

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP No.26134 of 2019 (O&M)
Date of Decision: 11.10.2022**

Nitesh Kumar

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Mazlish Khan, Advocate for the applicant/petitioner.

MAHABIR SINGH SINDHU, J.

CM-1814-CWP-2020

Application for placing on record copy of Second Appeal dated 04.10.2019, filed before the State Information Commission, as Annexure P-7 with further prayer seeking exemption from filing certified/typed copies thereof.

For the reasons mentioned in the application, the same is allowed subject to all just exceptions.

CM-3732-CWP-2020

Application for placing on record copy of Second Appeal dated 04.10.2019, filed before the State Information Commission, Haryana (*for short*

‘Commission’), as Annexure P-7 with further prayer seeking exemption from filing certified/typed copies thereof.

Learned Counsel for the applicant/petitioner does not press the present application.

Ordered accordingly.

MAIN CASE

Present writ petition has been filed under Article 226 of the Constitution for directing respondent Nos.2 & 3 to take remedial legal action against respondent Nos.4 to 6. Further prayer is for directing the official respondents to provide the information under the Right to Information Act, 2005 within the stipulated period.

At the outset, learned Counsel on instructions from petitioner submits that instead of pressing the present petition on merits, his client would be satisfied in case his second appeal dated 04.10.2019 (P-7) is decided expeditiously.

Notice of motion to the aforesaid limited extent.

On asking of the Court, Mr. Kiran Pal Singh, D.A.G., Haryana accepts notice on behalf of the respondent(s) and raises no objection against the innocuous prayer of the petitioner.

In view of the above, but without expressing any opinion on merits of the claim of the petitioner, this writ petition is disposed off with a request to the Commission to consider and decide the aforesaid second appeal by passing reasoned order as per law; expeditiously, but not later than 31.03.2023.

Needless to say that in case there is a failure on the part of the Commission, petitioner would be at liberty to move an appropriate application for revival of this writ petition and the same shall be considered as per law.

Pending application(s), if any, shall also stand disposed off.

October 11th, 2022
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No