

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 12850 of 2022 (O&M)
DECIDED ON: 20th March, 2023

Piara Singh

.....PETITIONER

VERSUS

State of Punjab and others

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Sahil Sharma, Legal Aid Counsel (HCLSC)
for the petitioner.
Mr. Charanpreet Singh, AAG Punjab.
Mr. Parminder Singh, Advocate for respondent No.4.

AVNEESH JHINGAN, J (ORAL)

This writ petition in the nature of Certiorari is filed seeking quashing of order dated 17.9.2020 (Annexure P9) passed by the State Information Commissioner, Punjab (for short 'the Commission') in Complaint Case No. 497 of 2019.

The brief facts are that the petitioner vide application dated 1.12.2018 under the Right to Information Act, 2005 (for short 'the Act') sought information as to whether his land falls under un-authorised colony or not and the sketch pertaining to his land. As the needful was not done, an application was filed before the Commission. The application was treated as a complaint and disposed of on 17th September, 2020 concluding that the information sought was given to the petitioner.

Learned counsel for the petitioner on instructions submits that as per the petitioner his land does not fall in un-authorised colony.

Learned counsel for respondent submits that the information was supplied vide communication dated 8th September, 2020 and also the sketch

of plan, thereafter no information remained pending. It

is further contended that as per the communication dated 8th September, 2020 the area of Ram Sharnam colony falls under un-authorised colony and proceedings are to be initiated as per policy.

The issue raised by the petitioner that his land does not fall within un-authorised area cannot be a subject matter under the RTI Act. The information sought as per Annexure P1 was provided to the petitioner i.e. sketch along with khasra number and communication dated 8th September, 2020 (Annexure P8). From the Annexure it is evident that the petitioner is in possession of the satellite map.

Consequently, no case is made out for interference in the writ jurisdiction.

Dismissed.

Since the main case has been dismissed, pending application, if any is rendered infructuous.

20th March, 2023

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**(AVNEESH JHINGAN)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>