**CWP-5748-2025****1**

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

(101)**CWP-5748-2025****Date of Decision : March 01, 2025****Lalit Narang****.. Petitioner****Versus****State of Haryana and others****.. Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

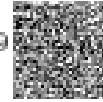
Present: Mr. Nitin Kumar Sharma, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

1. In the present writ petition, the challenge is to the order dated 25.07.2024 (Annexure P-8) by which second appeal filed by the petitioner has been disposed of by respondent No.2 holding that the delay in furnishing the information was not intentional.

2. Learned counsel for the petitioner submits that despite the fact that there was delay in supplying the information by the SPIO, no action has been taken for imposing the penalty upon him hence, the penalty should be imposed upon the concerned SPIO for intentionally and deliberately delaying the release of the information.

3. I have heard learned counsel for the petitioner along with the petitioner, who is present in the Court and have gone through the record with their able assistance.

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4. From the pleadings, it is clear that the information sought by the petitioner has already been given to him. The only question is whether, the non-imposition of penalty upon SPIO will give him a right to file the present petition or not.

5. A bare perusal of the impugned order dated 25.07.2024 (Annexure P-8) shows that respondent No.2 has considered all the facts and have recorded a finding that though there is a delay but the same is bona fide and has been explained by the SPIO. Once, a due explanation has been given by the SPIO concerned to the satisfaction of the Commission, this Court will not like to interfere in the same so as to record the finding that the delay was intentional or mala fide and impose penalty. This Court is not sitting as Appellate Authority to order passed by the Information Commission. Perversity is to be shown in the order, which has not been proved.

6. The petitioner was mainly concerned with the grant of the information which has already been given to him. Hence, no ground is made out for any interference by this Court in the facts and circumstances of the present case.

7. Accordingly, the writ petition is dismissed.

March 01, 2025*harsha***(HARSIMRAN SINGH SETHI)****JUDGE**

Whether speaking/reasoned : Yes

Whether reportable : No