

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-17437-2022

Date of decision : 12.10.2023

Kissan Udey Samiti

... Petitioner

Versus

State Information Commission Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHLPresent: Mr. Rajesh Bansal, Advocate
for the petitioner.Ms.Palika Monga, DAG, Haryana
for the respondents.**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, order or direction especially in the nature of mandamus directing the respondents to furnish complete information sought by the petitioner vide application dated 22.11.2019 (Annexure P-1) in view of the order dated 14.12.2020 (Annexure P-6).

2. On 13.10.2021, the State Information Commissioner, Haryana, had disposed of the second statutory appeal of the petitioner in the following terms:-

“5. After hearing both the parties and going through the case file, the Commission decided the show cause notices in appeal case with following directions:-

(i) The SPIO-cum-Land Acquisition Officer, Urban Estate, Rohtak shall facilitate inspection of relevant records qua point Nos. (ii) & (iv), to the appellant on 16.11.2021 at 11.00 A.M. in his office. The information identified by the appellant shall be furnished to him in an attested form, free of cost, immediately after the inspection by hand.

(ii) *The Commission considered the replies to show cause notice and decided to drop penal proceedings against them as no malafide is established on their part.*

Heard. Announced. To be communicated.

Place: Chandigarh

Dated: 13.10.2021

(Arun Sangwan)

*State Information Commissioner,
Haryana”*

3. On 04.10.2023, this Court was pleased to pass the following order:-

“Learned State counsel prays for an adjournment to get instructions as to where the record qua point Nos.2 and 4 as has been sought in the RTI application is available, inasmuch as, it has been brought to the notice of this Court that the said record is not available in the office of the Land Acquisition Officer, but is available with the Town & Country Planning Department.

Learned State counsel would also get instructions as to on which date the petitioner can inspect the record in the office/department where the said record is available.

Adjourned to 12.10.2023.

To be taken up at 12.00 noon.

October 04, 2023”

4. Learned State counsel, on instructions, has submitted that the record qua point 2 and 4 of the information sought is available in the office of the Land Acquisition Officer, Rohtak and the petitioner can inspect the same on 16.10.2023 at 11:00 AM.

5. Learned counsel for the petitioner has submitted that the petitioner would go to the office of the Land Acquisition Officer, Rohtak, on 16.10.2023 at 11:00 AM and would inspect the record qua point 2 and 4 and the Land Acquisition Officer, Urban Estate, Rohtak, be directed to comply with the order dated 13.10.2021.

6. Keeping in view the above said facts and circumstances, the present petition is disposed of with a direction to the effect that the Land Acquisition Officer, Urban Estate, Rohtak would permit the petitioner to

inspect the relevant record qua point 2 and 4 on 16/10/23 at 11 AM in

compliance of the order dated 13.10.2021 (Annexure P-10) passed by the State Information Commissioner, Haryana and would further comply with the said order.

(VIKAS BAHL)
JUDGE

October 12, 2023
Davinder Kumar

Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No