

CWP-23833-2023

1

2023:PHHC:136350

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-23833-2023

Date of decision : 19.10.2023

Vinod Kumar

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Tarang Goyal, Advocate
for the petitioner.

Mr.R.K.S.Brar, Addl.A.G. Haryana.

VIKAS BAHL, J.(ORAL)

1. This is a civil writ petition filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondent no.2 to supply the information as required by the petitioner in RTI application dated 20.10.2020 (Annexure P-3) and to comply with the order dated 10.08.2021 (Annexure P-8) passed by the State Information Commissioner, Haryana.

2. Learned counsel for the petitioner has submitted that as per the order dated 10.08.2021, in case the SPIO did not have the information sought i.e, the waiting list of candidates, then the SPIO was supposed to give an original duly sworn affidavit in the said regard to the petitioner within one month of the receipt of the copy of the said order. It is further submitted that although vide communication dated 01.02.2022 (Annexure P-11), the State Public Information Officer, had informed the petitioner that there is no waiting list prepared for the post of Male Constable against

Advt.No.8/2015 category no.1 but no supporting affidavit along with the same has been supplied by the State Public Information Officer. Learned counsel for the petitioner has prayed that in compliance of the order dated 10.08.2021, respondent no.2-State Public Information Officer be directed to supply a copy of the original duly sworn affidavit of the SPIO in support of the averments made in the communication dated 01.02.2022, in a time bound manner.

3. Learned counsel appearing for the respondents has submitted that the said affidavit in compliance of the order dated 10.08.2021 in support of the averments made in the communication dated 01.02.2022 would be supplied within a period of 14 days from today.

4. Keeping in view the above said facts and circumstances, the present petition is disposed of with a direction to respondent no.2 to supply copy of the original duly sworn affidavit in compliance of the order dated 10.08.2021 in support of the averments made in the communication dated 01.02.2022 to the effect that there was no waiting list prepared for the post of Male Constable against Advt.No.8/2015 category no.1, within a period of 14 days from today.

(VIKAS BAHL)
JUDGE

October 19, 2023

Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No