

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CWP 15967 of 2015

Date of Decision: March 24, 2017

Public Information Officer and another

.....Petitioners

Vs.

State Information Commission, Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI.

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Present:- Mr.Sanjeev Sharma, Sr.Advocate with
Mr. N.K. Joshi, Advocate
for the petitioners.

Mr. I.P. Goyat, Addl.A.G., Punjab.

Respondent No.2 in person.

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M.M.S. BEDI, J. (ORAL)

Vide impugned order dated June 9, 2015 the State Information Commission, Punjab has, while hearing the appeal of respondent No.2 has issued a direction to the Public Information Officer of the office of Civil Judge (Senior Division), Faridkot, to take directions from the Administrative Judge whether the information is to be provided or not by July 22, 2015.

The order passed by the State Information Commission, Punjab, issuing a direction to the Public Information Officer for seeking direction is without jurisdiction. It was open to the State Information Commission to consider the objections of the appellant in the light of provisions of Section 8 (1) (b) of the Right to Information Act and to pass any appropriate order considering objectively the information which had been sought for by respondent No.2 taking into consideration the relevant provisions of law.

Petition is allowed. The order dated June 9, 2015 is hereby set aside to the extent whereby direction has been given to take directions from the Administrative Judge regarding providing/ not providing the information. The jurisdiction vested in the State Information Commission enables it to pass any final order without the above said directions.

The parties are directed to appear before the State Information Commission, Punjab within a period of one month and get the matter adjudicated in accordance with law.

March 24, 2017
sanjay

(M.M.S.BEDI)
JUDGE

Whether speaking/ reasoned:	Yes/ No.
Whether reportable:	Yes/No.