristan, Tribal District.
2. Mr. Ali Shan Baig (Complainant).

Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7587)

REF: - MR. ALI SHAN BAIG VS DISTRICT POLICE OFFICER, SOUTH
WAZIRSITAN TRIBAL DISTRICT.

ORDER

District Police Officer/PIO, South Waziristan Tribal District (referred hereinafter as Public Body) was summoned to appear for hearing in the complaint No. 7587 before the Commission on 27th October, 2021 but the PIO failed to turn up.

However, in compliance with summon letter issued, Public Body furnished the requested information to the Commission vide letter No. 3154/SWTD dated: 12-11-2021.

The Commission examined the said information and decided to transmit the same to the complainant, upon which the instant complaint stands disposed of.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7587/2021/ 14578-79
Copy to:-

dated: 16 December, 2021.

1. District Police Officer/PIO, South Waziristan, Tribal District.
2. Mr. Ali Shan Baig (Complainant).

Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 8030)

REF: -MR. ZAKIR HUSSAIN VS EMERGENCY RESCUE SERVICES (1122),
PESHAWAR.

Proceedings

(2nd -12-2021)

Deputy Director (Admn), Directorate of Emergency Rescue Services (1122), Peshawar (referred hereinafter as Public Body) was summoned for hearing in complaint No. 8030 before the Commission on 2nd December, 2021, but absented himself from hearing.

DECISION:

The Commission taking cognizance of the issue, decided to direct the public body to provide the requested information to the complainant within seven (7) working days positively.

The Commission further decided that in case of failure to comply with the directions, the Commission would be constrained to invoke the penal provision of Section 26 read with Section 28 of the KP RTI Act, 2013 against those involved in the non-dissimilation of information.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-8030/2021/
Copy to:-

16566-68

dated: 16 December, 2021.

1. Director General, Directorate of Emergency Rescue Services (1122), Peshawar.
2. Deputy Director (Admn)/PIO, Directorate of Emergency Rescue Services (1122), Peshawar.
3. Mr. Zakir Hussain (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7857)

REF: -MR. TARIQ ALI VS AYUB TEACHING HOSPITAL, ABBOTTABAD.

Proceedings

(2nd -12-2021)

Hospital Director/PIO, Ayub Teaching Hospital, Abbottabad (referred hereinafter as Public Body) was summoned to appear for hearing in complaint No. 7857 before the Commission on 2nd December, 2021, but absented himself from hearing.

DECISION:

The Commission taking cognizance of the issue, decided to direct the public body to provide the requested information to the complainant within seven (7) working days positively.

The Commission further decided that in case of failure to comply with the directions, the Commission would be constrained to invoke the penal provision of Section 26 read with Section 28 of the KP RTI Act, 2013.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7857/2021/ 14562-63
Copy to:-

dated: 16 December, 2021.

1. Hospital Director/PIO, Ayub Teaching Hospital, Abbottabad.
2. Mr. Tariq Ali (Complainant).

Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7961)

REF: -MR. MALIK GOHAR SAEED VS DISTRICT EDUCATION OFFICER
(MALE) DERA ISMAIL KHAN.

Proceedings

(01st -12-2021)

District Education Officer (Male)/PIO, Dera Ismail Khan (referred hereinafter as Public Body) was summoned to appear for hearing in complaint No. 7961 before the Commission on 01st December, 2021, but absented himself from hearing.

DECISION:

The Commission taking cognizance of the issue, decided to direct the public body to provide the requested information to the complainant within seven (7) working days positively.

The Commission further decided that in case of failure to comply with the directions, the Commission would be constrained to invoke the penal provision of Section 26 read with Section 28 of the KP RTI Act, 2013.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7961/2021/14575-77
Copy to:-

dated: 16 December, 2021.

1. District Education Officer (Male)/PIO, Dera Ismail Khan.
2. Director, Directorate of Elementary & Secondary Education, Peshawar.
3. Mr. Malik Gohar Saeed(Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 8062)

REF: -MR. SHAHID ALI VS DEPUTY COMMISSIONER, SWAT.

Proceedings

(01st -12-2021)

Assistant Commissioner/PIO, of Deputy Commissioner, Swat (referred hereinafter as Public Body) was summoned to appear for hearing in complaint No. 8062 before the Commission on 01st December, 2021, but absented himself from hearing.

DECISION:

The Commission taking cognizance of the issue, decided to direct the public body to provide the requested information to the complainant within seven (7) working days positively.

The Commission further decided that in case of failure to comply with the directions, the Commission would be constrained to invoke the penal provision of Section 26 read with Section 28 of the KP RTI Act, 2013.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-8062/2021/ 14559-61
Copy to:-

dated: 16 December, 2021.

1. Assistant Commissioner/PIO, office of the Deputy Commissioner, Swat.
2. Deputy Commissioner, Swat.
3. Mr. Shahid Ali (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 6343)

REF: -MR. ZAHID HABIB VS ADMINISTRATION DEPARTMENT,
PESHAWAR.

PROCEEDINGS

(14th December, 2021)

Mr. Burhan Ud Din, AEO, representative of Administration Department, Peshawar (referred hereinafter as Public Body), appeared for hearing before the Commission in complaint No. 6343 on 14th December 2021 and informed that the requested information had already been provided to the complainant and the acknowledgment receipt was submitted to the Commission vide letter No. EO (Admn)/RTI/Zahid Habib/2020 dated: 07-12-2021.

DECISION:

The Commission examined the reply of the public body and decided to dispose of the instant complaint as the requested information had already been provided to the complainant and he has acknowledged the receipt of information.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-6343/2021/14803-05
Copy to:-

dated: 23 December, 2021.

1. Section Officer (Budget)/PIO, Administration Department, Peshawar.
2. Mr. Burhan Ud Din, AEO, Administration Department, Peshawar.
3. Mr. Zahid Habib (Complainant).

Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7224)

REF: -MST. ATTIA REHMAN VS KHYBER PAKHTUNKHWA FOOD SAFETY
& HALAL FOOD AUTHORITY, PESHAWAR.

PROCEEDINGS

(14th December, 2021)

Mr. Zafar Khan, Principal Staff Officer/PIO, Khyber Pakhtunkhwa Food Safety & Halal Food Authority, Peshawar (referred hereinafter as Public Body), appeared for hearing before the Commission in complaint No. 7224 on 14th December 2021 and submitted that the information had been already provided to the complainant.

DECISION:

Having heard, the Commission observed that partial information has been provided by the Public Body and therefore, the Commission decided to direct the public body to provide the remaining information as sought for at para 1, 2 and 4 of the request, within five working days positively under intimation to the Commission.

In case of failure to comply with the directions, the Commission would be constrained to invoke the penal provision of Section 26 read with Section 28 of the KP RTI Act, 2013.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7241/2021/14806-07
Copy to:-

dated: 23 December, 2021.

1. Mr. Zafar Khan, Principal Staff Officer/PIO, KP Food Safety & Halal Food Authority, Peshawar.
2. Mst. Attia Rehman (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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INFORMATION COMMISSION
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Arbab Colony, University Road, Peshawar
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(COMPLAINT NO. 7241)

REF: -MR. ALTAF UR REHMAN VS KHYBER PAKHTUNKHWA FOOD
SAFETY & HALAL FOOD AUTHORITY, PESHAWAR.

PROCEEDINGS

(14th December, 2021)

Mr. Zafar Khan, Principle Staff Officer/PIO, Khyber Pakhtunkhwa Food Safety & Halal Food Authority, Peshawar (referred hereinafter as Public Body), appeared for hearing before the Commission in complaint No. 7241 on 14th December 2021.

DECISION:

Having heard, the Commission decided to direct the public body to provide the requested information parawise to the complainant within five working days positively under intimation to the Commission.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7241/2021/
Copy to:-

14806-07

dated: 23 December, 2021.

1. Mr. Zafar Khan, Principle Staff Officer/PIO, KP Food Safety & Halal Food Authority, Peshawar.
2. Mr. Altaf Ur Rehman (Complainant).

Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7271)
REF: -MR. JASIM KHAN VS KHYBER PAKHTUNKHWA FOOD SAFETY &
HALAL FOOD AUTHORITY, PESHAWAR.

PROCEEDINGS

(14th December, 2021)

Mr. Zafar Khan, Principle Staff Officer/PIO, Khyber Pakhtunkhwa Food Safety & Halal Food Authority, Peshawar (referred hereinafter as Public Body), appeared for hearing before the Commission in complaint No. 7271 on 14th December 2021 and undertook to provide the information.

DECISION:

Having heard, the Commission decided to direct the public body to provide the requested information .i.e. copy of final merit list, to the complainant within five working days positively under intimation to the Commission.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7271/2021/ 14828-19
Copy to:-

dated: 23 December, 2021.

1. Mr. Zafar Khan, Principle Staff Officer/PIO, KP Food Safety & Halal Food Authority, Peshawar.
2. Mr. Jasim Khan (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7572)

REF: -MR. MUHAMMAD ABDUL BASIT VS KHYBER PAKHTUNKHWA
FOOD SAFETY & HALAL FOOD AUTHORITY, PESHAWAR.

PROCEEDINGS

(14th December, 2021)

Mr. Zafar Khan, Principle Staff Officer/PIO, Khyber Pakhtunkhwa Food Safety & Halal Food Authority, Peshawar (referred hereinafter as Public Body), appeared for hearing before the Commission in complaint No. 7224 on 14th December 2021 and undertook to provide the information to the Commission.

DECISION:

Having heard, the Commission decided to direct the public body to provide parawise reply to the complainant within five working days positively under intimation to the Commission.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7572/2021/
Copy to:-

14814-15

dated: 23 December, 2021.

1. Mr. Zafar Khan, Principle Staff Officer/PIO, KP Food Safety & Halal Food Authority, Peshawar.
2. Mr. Muhammad Abdul Basit Khan (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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INFORMATION COMMISSION
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(COMPLAINT NO. 7942)

REF: -MR. HARIS GUL VS KHYBER PAKHTUNKHWA PROVINCIAL
ASSEMBLY, PESHAWAR.

PROCEEDINGS

(14th December, 2021)

Mr. Muhammad Arshad Khan, Superintendent/PIO, Khyber Pakhtunkhwa Provincial Assembly, Peshawar, (referred hereinafter as Public Body), appeared for hearing before the Commission in complaint No. 7942 on 14th December 2021 and stated that the information sought for at para No. 01 to 5 was not held.

DECISION:

Having heard, the Commission decided to direct the public body to provide the information sought at serial No. 6, 10, 11, 12, 14 and 15 to the complainant within five working days positively under intimation to the Commission.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7942/2021/ 14825-26
Copy to:-

dated: 23 December, 2021.

1. Mr. Muhammad Arshad Khan, Superintendent/PIO, Khyber Pakhtunkhwa Provincial Assembly, Peshawar.
2. Mr. Haris Gul (Complainant).

Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7942)

REF: -MR. HARIS GUL VS KHYBER PAKHTUNKHWA PROVINCIAL
ASSEMBLY, PESHAWAR.

PROCEEDINGS

(14th December, 2021)

Mr. Muhammad Arshad Khan, Superintendent/PIO, Khyber Pakhtunkhwa Provincial Assembly, Peshawar, (referred hereinafter as Public Body), appeared for hearing before the Commission in complaint No. 7942 on 14th December 2021 and stated that the information sought for at para No. 01 to 5 was not held.

DECISION:

Having heard, the Commission decided to direct the public body to provide the information sought at serial No. 6, 10, 11, 12, 14 and 15 to the complainant within five working days positively under intimation to the Commission.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7942/2021/
Copy to:-

14825-26

dated: 23 December, 2021.

1. Mr. Muhammad Arshad Khan, Superintendent/PIO, Khyber Pakhtunkhwa Provincial Assembly, Peshawar.
2. Mr. Haris Gul (Complainant).

Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 8032)

REF: -DR. NAIMAT ULLAH VS LADY READING HOSPITAL, PESHAWAR.

PROCEEDINGS

(14th December, 2021)

Mr. Majid Masoom Khattak, Legal Officer/PIO, MTI, Lady Reading Hospital, Peshawar (referred hereinafter as Public Body), appeared for hearing before the Commission in complaint No. 8032 on 14th December 2021.

DECISION:

Having heard, the Commission decided to direct the public body to comply with the directions of the Commission issued vide letter No. RTIC/AR/1-8032/21/8516-19 dated: 12-07-2021, and provide the requested information to the complainant within five working days positively under intimation to the Commission.

In case of failure to comply with the directions, the Commission would be constrained to invoke the penal provision of Section 26 read with Section 28 of the KP RTI Act, 2013 against those involved in the non-dissimilation of information.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-8032/2021/ 14840-42
Copy to:-

dated: 23 December, 2021.

1. Mr. Majid Masoom Khattak, Legal Officer/PIO, MTI, Lady Reading Hospital, Peshawar.
2. Director (HR), MTI, Lady Reading Hospital, Peshawar.
3. Dr. Naimat Ullah (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. ERTI-571)

REF: - MR. SAEED ULLAH VS DIRECTORATE OF ELEMENTARY &
SECONDARY EDUCATION, PESHAWAR.

ORDER

Assistant Director (RTI & Ombudsman)/PIO, Directorate of Elementary & Secondary Education, Peshawar (referred hereinafter as public body) was summoned to appear in complaint No. ERTI-571 for hearing before this Commission on 28th October 2021, but the PIO did not appear and telephonically informed the AR (C) that the concerned official were busy in pursuing department cases at another forum. The PIO requested the Commission to fix the case for any other convenient date for hearing.

The Commission upon the request of the public body decided to adjourn the case and direct the PIO to attend the Commission on 28th December, 2021 along with the record asked for at 11:00am sharp.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/ERTI-571/2021/ 14829-31
Copy to:-

dated: 23 December, 2021.

1. Assistant Director (RTI & Ombudsman)/PIO, Directorate of Elementary & Secondary Education, Department, Peshawar.
2. Mr. Saeed Ullah (Complainant).

Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 6122)

**REF: -AHMED NAWAZ KHAN VS WORKERS WELFARE BOARD,
PESHAWAR.**

ORDER

Mr. Muhammad Shoaib, Deputy Director (GA/HR/PIO), Workers Welfare Board, Peshawar (referred hereinafter as public body) was summoned to appear in complaint No. 6122 for hearing before this Commission on 02nd September, 2021, but the PIO failed to turn up.

The Commission gone through the available record and observed that a show cause notice had already been issued to the public body in the subject complaint and the public body had provided information sought for under para No. 01 of the request only.

The Commission took serious view of the defiance of lawful directions by the Public Body and decided to direct the public body to provide the remaining information to the complainant within seven (7) working days to avoid penal proceedings under KP RTI Act, 2013.

The Commission further, decided that in case of failure to comply with the directions, the Commission would be constrained to invoke the penal provision of Section 26 read with Section 28 of the Act *ibid*.

-sd-

Chief Information Commissioner

Endst No. & date: KPIC/AR/6122/2020/
Copy to:-

13893-94

-sd-

Commissioner-II

dated: *01* November, 2021.

1. Chairman, Workers Welfare Board, Peshawar.
2. Mr. Muhammad Shoaib, Deputy Director (GA/HR)/PIO, Workers Welfare Board, Peshawar.
3. Mr. Ahmad Nawaz Khan (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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Arbab Colony, Road, Peshawar
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(COMPLAINT NO. 06416)

REF: - MR. MUTTAHIR KHAN VS UNIVERSITY OF PESHAWAR.

PROCEEDINGS

(03rd Nov, 2021)

Mr. Atta Muhammad, Lab Attendant representative of University of Peshawar (hereinafter referred as public body) appeared for hearing in complaint No. 6416 before the Commission on 3rd November, 2021.

DECISION:

Having heard representative of the public body, the Commission held that the requested information has not been provided to the complainant by the public body till date. Therefore the Commission decided to initiate penal proceedings under Section 26 read with Section 28 of KP RTI Act, 2013 and accordingly serve a show cause notice to Treasurer, University of Peshawar for non-provision of information.

-sd-

Chief Information Commissioner

-sd-

Commissioner-II

Endst No. & date: KPIC/AR/1-6416/2021/

13910-44

dated: 01/12/2021 March, 2021.

Copy to:-

1. Treasurer, University of Peshawar.
2. Registrar, University of Peshawar.
3. Assistant Registrar (Academic)/PIO, University of Peshawar.
4. Mr. Atta Muhammad, Lab Attendant, University of Peshawar.
5. Mr. Muttahir Khan (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



GOVERNMENT OF KHYBER PAKHTUNKHWA
INFORMATION COMMISSION
Near BRT Abdara Station, Behind Jabar Flats,
Arbab Colony, Road, Peshawar
Email: complaints.kprti@kp.gov.pk
Ph: 92-91-9212643
Fax: +92-91-9211163

(COMPLAINT NO. 07708)

REF: - MR. SOHAIL KHAN VS UNIVERSITY OF PESHAWAR.

PROCEEDINGS

(03rd Nov, 2021)

Mr. Atta Muhammad, Lab Attendant representative of University of Peshawar (hereinafter referred as public body) appeared for hearing in complaint No. 7708 before the Commission on 3rd November, 2021.

DECISION:

Having heard representative of the public body, the Commission held that the requested information has not been provided to the complainant by the public body till date. Therefore the Commission decided to initiate penal proceedings under Section 26 read with Section 28 of KP RTI Act, 2013 and accordingly serve a show cause notice to Director Works, University of Peshawar for non-provision of information.

-sd-

Chief Information Commissioner

-sd-

Commissioner-II

Endst No. & date: KPIC/AR/1-7708/2021/
Copy to:-

13939-44

dated 02 November, 2021.

1. Vice Chancellor, University of Peshawar.
2. Registrar, University of Peshawar.
3. Director Works, University of Peshawar.
4. Assistant Registrar (Academic)/PIO, University of Peshawar.
5. Mr. Atta Muhammad, Lab Attendant, University of Peshawar.
6. Mr. Sohail Khan (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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INFORMATION COMMISSION
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Arbab Colony, University Road, Peshawar
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Ph: +92-91-9216557
Fax: +92-91-9216561

(COMPLAINT NO. 7590)

**REF: -MR. AHMAD ZEB VS DISTRICT EDUCATION OFFICER (FEMALE),
PESHAWAR.**

PROCEEDINGS

(23rd Nov, 2021)

Mr. Khalil Jibran, Junior Clerk, Representative of the District Education officer (Female) Peshawar appeared for hearing before the Commission in complaint No. 7590 for hearing on 23rd November, 2021.

DECISION:

Having heard the representative of the Public body at length, the Commission decided to direct the Public Body to provide the requested record/information within five (5) working days positively under intimation to the Commission. The Commission further decided that in case of failure to comply with the lawful direction, the Commission would initiate punitive proceedings against the PIO under Section 26 of the KP RTI Act, 2013.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7590/2021/ 13997-99
Copy to:-

dated: 02 December, 2021.

1. District Education Officer (Female), Peshawar.
2. Mr. Khalil Jibran, Jr. Clerk, District Education office (Female), Peshawar.
3. Mr. Ahmad Zeb (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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INFORMATION COMMISSION
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Arbab Colony, University Road, Peshawar
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Fax: +92-91-9216561

(COMPLAINT NO. 7836)
REF: -MR. GUL NAWAZ KHAN VS ADMINISTRATION DEPARTMENT,
PESHAWAR.

PROCEEDINGS

(23rd Nov, 2021)

Mr. Muhammad Asif, Section Officer, and Muhammad Yaqoob, Assistant, representative of Administration Department, Peshawar appeared for hearing before the Commission in complaint No. 7836 on 23rd November, 2021. The Public Body argued that the information sought at para No. 01 of the request was covered under exempt categories of KP RTI Act, 2013.

DECISION:

Having heard the representative of the Public body at length, the Commission held that the plea of the Public Body that the request is hit by the exempt categories under Act *ibid*, is untenable. The request neither falls under provision of privacy nor third party as the requested documents (waiting list) is public document which is a matter of Law, should have been uploaded on the website as required under Section 5 of the Act *ibid*.

The Commission therefore, decided to direct the Public Body to provide the requested record/information within five (5) working days positively, under intimation to the Commission. The Commission further decided that in case of failure to comply with the lawful direction, the Commission would initiate punitive proceedings against the PIO under Section 26 of the KP RTI Act, 2013.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7836/2021/ 14000-03
Copy to:-

dated: 22 December, 2021.

1. Section Officer (Budget)/PIO, Administration Department, Peshawar.
2. Mr. Muhammad Asif, Section Officer, Administration Department, Peshawar.
3. Mr. Muhammad Yaqoob, Assistant, Administration Department, Peshawar.
4. Mr. Gul Nawaz Khan (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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INFORMATION COMMISSION
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Arbab Colony, University Road, Peshawar
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Fax: +92-91-9216561

(COMPLAINT NO. 7434)

REF: -MR. ARSHID AZIZ MALIK VS ELEMENTARY & SECONDARY
EDUCATION DEPARTMENT, PESHAWAR.

PROCEEDINGS

(30th November, 2021)

Mr. Arif Ullah, Section Officer (Imp-I) Elementary & Secondary Education Department (Reforms & Implementation Wing), Peshawar (hereinafter referred as Public Body) appeared for hearing before the Commission in complaint No. 7434 on 30th November, 2021 and submitted the requested information vide letter No. SO (Imp-I)/R&I/RTI/2021/Arshid Aziz dated: 26-11-2021 for examination of the Commission.

DECISION:

The Commission examined the record at length and held that the Public Body has provided the information sought for at serial No. 1, 2, and 3, and the Commission therefore, decided to transmit the same information to the complainant. The Commission further decided to direct the public body to provide the remaining information sought for at serial No. 04 of the request to the complainant within five working days positively under intimation to the Commission.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7434/2021/
Copy to:-

46-47

dated: 04 December, 2021.

1. Mr. Arif Ullah, Section Officer (Imp-I), Elementary & Secondary Education Department, Reforms & Implementation Wing), Peshawar.
2. Mr. Arshad Aziz Malik (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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Arbab Colony, University Road, Peshawar
Email: complaints.kprti@kp.gov.pk
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Fax: +92-91-9216561

(COMPLAINT NO. 8289)

**REF: -MR. KHALID KHAN VS ADMINISTRATION DEPARTMENT,
PESHAWAR.**

ORDER

Mr. Javed Iqbal, Stenographer, representative of Administration Department, Peshawar (referred hereinafter as Public Body) appeared for hearing in the complaint No. 8289 before the Commission on 3rd November, 2021 and requested the Commission to extend time for provision of the requisite information. The Commission accepted the request and extended time for five working days.

In compliance thereto, the Public Body furnished the requested information vide letter No. SOB(AD)1-20/RTI/Dr. Khalid Khan/PIO/2021 dated: 10-11-2021.

The Commission examined the information received from the Public Body and observed that sufficient time has been given to the Public Body for provision of requested information but the information so received has been found incomplete because of the fact that the waiting lists pertaining various periods, as mentioned in the request of the complainant, have not been provided which is tantamount to disregard for the powers of the Commission conferred under Section 26 (2) of the KP RTI Act, 2013. Before initiating penal action under Section 26 read with Section 28 of the Act *ibid*, the Commission has decided to give final opportunity for compliance of requirement of KP RTI Act, 2013 by extending time line fixed in Section 11 of Act *ibid* by seven (7) working days. The Public Body is, therefore, directed to comply with the provisions of KP RTI Act, 2013 to avoid penal action.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-8289/2021/
Copy to:-

dated: 09 December, 2021.

1. Section Officer (Budget)/PIO, Administration Department, Peshawar.
2. Mr. Javed Iqbal, Stenographer, Administration Department, Peshawar.
3. Mr. Khalid Khan (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 8277)

REF: -MR. TAWAF ALI SHAH VS BACHA KHAN UNIVERSITY CHARSADDA.

PROCEEDINGS

(30th Nov, 2021)

Mr. Muhammad Suleman Shah, Litigation Officer, representative of Bacha Khan University, Charsadda appeared for hearing before the Commission in complaint No. 8277 on 30th November, 2021.

DECISION:

Having heard, the Commission decided to direct the public body to provide the requested information within five working days positively under intimation to the Commission.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-8277/2021/14571-72
Copy to:-

dated: 16 December, 2021.

1. Mr. Muhammad Suleman Shah, Litigation Officer/PIO, Bacha Khan University, Charsadda.
2. Mr. Tawaf Ali Shah (Complainant).

Assistant Registrar
KP Information Commission,
Peshawar



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Fax: +92-91-9216561

(COMPLAINT NO. 8002)

REF: -MR. DILRAJ GILL VS DISTRICT EDUCATION OFFICE, NOWSHERA.

PROCEEDINGS

(30th Nov, 2021)

Mr. Ishtiaq Ali, Junior Clerk, representative of District Education Officer (Female), Nowshera appeared for hearing before the Commission in complaint No. 8002 on 30th November, 2021 and informed that the requisite information had already been submitted to the Commission vide letter No. 3810 dated: 09-11-2021.

DECISION:

Having heard, the Commission decided to transmit the information received as referred to above, from the public body to the complainant and disposed of the complaint accordingly.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-8002/2021/14587-88
Copy to:-

dated: 26 December, 2021.

1. District Education Officer (Female)/PIO, Nowshera.
2. Mr. Dil Raj Gill (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 8011)

REF: -MR. SYED AWAN ALI SHAH VS ELEMENTARY & SECONDARY
EDUCATION DEPARTMENT, PESHAWAR.

PROCEEDINGS

(30th November, 2021)

Mr. Arif Ullah, Section Officer (Imp-I) Elementary & Secondary Education Department (Reforms & Implementation Wing), Peshawar (hereinafter referred as Public Body) appeared for hearing before the Commission in complaint No. 8011 on 30th November, 2021 and submitted the requested information vide letter No. SO (Imp-I)/R&I/RTI/Awan Shah/2021 dated: 30-11-2021 for examination of the Commission.

DECISION:

Having heard and examined the information so produced by the Public body, the Commission decided to transmit the said information to the complainant and dispose of the complaint accordingly.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-8011/2021/
Copy to:-

14827-28

dated: 23 December, 2021.

1. Mr. Arif Ullah, Section Officer (Imp-I), Elementary & Secondary Education Department, Reforms & Implementation Wing), Peshawar.
2. Syed Awan Ali Shah (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 8039)

REF: -MR. MAJID KHAN VS HEALTH DEPARTMENT, PESHAWAR.

PROCEEDINGS

(30th Nov, 2021)

Mr. Abdul Wakeel, Section Officer (Secret)/PIO, Health Department, Peshawar appeared for hearing before the Commission in complaint No. 8039 for hearing on 30th November, 2021 and informed that the information sought by the compliant was under process and would be provided as and when finalized.

DECISION:

Having heard, the Commission held that the information is not yet mature therefore, decided to direct the Public Body to respond to the request as required under KP RTI Act, 2013 once the case attain finality.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-8039/2021/ 14812-13
Copy to:-

dated: 23 December, 2021.

1. Mr. Abdul Wakeel, Section Officer (Secret)/PIO, Health Department, Peshawar.
2. Mr. Majid Khan (Complainant).

Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7839)

REF: -MR. MUHAMMAD TAHIR VS DEPUTY COMMISSIONER, KOHAT.

ORDER

Mr. Muhammad Naseer, Naib Tehsildar Jawaki, representative of Deputy Commissioner, Kohat appeared for hearing before the Commission in complaint No. 7839 on 30th November, 2021.

Having heard, the Commission decided to direct the public body to provide the requested information within three (3) working days.

In compliance, the Public Body furnished the requested information vide letter No. 532/complaint dated: 02-12-2021 for examination to be done by the Commission.

The Commission examined the information so received and decided to transmit the same to the complainant. The instant complaint stands disposed of.

-sd-

Chief Information Commissioner

-sd-

Commissioner-II

Endst No. & date: KPIC/AR/1-7839/2021/14794-96
Copy to:-

dated: 23 December, 2021.

1. Deputy Commissioner, Kohat.
2. Mr. Muhammad Nasir, Naib Tehsildar Jawaki, Deputy Commissioner office, Kohat.
3. Mr. Muhammad Tahir (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7819)

**REF: -MR. TAHIR ULLAH KHAN VS DISTRICT EDUCATION OFFICE
(MALE), LAKKI MARWAT.**

ORDER

Mr. Qasim Khan, Assistant/Superintendent, representative of District Education Officer (Male), Lakki Marwat appeared for hearing before the Commission in complaint No. 7819 on 30th November, 2021 and submitted the requested information to the Commission vide letter No. Nil Dated: 30-11-2021.

Having examined the record at length, the Commission decided to transmit the same to the complainant and disposed of the complaint accordingly.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7819/2021/
Copy to:-

1497-99

dated: 23 December, 2021.

1. District Education Officer (Male), Lakki Marwat.
2. Mr. Qasim Khan, Assistant/Superintendent, District Education Officer (Male), Lakki Marwat.
3. Mr. Tahir Ullah Khan (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7950)

**REF: -MR. MASOOD KHAN VS GOVT. OF KHYBER PAKHTUNKHWA,
FORESTRY, ENVIRONMENT AND WILDLIFE DEPARTMENT, PESHAWAR.**

ORDER

In compliance with Commission directions issued vide letter No. RTIC/AR/1-7950//21/7027-29 dated: 21-06-2021, the Section Officer (Environment), Government of Khyber Pakhtunkhwa Forestry, Environment and Wildlife Department, Peshawar submitted their reply vide letter No. SO (Envr)/FEW&D/1-11/RTI/Masood Khan/2021/6191-92 dated: 16-08-2021.

The Commission examined the reply of the Public Body and decided to direct the Public Body to provide the monthly amount received by the employee on account of salary from the concerned department as requested by the complainant within five working days positively under intimation to the Commission.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7950/2021/14820-21
Copy to:-

dated: 23 December, 2021.

1. Section Officer (Environment)/PIO, Forestry, Environment and Wildlife Department, Peshawar.
2. Mr. Masood Khan (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 8121)

REF: -MR. ABDUL WAHID VS DEPUTY COMMISSIONER, NOWSHERA.

ORDER

Mr. Zahid Ur Rehman, Superintendent, representative of Deputy Commissioner, Nowshera appeared for hearing before the Commission in complaint No. 8121 for hearing on 23rd November, 2021 and submitted the requested information vide letter No. 10694-95/PS/DC/NSR/2021 01-09-2021 and 204-205/DLC/DC/NSR/2021 dated: 25th November, 2021 to the Commission for examination.

The Commission examined the information so received in the light of the requested information and decided to transmit the same to the complainant and disposed of the instant complaint accordingly.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-8121/2021/ 14800-02
Copy to:-

dated: 23 December, 2021.

1. Deputy Commissioner, Nowshera.
2. Mr. Zahid ur Rehman, Superintendent, office of the Deputy Commissioner, Nowshera.
3. Mr. Abdul Wahid (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7933)

REF: -MR. ZAHID GISHKORI VS ADMINISTRATION DEPARTMENT,
PESHAWAR.

Proceedings
(23rd -11-2021)

Mr. Muhammad Asif, Section Officer, and Muhammad Yaqoob, Assistant, representative of Administration Department, Peshawar appeared for hearing before the Commission in complaint No. 7933 on 23rd November, 2021 and submitted to the Commission that a substantial amount of effort has been put in to trace out and firm up the requested information in line with the provisions of RTI Act, 2013. The same would be expeditiously shared with the Commission for examination and decision thereon.

DECISION:

Having heard and gone through the available record, the Commission decided to direct the public body to expedite its efforts, employ additional resources, and promptly produce complete information for examination of the Commission under Section 26 of the KP RTI Act, 2013.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7933/2021/ 14808-11
Copy to:-

dated: 23 December, 2021.

1. Section Officer (Budget)/PIO, Administration Department, Peshawar.
2. Mr. Muhammad Asif, Section Officer, Administration Department, Peshawar.
3. Mr. Muhammad Yaqoob, Assistant, Administration Department, Peshawar.
4. Mr. Zahid Gishkori (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 6197)

REF: -MR. NISAR AHMAD VS KHYBER PAKHTUNKHWA PUBLIC SERVICE
COMMISSION, PESHAWAR.

PROCEEDINGS

(23rd November, 2021)

Manager IT/PIO, Khyber Pakhtunkhwa Public Service Commission, Peshawar
(referred hereinafter as Public Body) was summoned for hearing in complaint No.
6197 before the Commission on 23rd November, 2021, but absented himself from
hearing.

DECISION:

The Commission gone through the available record and decide to direct the public
body to provide the descriptive sheets of the selected candidates as per
advertisement, to the Commission for examination and onward transmission to the
complainant.

The Commission further decided that in case of failure to comply with the
directions, the Commission would be constrained to invoke the penal provision of
Section 26 read with Section 28 of the KP RTI Act, 2013.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-6197/2021/
Copy to:-

14846-48

dated: 23 December, 2021.

1. Secretary, Khyber Pakhtunkhwa Public Service Commission, Peshawar.
2. Public Information Officer, Khyber Pakhtunkhwa Public Service Commission,
Peshawar.
3. Mr. Nisar Ahmad (Complainant).

Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7435)

REF: -MR. ARSHID AZIZ MALIK VS PUBLIC HEALTH ENGINEERING
DEPARTMENT, PESHAWAR.

PROCEEDINGS

(23rd November, 2021)

Mr. Said Nawab, Deputy Secretary (Amin)/PIO Pubic Health Engineering Department, Peshawar (hereinafter referred as Public Body) appeared for hearing before the Commission in complaint No. 7435 on 23rd November, 2021 and informed that a writ petition has been pending in the instant case/complaint in which Honorable Peshawar High Court, Peshawar has given an express stay order submitted vide letter No. SOG/PHED/03-11/RTI dated: 20-04-2021.

DECISION:

Having heard and gone through the record produced by the Public Body, the Commission decided to direct the public body to explain the factual position about the existing stay order to the Commission within five working days to decide the complaint accordingly.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7435/2021/
Copy to:-

14816-17

dated: *23* December, 2021.

1. Mr. Said Nawab, Deputy Secretary (Admn)/PIO, Public Health Engineering Department, Peshawar.
2. Mr. Arshad Aziz Malik (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 7967)

REF: -MR. MASOOD KHAN VS KHYBER PAKHTUNKHWA FOREST
DEPARTMENT, PESHAWAR.

PROCEEDINGS

(23rd November, 2021)

Deputy Director (NTFP), Khyber Pakhtunkhwa Forest Department, Peshawar (hereinafter referred as Public Body) appeared for hearing before the Commission in complaint No. 7967 on 23rd November, 2021 and submitted the requested information vide letter No. 658/Dir-NTFP/Khyber Pakhtunkhwa dated: 23-11-2021 for examination of the Commission.

DECISION:

Having heard and examined the information so produce by the Public body, the Commission decided to transmit the said information to the complainant and disposed of the complaint accordingly.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-7967/2021/18040-41
Copy to:-

dated: 30 December, 2021.

1. Deputy Director (NTFP), Khyber Pakhtunkhwa Forest Department, Peshawar.
2. Mr. Arshad Aziz Malik (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar



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(COMPLAINT NO. 8265)

REF: -DR. HAFIZ HUSSAIN GULAB VS BACHA KHAN UNIVERSITY
CHARSADDA.

PROCEEDINGS

(30th Nov, 2021)

Mr. Muhammad Suleman Shah, Litigation Officer, representative of Bacha Khan University, Charsadda appeared for hearing before the Commission in complaint No. 8265 on 30th November, 2021.

DECISION:

Having heard, the Commission decided to direct the public body to provide the requested information within five working days positively under intimation to the Commission.

In case of failure to comply with the directions, the Commission would be constrained to invoke the penal provision of Section 26 read with Section 28 of the KP RTI Act, 2013.

sd/-

Chief Information Commissioner

sd/-

Commissioner-II

Endst No. & date: KPIC/AR/1-8265/2021/
Copy to:-

18074-75

dated: 30 December, 2021.

1. Mr. Muhammad Suleman Shah, Litigation Officer/PIO, Bacha Khan University, Charsadda.
2. Dr. Hafiz Hussain Gulab (Complainant).


Assistant Registrar
KP Information Commission,
Peshawar