

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

202

CWP-10663-2013

Suresh Kumar

Vs.

State of Haryana and others

Present :- Mr.Ashok Bhardwaj, Advocate
for the petitioner.

Mr.Rohit Arya, AAG, Haryana.

As per the order dated 20.06.2012 (Annexure P/2),
direction was issued by the State Information Commissioner, Haryana
entitling the appellant to visit respondent's office for procurement of
the requisite information. Relevant portion of that order reads as
under:-

*“ Appellant is entitled to visit respondent's offices to
procure requisite information within 4 weeks of issue of
order in terms of Section 3 clause f and j of Section 2 of
RTI Act. Respondent to address communication to
Director General, School Education, Haryana,
Panchkula directing them to allow the appellant to
inspect the relevant record in terms of his application.
Respondent SPIO to file compliance report within 5
weeks of issue of order”.*

As per reply filed by respondent No.2, information could
not be supplied since the selection process was not complete at that
point of time. The petitioner was thereafter allowed to inspect the
record in terms of his application as per the order of the respondent-
commission. That in spite of the fact that the petitioner was allowed to
inspect the relevant record and communication was also sent to him,
the petitioner had not turned up. Even communication was sent to the

respondent-commission on 10.09.2012 (Annexure P/9) that the petitioner has not come to inspect the record. Thus, it has been averred that he is avoiding the present inspection.

Keeping in view of the averments made above, it is not a fit case of penalty as prayed for in view of the fact that selection process was incomplete at that point of time. Accordingly, writ petition is dismissed.

30.08.2016
sd

[**G.S. SANDHAWALIA**]
JUDGE