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

CWP-12784-2023

Date of decision: 11.09.2023

Ajay Kumar

...Petitioner

Versus

State Information Commission, Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Rajesh Hooda, Advocate for the petitioner.

Mr. Govind Tanwar, Advocate for

Mr. Kanwal Goyal, Advocate for the respondent-HPSC.

VIKAS BAHL, J. (ORAL)

1. This is a Civil Writ Petition filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing of orders dated 07.12.2021 (Annexure P-7) and 21.02.2022 (Annexure P-8) passed by the first Appellate Authority and the State Public Information Officer.

2. On 20.01.2021, the Chief Information Commissioner, Haryana had decided the appeal of the petitioner by passing the following order (Annexure P-11 at page 45 of the paper book):-

“8. In view of the above findings, the appeal is decided with the following directions:

i. The SPIO-cum-Superintendent, Haryana Public Service Commission, Panchkula shall revisit the RTI application dated 20.07.2021 and response dated 19.08.2021 and shall either furnish specific information qua points 2, 3 and 4 of the RTI

application to the appellant or if denied then a speaking order be passed within fifteen days of the receipt of this order.

ii. The appellant is at liberty to file a specific rejoinder, mentioning point-wise specific deficiencies in the furnished information, with the respondent SPIO, with a copy to the Commission, within fifteen days of the receipt of the information.

iii. The respondent SPIO shall respond the appellant's rejoinder, if received within the specified period, within fifteen days of the receipt of rejoinder.

Announced. To be communicated.

Sd/- (Yash Pal Singal)

Place:- Chandigarh

Chief Information Commissioner

Dated: 20.01.2021

Haryana”

3. After passing of the above-reproduced order, the State Public Information Officer, vide order dated 21.02.2022 (Annexure P-8), had passed a speaking order.

4. Learned counsel for the petitioner has submitted that he is not satisfied with the order dated 21.02.2022 (Annexure P-8) and thus, he seeks permission of this Court to withdraw the present Civil Writ Petition with liberty to the petitioner to file the first appeal against the order dated 21.02.2022 in accordance with law.

5. In view of the above, the present Civil Writ Petition is dismissed as withdrawn with liberty aforesaid.

11.09.2023

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No