

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-21998-2023

Date of decision : 03.10.2023

Ashok Kumar

... Petitioner

Versus

Punjab State Information Commission and others

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Sunny K. Singla, Advocate
for the petitioner.

Mr.Ferry Sofat, Addl.A.G. Punjab
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 in the nature of certiorari for quashing the order (Annexure P-10) passed in appeal no.4709 of 2022 titled as “Ashok Kumar vs. Public Information Officer and another” passed by respondent no.1.

2. Learned counsel for the petitioner has submitted that in the present case vide order dated 06.03.2023, the State Information Commission, Punjab, had granted liberty to the petitioner to inspect the record and respondent no.3 was directed to offer inspection of the relevant available records to the petitioner at a mutually convenient date and time, within a period of 15 days from the date of receipt of the said order. It is further submitted that when no date was given, the petitioner requested respondent no.3 via email dated 22.03.2023 to give date and time for the

inspection of the record and respondent no.3 sent an email dated 28.03.2023 which was received on 31.03.2023 to inspect the record on 31.03.2023 itself, whereas on 31.03.2023, the petitioner had to appear before JMJC, Sangrur in a case titled as “State vs. Ashok Kumar” and it was not possible for the petitioner to inspect the record on the same date. It is stated that even on subsequent date which was given vide intimation dated 24.04.2023, the petitioner was not shown the record. It is prayed that the petitioner would be satisfied in case respondent no.3 permits the petitioner to inspect the record as directed by the State Information Commission vide order dated 06.03.2023.

3. Learned State counsel has appeared for respondent no.1 and on asking of the Court, has appeared on behalf of respondents no.2 and 3 as well. It is submitted that the inspection of the record as per the order dated 06.03.2023 would be provided to the petitioner on a date which is convenient to the petitioner.

4. Keeping in view the above said facts and circumstances, the present petition is disposed of with a direction to respondent no.3 to provide inspection of the record in pursuance of the order dated 06.03.2023 (Annexure P-5) passed by the State Information Commission, Punjab on 11.10.2023 and 12.10.2023 at 11:00 AM, and on the said dates, the petitioner is directed to be present in the office of respondent no.3 for the purpose of inspection of record.

(VIKAS BAHL)
JUDGE

October 03, 2023
Davinder Kumar

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