

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.23959 of 2019

Nazir Ahmad Son of Md. Hussain, R/o Village- Damdama, Deswatoli, P.S. Gangi, Distt. Kishanganj.

... .. Petitioner/s

Versus

1. The State Information Commission, through Secretary, Fourth Floor, Suchana Bhawan, Bailey Road, Patna.
2. The Chief Information Commission, State Information Commission, Fourth Floor, Suchana Bhawan, Bailey Road, Patna.
3. The State of Bihar through Collector, Muzaffarpur.
4. Anil Kumar, Son of Braj Raj Prasad Sinha, R/o Village- Sirsiya Jagdish, P.S. Motipur, Distt. Muzaffarpur.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Sanjay Parasmani, Adv.
For the State	:	Mr.Md.Raisul Haque (SC-10)
For the Commission	:	Mr. Lalit Kishore, Sr. Adv.
		Ms. Binita Singh, Adv.

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 14-01-2020 The present writ application has been filed challenging the order dated 08.05.2019, passed by the State Information Commission, Bihar, communicated to the petitioner through Memo No. 1212 dated 22.05.2019. By the impugned order, a penalty of Rs.25,000.00 has been imposed against the petitioner for not furnishing information under the Right to Information Act in his capacity as State Public Information Officer (SPIO).

Learned counsel appearing on behalf of the petitioner has submitted that it was because of certain circumstances beyond his control and completely unavoidable that he could



not reply to the show cause notice, which was issued to him before the said penalty was imposed. He submits that the petitioner has made an application for recall of the said order before the State Information Commission (Annexure-3), which is pending.

The petitioner shall be at liberty to pursue his application for recall before the State Information Commission, which may be considered in the facts and circumstances of the case.

This writ application stands disposed of.

(Chakradhari Sharan Singh, J)

Rajesh/-

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