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GOVERNMENT OF KHYBER PAKHTUNKHWA
INFORMATION COMMISSION
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REF:- DR. NASEEM AKHTAR VS. SHAHEED BENAZIR BHUTTO WOMEN
UNIVERISTY, PESHAWAR
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 10597)

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Dr. Naseem Akhtar sought information about the HEC letter for the promotion of the existing regular Lecturers in BPS-18 to the post of Assistant Professor (BPS-19) under Tenure Track System being approved by the 14th meeting of the selection Board which was held on August 25, 2015 wherein HEC advised the University regarding the Additional Agenda Item No. 11 and Page 4 of promotion of BPS-18 (few lecturers) to TTS-19 Assistant Professor from the Shaheed Benazir Women University, Peshawar here after referred as Public Body.
- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public Body to provide the concerned letter to the complainant under intimation to the Commission.
- iii. Incompliance, the Public Body replied to the Commission vide there letter No. 767/LegRtiR-Meet/Reg/SBBWUP Dated: Wednesday 27th, 2023 which was shared with the complainant vide the Commission letter No. **RTIC/AR/1-10597/2023/2098-21100** Dated: **17-10-2023**. However,



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the complainant showed her dissatisfaction to the reply of the Public Body.

- iv. A series of correspondence was made between the Public Body and the Commission but to no avail. This warranted personal hearing in the instant complaint on 24-04-2024.
- v. Incompliance, Deputy Registrar (Estt)/PIO attended the Commission and appraised the Commission that no advertisement has been floated by the Public Body about the above referred Lecturers rather the Public Body through selection board promoted the above referred Lecturers to Assistant Professors.
- vi. Accordingly, the Public Body vide their letter No. 37(Estb)/PIO/2024 Dated: 29-04-2024 submitted a concise reply.

2. OBSERVATIONS OF THE COMMISSION:

- i. The Commission observed that the role of the Commission is to balance the provision of information as mandated by the act *ibid.* and to share the information in matters of public importance.

3. DECISION:

- i. In view of the above the Commission decided to share the above referred concise statement/reply with the complainant and dispose of the instant complaint accordingly.



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Farah Hamid Khan
Chief Information Commissioner.

Endst No. & date RTIC/AR/1-10597/2023/ 26391-97 dated: 10 May, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Vice Chancellor, Shaheed Benazir Bhutto Women University, Peshawar.
3. Deputy Registrar (Estb), Shaheed Benazir Bhutto Women University, Peshawar.
4. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
5. Deputy Director (Communication), KP Information Commission, Peshawar.
6. Dr. Naseem Akhtar (Complainant)

Deputy Registrar,
KP Information Commission,
Peshawar.



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**REF:- MR. ABID MEHMOOD VS. DIRECTORATE OF PROSECUTION,
GOVERNMENT OF KHYBER PAKHTUNKHWA, HOME & TRIBAL AFFAIRS
DEPARTMENT, PESHAWAR.**

**PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 10693)**

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Abid Mehmood sought information regarding attested photocopies of enquiry proceeding, statement, finding and finding report and action against delinquent officer from the Directorate of Prosecution, Government of Khyber Pakhtunkhwa, Home & Tribal Affairs Department, Peshawar herein after referred as Public Body.
- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public Body to respond to the Commission.
- iii. The Public Body vide their letter No. **DDC/13951** Dated: **16-11-2023** informed the Commission that “the Directorate has already communicated the findings of Fact Findings enquiry report with the applicant/complainant”.
- iv. Consequently, the Commission shared the same with the complainant vide its letter No. **KPIC/AR/1-10693/23/22808-10.**
- v. However, the complainant requested the Commission vide his letter received vide diary No. **11463** Dated: **27-12-2023**



that he required all the Inquiry Proceedings, Statements and Findings.

- vi. This warranted the Commission to issue personal hearing notice to the public body in the instant complaint to explain the factual position on 24-04-2024.
- vii. Incompliance, Deputy Director (complaints) attended the Commission and appraised the Commission that there the outcome of the concerned inquiry has already been shared with the complainant. However, as far as a copy of the inquiry report is concerned there are personal grudges going on between the officer concerned and the complainant and the officer has informed the Public Body to this effect that she is facing life threats.

2. OBSERVATIONS OF THE COMMISSION:

- i. The Commission observed that the role of the Commission is to balance the provision of information as mandated by the act *ibid.* and to share the information in matters of public importance.
- ii. The Commission also observed that since the outcome of the inquiry proceedings has already been shared with the complainant therefore, the Public Body needs to further elaborate the stance of the officer concerned in writing so as to decide the matter under the Act *ibid.*



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3. DECISION:

- i. Hence; in view of the above the Commission decided to direct the Public Body to come up with a proper reply within seven working days positively keeping in view the various provisions/sections of the Act ibid. and the concerns of the officer concerned to decide the instant complaint.

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Farah Hamid Khan
Chief Information Commissioner.

Endst No. & date RTIC/AR/1-10693/2023/26383-89 dated: 10 May, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Director General, Directorate of Prosecution, Government of Khyber Pakhtunkhwa, Home & Tribal Affairs Department, Peshawar.
3. Deputy Director (Complaints), Directorate of Prosecution, Government of Khyber Pakhtunkhwa, Home & Tribal Affairs Department, Peshawar
4. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
5. Deputy Director (Communication), KP Information Commission, Peshawar.
6. Mr. Muhammad Sabir (Complainant)

Deputy Registrar,
KP Information Commission,
Peshawar.



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**REF: - MR. MUHAMMAD NAEEM VS. DIRECTORATE GENERAL EXCISE AND
TAXATION, PESHAWAR
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 9954)**

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Muhammad Naeem sought the following information from the Directorate General Excise and Taxation, Peshawar, herein after referred as Public Body.
 1. How much FIR registered against citizens in narcotics and Car smuggling cases?
 2. How many vehicles impounded by the excise and taxation Department in Peshawar and Mardan?
 3. How many got convicted and how many bailed out. Provide the convicted rate in this regards.
 4. How many impounded/seized/case property vehicles parked in the excise and taxation safe house in Peshawar and how many are parked in Excise Police stations.
 5. Provide the rules, regulations, criteria and directive under which case property vehicles were given/allotted to private persons.
 6. How many vehicles were allotted to private persons by the allotment Committee and Director Excise and taxation provide the rules and minutes of allotment committee.
 7. How many case property vehicles were given to different people provide the details in this regards.



8. How many vehicles are used by the Excise police station in Peshawar and Mardan region are these confiscated vehicles?
- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public Body to submit parawise reply to the Commission. A series of correspondence were made between the Public Body and the Commission. However, the Public Body responded vide their letter No. 8953/Estb./Information Commission Dated: 13-02-2024 “that the preparation of report is a time consuming process and under process”.
- iii. This warranted personal hearing in the instant complaint on 24-04-2024.

2. OBSERVATIONS OF THE COMMISSION:

- i. The Commission took serious notice of the non-attendance of the personal hearing on the part of the Public Body by the PIO concerned.
- ii. The Commission also observed that the RTI request is simple and clear as the complainant has sought only data and rules of the Public Body in para 5.

3. DECISION:

- i. In view of the above, the Commission decided to bring the non-compliance of the Commission's direction into the notice of the Administrative Secretary of the Public Body i.e. Secretary Excise and Taxation for procedural lapses in the Public Body.



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- ii. The Commission also decided to direct the quarter concerned to make available the record/information parawisely to the Commission and proactively disclose on the official website of the Public Body which falls under section 05 of the KP RTI Act, 2013 within **ten** working days positively to decide the complaint under the Act *ibid*.

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Farah Hamid Khan

Chief Information Commissioner.

Endst No. & date RTIC/AR/1-9954/2023/ 26376-82 dated: 10 May, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. Secretary to Government of Khyber Pakhtunkhwa, Excise Taxation and Narcotics Control Department, Peshawar.
3. Director General, Directorate of Excise Taxation and Narcotics Control Khyber Pakhtunkhwa, Peshawar
4. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
5. Deputy Director (Communication), KP Information Commission, Peshawar.
6. Mr. Muhammad Naeem (Complainant)

Deputy Registrar,
KP Information Commission,
Peshawar.



**REF: - MR. MUHAMMAD SABIR VS. LADY READING HOSPITAL, MTI, PESHAWAR
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 10724)**

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Muhammad Sabir sought information from the Lady Reading Hospital MTI, Peshawar here after referred as Public Body as below:
 - 1) Minutes of the Promotion Committee meeting.
 - 2) Merit list
 - 3) Approved service rules and approved criteria.
 - 4) Basic Qualification required for the post.
 - 5) Notification of promotion committee
 - 6) Experience Proforma in which marks have been given
 - 7) Competency Proforma in which marks have been given
 - 8) List(s) of candidates submitted by IT department
 - 9) The credentials of candidates based on which marks have been awarded
 - 10) Verification process of documents/ degrees provided by candidates.
- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public body to respond parawisely to the Commission.
- iii. Incompliance, the Public Body vide there letter No. 801/LIT/LRH Dated: 24-10-2023 submitted parawise reply along with the information to the Commission which was shared with the complainant vide this office letter No. **RTIC/AR/1-10724/23/23306-08.**



- iv. Consequently, the complainant showed reservation vide his letter No. NIL Dated: **22-01-2024** with a copy to the PIO that the referred information are missing.
- v. Accordingly, a series of correspondence were made between the Public Body and the Commission for disposal of the instant complaint but to no avail.
- vi. This warranted personal hearing in the instant complaint on **24-04-2024**.
- vii. Incompliance, the PIO along with the representative of the HR attended the Commission and appraised the Commission that the information sought in the letter Dated: **22-01-2024** would be searched and shared if available.

2. OBSERVATIONS OF THE COMMISSION:

- i. The Commission observed that Para 1 to 5 falls within the purview of Section 5 of the KP RTI Act, 2013 and shall be proactively disclosed on the official website of the Public Body.

3. DECISION:

- i. In view of the above, the Commission decided to direct the Public Body to respond to the above referred letter along with the requisite information within seven working days positively.
- ii. The Commission also directed the Hospital Director to ensure the implementation of section 05 of the Act *ibid.* and proactively disclose the requisite information.



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Farah Hamid Khan

Chief Information Commissioner.

Endst No. & date RTIC/AR/1-10724/2023/26268-75 dated: 10 May, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. Hospital Director, Lady Reading Hospital, MTI, Peshawar
3. Director (HR), Lady Reading Hospital, MTI, Peshawar
4. Assistant Director (Legal)/PIO, Lady Reading Hospital, MTI, Peshawar.
5. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
6. Deputy Director (Communication), KP Information Commission, Peshawar.
7. Mr. Muhammad Sabir (Complainant)

Deputy Registrar,
KP Information Commission,
Peshawar.



REF: - MR. MUSHTAQ AHMAD VS. DISTRICT HEALTH OFFICER, MARDAN
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 9186)

1. FACTS OF THE COMPLAINT:

Brief facts of the case are that a citizen/ complainant namely Mr. Mushtaq Ahmad sought following information from District Health Officer Mardan herein after referred as Public Body:

- 1) List of all candidates appointed as Class-IV during the Year 2020-2021 & their appointment orders.
- 2) Letters addressed to Employment Exchange, Mardan for requisition of list of registered candidates for appointment as Class-IV.
- 3) List provided by the Employment Exchange, Mardan in response of requisition by DHO office Mardan Attendance sheets of Candidates.
- 4) Minutes of the meeting regarding aforesaid appointments.

The complaint was examined by the Commission vis-à-vis the various provisions/ sections of the KP RTI Act 2013, and decided to direct the Public Body to respond to the Commission. A series of correspondence was made between the Commission and the public body for the provision of information but the Public Body failed to provide any plausible reply which warranted the Personal Hearing in the instant case. Thus, the Commission issued Personal Hearing notice to DHO of the Public Body to explain the factual position which was attended by a representative of the Public Body on 24-04-2024.



The representative of the Public Body apprised the Commission that the information will be provided to the Commission in due course of time.

2. OBSERVATIONS OF THE COMMISSION:

The Commission observed that the above referred information sought by the complainant in the instant case falls within the purview of section 05 of the KP RTI Act, 2013 and needs to be proactively disclosed.

It was also observed that the Public Body to needs to designate/nominate an officer of BPS-17 as PIO of the Public Body under section 06 of the Act *ibid.* under intimation to the Commission.

3. DECISION:

- i.** In view of the above the Commission directs the public body to provide parawise reply along with the requisite information to the Commission within seven working days positively to decide the complaint accordingly.
- ii.** The Commission also decided to direct the Public Body to designate/nominate an officer of BPS-17 as PIO of the Public Body as mandated by the Act *ibid.*
- iii.** Moreover, similar nature information shall be proactively disclosed by the Public Body as mandated under section 05 of the Act *ibid.*



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Farah Hamid Khan
Chief Information Commissioner.

Endst No. & date RTIC/AR/1-9186/2022/ 26356-62 dated: 10 May, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Director General, Directorate General of Health Services, Peshawar.
3. District Health Officer, Mardan
4. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
5. Deputy Director (Communication), KP Information Commission, Peshawar.
6. Mr. Mushtaq Ahmad (Complainant)

Deputy Registrar,
KP Information Commission,
Peshawar.



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**REF: - MR. MUHAMMAD USMAN VS. PESHAWAR PUBLIC SCHOOL & COLLEGE,
PESHAWAR.**

**PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 11190)**

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Muhammad Usman sought the following information from the Peshawar Public School & College, Peshawar herein after referred as Public Body:
 - 1) Attested copies of the appointment order of Ms. Hafiza Ambareen for the Post of Lab Assistant BPS-07.
 - 2) Attested copy of the appointment order of Mr. Zubair S/o Noor Ul Haq Khadim BPS-05.
- i. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public Body to respond to the Commission. A series of correspondence were made between the Public Body and the Commission but to no avail. This warranted the Commission to issue personal hearing notice to the Principal of the Public Body to attend the commission and explain the factual position on **24-04-2024**.
- ii. Incompliance, Principal of the Public Body attended the Commission and stated that after going through the KP RTI Act, 2013 it revealed that Peshawar Public School comes within the definition the Public Body being partially funded by the Provincial



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Government and as the Board of Director members are appointed by the Provincial Government through Secretary to Government of Khyber Pakhtunkhwa, Elementary & Secondary School, Peshawar.

- iii. The Principal expressed full commitment for the provision of the requisite information to the Commission within due course of time. Consequently, the Principal of the Public Body submitted above referred information to the Commission vide their letter No. PPS/1/M/2024/54 Dated: 24-04-2024.

2. DECISION:

- i. In view of the above, the Commission decided to share the requisite information with the complainant and dispose of the instant complaint accordingly.
- ii. The Commission also decided to direct the Public Body to designate/nominate an officer of BPS-17 as PIO of the Public Body under section 06 of the Act *ibid.* under intimation to the Commission.

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Farah Hamid Khan
Chief Information Commissioner.
dated: 06 May, 2024

Endst No. & date RTIC/AR/1-11190/2024/ 26075-80

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. Principal, Peshawar Public School & College, Peshawar.
3. Deputy Director (Communication), KP Information Commission, Peshawar
4. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
5. Mr. Muhammad Usman (Complainant)


Deputy Registrar,
KP Information Commission,
Peshawar.



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**REF: - MR. MUHAMMAD ALI VS. GOVERNMENT OF KHYBER PAKHTUNKHWA,
INFORMATION & PUBLIC RELATIONS DEPARTMENT, CIVIL SECRETARIAT
WARSAK ROAD PESHAWAR.
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 11192)**

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Muhammad Ali sought the information “from the Government of Khyber Pakhtunkhwa, Information & Public Relations Department, Civil Secretariat Warsak Road Peshawar regarding attested copies of the enquiry report ordered vide NO. SO(B&A)/4-3/G.V.C/2023/VOL-I herein after referred as Public Body.
- ii. The same was replied by the Public Body vide there letter No. PO/INF/2-4/2023-24/RTI Dated: 26-02-2024/1292-93 “*that since the matter is sub-judice in the Court of law, therefore, the information cannot be provided, in accordance with Section-20 of the RTI Act, 2013, till final decision by the court.*”
- iii. Consequently, the complainant filed a RTI complaint to the Commission under section 23 of the KP RTI Act, 2013, this warranted personal hearing in the instant complaint on 24-01-2024 as to ascertain the facts of the case/matter.
- iv. Incompliance, Planning Officer/PIO of the Public Body along with the Deputy Secretary attended the Commission on 24-04-2024 and appraised the Commission that though the enquiry has been finalized and submitted to the quarter concerned for implementation. However, the same would be shared with the Commission if so desired.
- v. The complainant on the other hand submitted his reservation to the Commission regarding the Public Body regarding the above referred reply vide his e-mail dated:



23-04-2024 by appraising the Commission that in the instant matter the complainant himself is in the court of District Judge Peshawar for relief.

2. OBSERVATIONS OF THE COMMISSION:

- i. The Commission observed that the exemption/exception claimed by the Public Body in the above referred letter is not maintainable as the concerned enquiry has been finalized and submitted for implementation to the quarter concerned as well.
- ii. The Commission also observed the role of the Commission is to balance the provision of information as mandated by the act *ibid.* and the instant case will be decided by the Commission after examination of the requisite enquiry.
- iii. Suffice to add that merely sub-judice nature of the matter in the Court does not exempt the Public Body from provision of requisite information to the Commission unless specifically barred by the Court of competent jurisdiction.

3. DECISION:

- i. In view of the above; the Commission decided to direct the Public Body to shared certified copy of the requisite enquiry with the Commission within seven working days positively for examination and decision under the Act *ibid.*



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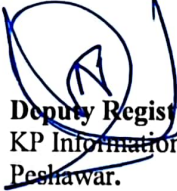
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Farah Hamid Khan

Chief Information Commissioner.

Endst No. & date RTIC/AR/1-11192/2024/21759-66 dated: 09 May, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Secretary to Government of Khyber Pakhtunkhwa, Information & Public Relations Department, Civil Secretariat Warsak Road Peshawar.
3. Deputy Secretary (Info), Government of Khyber Pakhtunkhwa, Information & Public Relations Department, Civil Secretariat Warsak Road Peshawar.
4. Planning Officer/PIO, Government of Khyber Pakhtunkhwa, Information & Public Relations Department, Civil Secretariat Warsak Road Peshawar
5. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
6. Deputy Director (Communication), KP Information Commission, Peshawar.
7. Mr. Muhammad Ali (Complainant)


Deputy Registrar,
KP Information Commission,
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**REF: - MR. ARBAB ZIA UR REHMAN VS. HIGHER EDUCATION REGULATORY
AUTHORITY, GOVERNMENT OF KHYBER PAKHTUNKHWA, PESHAWAR.
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 10144)**

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Arbab Zia Ur Rehman sought information from the Higher Education Regulatory Authority, Government of Khyber Pakhtunkhwa, Peshawar here after referred as Public Body regarding the Documents as below:
 - i. Minimum requirements of Secretary HERA Post.
 - ii. Qualification and Experience of Sajid Inam the Secretary HERA before appointment.
 - iii. Appointments of different personal in HERA during his tenure.
 - iv. Name of Institute which have been given affiliation and recognition in his tenure.
 - v. Name of Students who have been given admissions and scholarships through Secretary HERA.
 - vi. File and details of complaint launched against the complainant on 01-01-2023.
 - vii. Further, complaint an inquiry by Secretary HERA against the complainant.
 - viii. Relation of Secretary HERA with Mr. Amin Jan.
 - ix. Any correspondence from Secretary HERA to RMI for admission as scholarship process regarding Mr. Amin Jan's family.



- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided that to respond parawisely to the Commission except para VI. VII IX wherein appointment order of Secretary HERA and the concerned inquiry report be sent to the Commission for examination and decision.
- iii. A series of correspondence were made between the Chairman of the Public Body and the Commission but to no avail. Thus; this warranted personal hearing in the instant complaint on 24-04-2024.
- iv. Incompliance, Chairman HERA attended and appraised the Commission that the information sought are personalized in nature.
- v. Moreover, the Public Body designated Secretary HERA as the PIO of the Public Body.
- vi. The Chairman of the Public Body also appraised the Commission that full compliance will be done to the orders/directions of the Commission within due course of time.

2. OBSERVATIONS OF THE COMMISSION:

- i. The Commission observed that the previous order of the Commission issued vide letter No. RTIC/AR/1-10144/2023/22055-61 Dated: 13-11-2023 is clear and explicit and the majority of the information directed by the Commission falls within the purview of section 05 of the KP RTI Act, 2013.
- ii. The Commission observed that Para I, II, III falls within the purview of Section 5 of the KP RTI Act, 2013 and shall be proactively disclosed on the official website of the Public Body.

3. DECISION:

- i. In view of the above, the Commission decided to direct the Chairman of the Public Body to share copy of the Notification of the PIO designated/ nominated by the Public Body.



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- ii. Furthermore, the Commission directs the Chairman of the Public Body to proactively disclose the information sought by the complainant from para (i) to para (iii) as mandated by Section 5 of the Act *ibid*.
- iii. The Commission also decided to direct the Public Body to respond parawisely to the Commission along with the requisite information from para (i) to para (v) as well as copy of the appointment order of the concerned Secretary HERA and along with the inquiry report regarding the complainant (if any) to the Commission within seven working days positively for examination and decision.

Endst No. & date RTIC/AR/1-10144/2023/ 21767-73 -sd-
Farah Hamid Khan
Chief Information Commissioner.
dated: 07 May, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. Ps to Secretary to the Government of Khyber Pakhtunkhwa, Higher Education Archives & Libraries Department, Peshawar.
3. Chairman, Higher Education Regulatory Authority, Peshawar.
4. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
5. Deputy Director (Communication), KP Information Commission, Peshawar.
6. Mr. Arbab Zia Ur Rehman (Complainant)


Deputy Registrar,
KP Information Commission,
Peshawar.



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GOVERNMENT OF KHYBER PAKHTUNKHWA
INFORMATION COMMISSION
Near BRT Abdara Station, Behind Jabar Flats,
Arbab Colony, University Road, Peshawar
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Fax: +92-91-9216561

REF: - MS. SHAZIA BEGUM VS WOMEN UNIVERSITY, MARDAN
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 10775)

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Ms. Shazia Begum sought information of Assistant of the Women University, Mardan as below:
 - 1) List of applied candidates.
 - 2) Shortlisted candidates with photocopies of Academic Qualification and experience certified of all applicants.
 - 3) Selection Board Minutes
 - 4) Final merit list of selected candidates duly signed by all members of the selection board.
 - 5) Syndicate Minutes wherein the applicant is selected.
- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public Body to respond to the Commission. A series of correspondence was made between the Commission and the Public Body for the provision of information however, the Public Body failed to respond to the Commission which warranted personal hearing in the instant complaint.
- iii. Incompliance the Deputy Director (P&D)/PIO along with the Deputy Registrar attended the Commission on **25-04-2024** and submitted the relevant portion of the minutes before the Commission.



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2. OBSERVATIONS OF THE COMMISSION:

- i. The Commission observed that the information sought in Para I, III, IV & V falls within the purview of Section 5 of the KP RTI Act, 2013 and needs to be proactively disclosed on the official website of the Public Body.
- ii. The Commission also observed that if the information is used by the complainant in any distorted form the Public Body may invoke the Commission's powers as mandated under Section 28 of the act *ibid*.

3. DECISION:

In view of the above the Commission decided to direct the Public Body to share parawise reply except Para II wherein only list of shortlisted candidates along with the requisite information to the Commission within seven working days positively for examination and decision.

Endst No. & date RTIC/AR/1-10775/2023/

21277 85

-sd-

Farah Hamid Khan
Chief Information Commissioner.

dated: 09 May, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Vice Chancellor, Women University, Mardan.
3. Registrar, Women University, Mardan.
4. Deputy Director (P&D)/PIO, Women University, Mardan.
5. Deputy Registrar (Estb), Women University, Mardan.
6. Deputy Director (Communication), KP Information Commission, Peshawar
7. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
8. Ms. Shazia Begum (Complainant)


Deputy Registrar,
KP Information Commission,
Peshawar.



REF: - MS. SHAZIA BEGUM VS WOMEN UNIVERSITY, MARDAN
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 10771)

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Ms. Shazia Begum sought information about the Deputy Controller Examination of the Women's University, Mardan as below:
 - 1) Advertisement
 - 2) List of applied candidates.
 - 3) Shortlisted candidates with photocopies of Academic Qualification and experience certified of all applicants.
 - 4) Final merit list of selected candidates
 - 5) Selection Board Minutes.
 - 6) Syndicate Minutes wherein the applicants are selected.
- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public Body to respond to the Commission. A series of correspondence was made between the Commission and the Public Body for the provision of information. However, the Public Body failed to respond to the Commission which warranted personal hearing in the instant complaint.
- iii. In compliance the Deputy Director (P&D)/PIO along with the Deputy Registrar attended the Commission on 25-04-2024.
- iv. The brother/ representative of the complainant was also present.



- v. The representative of the Public Body showed reservation in the provision of information to the complainant on the pretext that the complainant is involved in malicious campaign against the Public Body on the social media.
- vi. The representative of the complainant appraised the Commission that the same is required for submission to the competent forum.

2. OBSERVATIONS OF THE COMMISSION:

- i. The Commission observed that the information sought vide Para I, IV - VI comes within the purview of Section 5 of the KP RTI Act, 2013 and needs to be proactively disclosed on the official website of the Public Body.
- ii. The Commission also observed that if the information is used by the complainant in any distorted form the public body may invoke the Commission's powers as mandated under Section 28 of the act *ibid*.

3. DECISION:

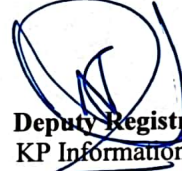
- i. In view of the above the Commission decided to direct the Public Body to share parawise reply except Para III wherein only list of shortlisted candidates along with the requisite information with the Commission within seven working days positively for examination and decision.



GOVERNMENT OF KHYBER PAKHTUNKHWA
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Endst No. & date RTIC/AR/1-10771/2023/21745-53 -sd-
Farah Hamid Khan
Chief Information Commissioner.
dated: 07 May, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Vice Chancellor, Women University, Mardan.
3. Registrar, Women University, Mardan.
4. Deputy Director (P&D)/PIO, Women University, Mardan.
5. Deputy Registrar (Estb), Women University, Mardan.
6. Deputy Director (Communication), KP Information Commission, Peshawar
7. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
8. Ms. Shazia Begum (Complainant)


Deputy Registrar,
KP Information Commission,
Peshawar.



GOVERNMENT OF KHYBER PAKHTUNKHWA
INFORMATION COMMISSION
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Arbab Colony, University Road, Peshawar
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REF: - MS. SHAZIA BEGUM VS WOMEN UNIVERSITY, MARDAN
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 10770)

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Ms. Shazia Begum sought information about the Deputy Registrar (Academics) of the Women University, Mardan as below:
 - 1) Advertisement
 - 2) List of applied candidates.
 - 3) Shortlisted candidates with photocopies of Academic Qualification and experience certified of all applicants.
 - 4) Final merit list of selected candidates duly signed by all members of the selection board.
 - 5) Minutes of the Selection Board.
 - 6) Syndicate Minutes wherein the applicant is selected.
- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public Body to respond to the Commission. A series of correspondence was made between the Commission and the Public Body for the provision of information. However, the Public Body failed to respond to the Commission which warranted personal hearing in the instant complaint.
- iii. In compliance the Deputy Director (P&D)/PIO along with the Deputy Registrar attended the Commission on 25-04-2024 and



submitted the relevant portion of the minutes before the Commission.

2. OBSERVATIONS OF THE COMMISSION:

- i. The Commission observed that the information sought vide Para I, IV - VI falls within the purview of Section 5 of the KP RTI Act, 2013 and needs to be proactively disclosed on the official website of the Public Body.
- ii. The Commission also observed that if the information is used by the complainant in any distorted form the public body may invoke the Commission's powers as mandated under Section 28 of the act *ibid*.

3. DECISION:

In view of the above the Commission decided to direct the Public Body to share parawise reply except Para III wherein only list of shortlisted candidates along with the requisite information the Commission within seven working days positively for examination and decision.



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-sd-

Farah Hamid Khan

Chief Information Commissioner.

dated: 21/7/2024 May, 2024

Endst No. & date RTIC/AR/1-10770/2023/

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Vice Chancellor, Women University, Mardan.
3. Registrar, Women University, Mardan.
4. Deputy Director (P&D)/PIO, Women University, Mardan.
5. Deputy Registrar (Estb), Women University, Mardan.
6. Deputy Director (Communication), KP Information Commission, Peshawar
7. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
8. Ms. Shazia Begum (Complainant)

Deputy Registrar,
KP Information Commission,
Peshawar.



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REF: - MS. SHAZIA BEGUM VS WOMEN UNIVERSITY, MARDAN
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 10773)

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Ms. Shazia Begum sought information about the Security Officer of the Women's University, Mardan as below:
 - 1) Advertisement
 - 2) List of applied candidates.
 - 3) Shortlisted candidates with photocopies of Academic Qualification and experience certified of all applicants.
 - 4) Final merit list of selected candidates
 - 5) Selection Board Minutes.
 - 6) Syndicate Minutes wherein the applicants are selected.
- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public Body to respond to the Commission. A series of correspondence was made between the Commission and the Public Body for the provision of information however, the Public Body failed to respond to the Commission which warranted personal hearing in the instant complaint.
- iii. In compliance the Deputy Director (P&D)/PIO along with the Deputy Registrar attended the Commission on **25-04-2024** and submitted the relevant portion of the minutes before the Commission.



2. OBSERVATIONS OF THE COMMISSION:

- i. The Commission observed that the information sought vide Para I, IV - VI falls within the purview of Section 5 of the KP RTI Act, 2013 and needs to be proactively disclosed on the official website of the Public Body.
- ii. The Commission also observed that if the information is used by the complainant in any distorted form the Public Body may invoke the Commission's powers as mandated under Section 28 of the act ibid.

3. DECISION:

In view of the above the Commission decided to direct the Public Body to share parawise reply except Para III wherein only list of shortlisted candidates along with the requisite information with the Commission within seven working days positively for examination and decision.

-sd-

Farah Hamid Khan

Chief Information Commissioner.

dated: 03 May, 2024

Endst No. & date RTIC/AR/1-10773/2023/ 21712-20

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Vice Chancellor, Women University, Mardan.
3. Registrar, Women University, Mardan.
4. Deputy Director (P&D)/PIO, Women University, Mardan.
5. Deputy Registrar (Estb), Women University, Mardan.
6. Deputy Director (Communication), KP Information Commission, Peshawar
7. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
8. Ms. Shazia Begum (Complainant)


Deputy Registrar,
KP Information Commission,
Peshawar.



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**REF: - MS. SHAZIA BEGUM VS WOMEN UNIVERSITY, MARDAN
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 10776)**

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Ms. Shazia Begum sought information from the Women's University, Mardan information regarding selection for the post of Junior Clerk (BS-11), as below:
 1. List of applied candidates.
 2. List of successful candidates in written test conducted by Allied Testing System (ATS).
 3. List of candidates successful in typing test conducted by the Allied Testing System (ATS).
 4. Shortlisted candidates with photocopies of Academic Qualification and experience certified of all applicants.
 5. Final merit list of selected candidates duly signed by all members of the Selection Board.
 6. Selection Board Minutes.
 7. Syndicate Minutes wherein the applicants are selected.
- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public Body to respond to the Commission. A series of correspondence was made between the Commission and the Public Body for the provision of information however, the Public Body failed to respond to the Commission which warranted personal hearing in the instant complaint.
- iii. Incompliance the Deputy Director (P&D)/PIO along with the Deputy Registrar attended the Commission on **25-04-2024**.



- iv. The brother/ representative of the complainant was also present.
- v. The representative of the Public Body showed reservation in the provision of information to the complainant on the pretext that the complainant is involved in malicious campaign against the Public Body on social media.
- vi. The representative of the complainant appraised the Commission that the same is required for submission at in the competent forum.

2. OBSERVATIONS OF THE COMMISSION:

- i. The Commission observed that the information sought vide Para I, II, III, V, VI & VII comes within the purview of Section 5 of the KP RTI Act, 2013 and needs to be proactively disclosed on the official website of the Public Body.
- ii. The Commission also observed that if the information is used by the complainant in any distorted form the public body may invoke the Commission's powers as mandated under Section 28 of the act *ibid*.

3. DECISION:

In view of the above the Commission decided to direct the Public Body to share parawise reply except Para IV wherein only list of shortlisted candidates along with the requisite information to the Commission within seven working days positively for examination and decision.




GOVERNMENT OF KHYBER PAKHTUNKHWA
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-sd-

Farah Hamid Khan
Chief Information Commissioner.

Endst No. & date RTIC/AR/1-10776/2023/ 21703-11 dated: 09 May, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Vice Chancellor, Women University, Mardan.
3. Registrar, Women University, Mardan.
4. Deputy Director (P&D)/PIO, Women University, Mardan.
5. Deputy Registrar (Estb), Women University, Mardan.
6. Deputy Director (Communication), KP Information Commission, Peshawar
7. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
8. Ms. Shazia Begum (Complainant)


Deputy Registrar,
KP Information Commission,
Peshawar.



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REF: - MS. SHAZIA BEGUM VS WOMEN UNIVERSITY, MARDAN
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 10774)

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Ms. Shazia Begum sought information about the Assistant Professor selected on TTS basis of the Women's University, Mardan as below:
 - 1) Advertisement
 - 2) List of applied candidates.
 - 3) Shortlisted candidates with photocopies of Academic Qualification and experience certified of all applicants.
 - 4) Final merit list of selected candidates
 - 5) Selection Board Minutes.
 - 6) Syndicate Minutes wherein the applicants are selected.
- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public Body to respond to the Commission. A series of correspondence were made between the Commission and the Public Body for the provision of information. However, the Public Body failed to respond to the Commission which warranted personal hearing in the instant complaint.
- iii. In compliance the Deputy Director (P&D)/PIO along with the Deputy Registrar attended the Commission on **25-04-2024**.
- iv. The brother/ representative of the complainant was also present.
- v. The representative of the Public Body showed reservation in the provision of information to the complainant on the pretext that the



complainant is involved in malicious campaign against the Public Body on the social media.

- vi. The representative of the complainant appraised the Commission that the same is required for submission before the competent forum.

2. OBSERVATIONS OF THE COMMISSION:

- i. The Commission observed that the information sought vide Para I, IV - VI comes within the purview of Section 5 of the KP RTI Act, 2013 and needs to be proactively disclosed on the official website of the Public Body.
- ii. The Commission also observed that if the information is used by the complainant in any distorted form the public body may invoke the Commission's powers as mandated under Section 28 of the act *ibid*.

3. DECISION:

- i. In view of the above the Commission decided to direct the Public Body to share parawise reply except Para III wherein only list of shortlisted candidates along with the requisite information to the Commission within seven working days positively for examination and decision.



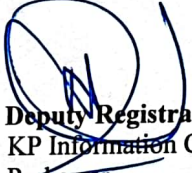
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-sd-

Farah Hamid Khan
Chief Information Commissioner.

Endst No. & date RTIC/AR/1-10774/2023 ²¹⁶⁹⁴⁻²¹⁷⁰² dated: 09 May, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Vice Chancellor, Women University, Mardan.
3. Registrar, Women University, Mardan.
4. Deputy Director (P&D)/PIO, Women University, Mardan.
5. Deputy Registrar (Estb), Women University, Mardan.
6. Deputy Director (Communication), KP Information Commission, Peshawar
7. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
8. Ms. Shazia Begum (Complainant)


Deputy Registrar,
KP Information Commission,
Peshawar.



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REF: - MS. SHAZIA BEGUM VS WOMEN UNIVERSITY, MARDAN
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 10772)

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Ms. Shazia Begum sought following information about the Superintendent of the Women's University, Mardan information regarding as below:
- 1) Advertisement and criteria for selection given in University Statue.
 - 2) List of applied candidates.
 - 3) Shortlisted candidate with photocopies of Academic Qualification and experience certificated of Mr. Fazal Moez Superintendent.
 - 4) Final merit list of selected candidates duly signed by all members of the Selection Board.
 - 5) Selection Board Minutes.
 - 6) Syndicate Minutes wherein Mr. Fazal Moez is selected in the age of 57 years as Superintendent.
 - 7) If age relaxation was granted, then age relaxation rules may be provided, under which rules age relaxation has been granted.
 - 8) Office order of Mr. Fazal Moez wherein he has been assigned the charge of Admin officer.
 - 9) Office Order wherein he has been member of the selection committee for the Post of Junior clerk (BS-11).



- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public Body to respond to the Commission. A series of correspondence was made between the Commission and the Public Body for the provision of information however, the Public Body failed to respond to the Commission which warranted personal hearing in the instant complaint.
- iii. In compliance the Deputy Registrar attended the Commission on **25-04-2024** and submitted the relevant portion of the minutes before the Commission.

2. OBSERVATIONS OF THE COMMISSION:

- i. The Commission observed that the information sought vide Para I, II, IV, V, VI, VIII & IX comes within the purview of Section 5 of the KP RTI Act, 2013 and needs to be proactively disclosed on the official website of the Public Body.
- ii. The Commission also observed that if the information is used by the complainant in any distorted form the public body may invoke the Commission's powers as mandated under Section 28 of the act *ibid*.

3. DECISION:

In view of the above the Commission decided to direct the Public Body to share parawise reply along with the requisite information with the Commission within **seven** working days positively for examination and decision.



GOVERNMENT OF KHYBER PAKHTUNKHWA
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-sd-

Farah Hamid Khan
Chief Information Commissioner.

Endst No. & date RTIC/AR/1-10772/2023/_____ dated:_____ May, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Vice Chancellor, Women University, Mardan.
3. Registrar, Women University, Mardan.
4. Deputy Director (P&D)/PIO, Women University, Mardan.
5. Deputy Registrar (Estb), Women University, Mardan.
6. Deputy Director (Communication), KP Information Commission, Peshawar
7. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
8. Ms. Shazia Begum (Complainant)

Deputy Registrar,
KP Information Commission,
Peshawar.



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REF: - MS. SHAZIA BEGUM VS WOMEN UNIVERSITY, MARDAN
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 10772)

1. FACTS OF THE COMPLAINT:

i. Brief facts of the case are that a citizen/ complainant namely Ms. Shazia Begum sought following information about the Superintendent of the Women's University, Mardan information regarding as below:

- 1) Advertisement and criteria for selection given in University Statue.
- 2) List of applied candidates.
- 3) Shortlisted candidate with photocopies of Academic Qualification and experience certificated of Mr. Fazal Moez Superintendent.
- 4) Final merit list of selected candidates duly signed by all members of the Selection Board.
- 5) Selection Board Minutes.
- 6) Syndicate Minutes wherein Mr. Fazal Moez is selected in the age of 57 years as Superintendent.
- 7) If age relaxation was granted, then age relaxation rules may be provided, under which rules age relaxation has been granted.
- 8) Office order of Mr. Fazal Moez wherein he has been assigned the charge of Admin officer.
- 9) Office Order wherein he has been member of the selection committee for the Post of Junior clerk (BS-11).



- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public Body to respond to the Commission. A series of correspondence was made between the Commission and the Public Body for the provision of information however, the Public Body failed to respond to the Commission which warranted personal hearing in the instant complaint.
- iii. In compliance the Deputy Registrar attended the Commission on **25-04-2024** and submitted the relevant portion of the minutes before the Commission.

2. OBSERVATIONS OF THE COMMISSION:

- i. The Commission observed that the information sought vide Para I, II, IV, V, VI, VIII & IX comes within the purview of Section 5 of the KP RTI Act, 2013 and needs to be proactively disclosed on the official website of the Public Body.
- ii. The Commission also observed that if the information is used by the complainant in any distorted form the public body may invoke the Commission's powers as mandated under Section 28 of the act *ibid*.

3. DECISION:

In view of the above the Commission decided to direct the Public Body to share parawise reply along with the requisite information with the Commission within seven working days positively for examination and decision.



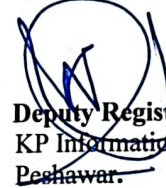
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-sd-

Farah Hamid Khan
Chief Information Commissioner.

Endst No. & date RTIC/AR/1-10772/2023/ 21676-84 dated: 09 May, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Vice Chancellor, Women University, Mardan.
3. Registrar, Women University, Mardan.
4. Deputy Director (P&D)/PIO, Women University, Mardan.
5. Deputy Registrar (Estb), Women University, Mardan.
6. Deputy Director (Communication), KP Information Commission, Peshawar
7. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
8. Ms. Shazia Begum (Complainant)



Deputy Registrar,
KP Information Commission,
Peshawar.



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REF: - MR. FAWAD ALI VS WOMEN UNIVERSITY, MARDAN
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 10878)

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Fawad Ali sought information from Women's University, Mardan as below:
 - 1) Copy of Matric, FSC/FA & BSC/BA DMCS of MR. Adnan Ali Khan S/O Ghulam Rehman.
 - 2) Copy of all experience certificate of Adnan Ali Khan S/o Ghulam Rehman on which he was eligible for Superintendent
- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public Body to respond to the Commission. A series of correspondence were made between the Commission and the Public Body for the provision of information. However, the Public Body failed to respond to the Commission which warranted personal hearing in the instant complaint.
- iii. In compliance the Deputy Director (P&D)/PIO along with the Deputy Registrar attended the Commission on **25-04-2024**.
- iv. The representative of the Public Body showed reservation in the provision of information to the complainant on the pretext that the complainant is involved in malicious campaign against the Public Body on the social media.



GOVERNMENT OF KHYBER PAKHTUNKHWA
INFORMATION COMMISSION
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2. OBSERVATIONS OF THE COMMISSION:

- i. The Commission observed that if the information is used by the complainant in any distorted form the public body may invoke the Commission's powers as mandated under Section 28 of the act *ibid*.

3. DECISION:

- i. In view of the above the Commission decided to direct the Public Body to share parawise reply along with the requisite information with the Commission within seven working days positively for examination and decision.

-sd-

Farah Hamid Khan
Chief Information Commissioner.
dated: 07 May, 2024

Endst No. & date RTIC/AR/1-10878/2023 21/05/24 75

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Vice Chancellor, Women University, Mardan.
3. Registrar, Women University, Mardan.
4. Deputy Director (P&D)/PIO, Women University, Mardan.
5. Deputy Registrar (Estb), Women University, Mardan.
6. Deputy Director (Communication), KP Information Commission, Peshawar
7. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
8. Mr. Fawad Ali (Complainant)


Deputy Registrar,
KP Information Commission,
Peshawar.



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REF: - MR. FAWAD ALI VS WOMEN UNIVERSITY, MARDAN
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 10750)

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Fawad Ali sought information from Women's University, Mardan for the post of computer operator (BPS-16) as below:
- 1) Signed Minutes of Scrutiny Committee.
 - 2) Signed Minutes of Appellate committee.
 - 3) Notification of Scrutiny committee.
 - 4) Signed Quantification sheets showing overall marks.
 - 5) Reason for not taking Services of ETEA for conducting entry test. Notification from Government to take class from ETEA is attached for your reference.
 - 6) Provision a copy of NOC from ETEA to conduct test through another well reputed testing agency. NOC for advertisement No: 1/23, 2/23, 3/23. Copy of DIT Certificate with 1st and 2nd Semester DMCs of Mr. Majid Khan S/o Lajbar Khan.
 - 7) Verified list showing entry test marks of all candidates who applied for subject test signed complete Merit List.
 - 8) Appointment order of all selected computer operator.
 - 9) List of all subject experts invited for selection committee for position of advertisement number 3/2023. Also provide list of subject expert approved by statutory body (The Syndicate Women University Mardan) for selection committee.



Copy of BA & MA DMCs with NOC for taking Admission in BA and MA of Mr. Bilal Khan S/o Muhammad Luqman. Copy of all experience certificate of Mr. Bilal S/o committee.

Copy of all experience certificate of Mr. Bilal S/o Muhammad Luqman on which experience marks was granted by scrutiny committee.

10) Copy of all experience certificate provided by of Mr. Jawad Shah S/o Bakht Zaman shah on which experience marks was granted by scrutiny committee.

11) Copy of all experience certificate provided by Mr. Asad Mahmood s/o sherin Mahmood on which experience marks was granted by Scrutiny committee.

12) Minutes of the selection Committee.

13) Any other data relevant to the appointment of subject position affecting the merit of the post.

ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public Body to respond to the Commission. A series of correspondence was made between the Commission and the Public Body for the provision of information. However, the Public Body failed to respond to the Commission which warranted personal hearing in the instant complaint.

iii. Incompliance the Deputy Director (P&D)/PIO along with the Deputy Registrar attended the Commission on **25-04-2024**.

iv. The representative of the Public Body showed reservation in the provision of information to the complainant on the pretext that the complainant is involved in malicious campaign against of the Public Body on the social media.



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2. OBSERVATIONS OF THE COMMISSION:

The Commission also observed that if the information is used by the complainant in any distorted form the public body may invoke the Commission's powers as mandated under Section 28 of the act *ibid*.

3. DECISION:

In view of the above the Commission decided to direct the Public Body to share parawise reply except para 5 and 13 along with the requisite information with the Commission within seven working days positively for examination and decision.

-sd-

Farah Hamid Khan
Chief Information Commissioner.
dated: 09 May, 2024

Endst No. & date RTIC/AR/1-10750/2023/ 21659-67

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Vice Chancellor, Women University, Mardan.
3. Registrar, Women University, Mardan.
4. Deputy Director (P&D)/PIO, Women University, Mardan.
5. Deputy Registrar (Estb), Women University, Mardan.
6. Deputy Director (Communication), KP Information Commission, Peshawar
7. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
8. Mr. Fawad Ali (Complainant)


Deputy Registrar,
KP Information Commission,
Peshawar.



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**REF: - MR. FAWAD ALI VS WOMEN UNIVERSITY, MARDAN
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 10752)**

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Fawad Ali sought information from Women's University, Mardan as below:
 - 1) Sample Appointment Orders of 04 or 05 employees in BPS-17, BPS-11, BPS-02 and BPS-07 each worked on Project phase and contract phase (Recurring Phase). These employees must be hired through the due process as recorded and prescribe in statutes of Women University Mardan/Model Statues of Khyber Pakhtunkhwa.
 - 2) My all Extension Letters/Orders. Office order and transfer letter both at project phase and contract phase.
 - 3) Copy of my complete personal file from my initial appointment with unjustified termination.
 - 4) Updated statutes of Women University Mardan and Khyber Pakhtunkhwa Universities Act.
- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public Body to respond to the Commission. A series of correspondence was made between the Commission and the Public Body for the provision of information. However, the Public Body failed to respond to the Commission which warranted personal hearing in the instant complaint.
- iii. Incompliance the Deputy Director (P&D)/PIO along with the Deputy Registrar attended the Commission on **25-04-2024**.



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- iv. The representative of the Public Body showed reservation in the provision of information to the complainant on the pretext that the complainant is involved in malicious campaign against of the Public Body on the social media.

2. OBSERVATIONS OF THE COMMISSION:

The Commission also observed that if the information is used by the complainant in any distorted form the public body may invoke the Commission's powers as mandated under Section 28 of the act ibid.

3. DECISION:

In view of the above the Commission decided to direct the Public Body to share parawise reply along with the requisite information with the Commission within seven working days positively for examination and decision.

-sd-

Farah Hamid Khan
Chief Information Commissioner.
dated: 29 May, 2024

Endst No. & date RTIC/AR/1-10752/2023/ 21680-83

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Vice Chancellor, Women University, Mardan.
3. Registrar, Women University, Mardan.
4. Deputy Director (P&D)/PIO, Women University, Mardan.
5. Deputy Registrar (Estb), Women University, Mardan.
6. Deputy Director (Communication), KP Information Commission, Peshawar
7. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
8. Mr. Fawad Ali (Complainant)

Deputy Registrar,
KP Information Commission,
Peshawar.



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REF: - MR. FAWAD ALI VS WOMEN UNIVERSITY, MARDAN
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 10830)

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Fawad Ali sought information from Women's University, Mardan:
 - 1) Copy of experience certificate (from Govt Degree College Lundkhwar) provided by Mr. Jawad Shah S/o Bakht Zamin Shah on which experience marks were granted by scrutiny committee.
- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public Body to respond to the Commission. A series of correspondence was made between the Commission and the Public Body for the provision of information. However, the Public Body failed to respond to the Commission which warranted personal hearing in the instant complaint.
- iii. In compliance the Deputy Director (P&D)/PIO along with the Deputy Registrar attended the Commission on **25-04-2024**.
- iv. The representative of the Public Body showed reservation in the provision of information to the complainant on the pretext that the complainant is involved in malicious campaign against the Public Body on social media.



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2. OBSERVATIONS OF THE COMMISSION:

The Commission also observed that if the information is used by the complainant in any distorted form the public body may invoke the Commission's powers as mandated under Section 28 of the act *ibid*.

3. DECISION:

In view of the above the Commission decided to direct the Public Body to share the requisite information with the Commission within seven working days positively for examination and decision.

-sd-

Farah Hamid Khan
Chief Information Commissioner.

Endst No. & date RTIC/AR/1-10830/2023/ 26141-49 dated: 09 May, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Vice Chancellor, Women University, Mardan.
3. Registrar, Women University, Mardan.
4. Deputy Director (P&D)/PIO, Women University, Mardan.
5. Deputy Registrar (Estb), Women University, Mardan.
6. Deputy Director (Communication), KP Information Commission, Peshawar
7. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
8. Mr. Fawad Ali (Complainant)


Deputy Registrar,
KP Information Commission,
Peshawar.



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REF: - MR. FAWAD ALI VS WOMEN UNIVERSITY, MARDAN
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013
(COMPLAINT NO. 10765)

1. FACTS OF THE COMPLAINT:

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Fawad Ali sought information from Women's University, Mardan:
- 1) Copy of Matric DMC having Roll NO 714446, from FG boys Public High School Peshawar Cant. Grade D
 - 2) Copy of FSC DMC having Roll Number 33693 from Brilliant college of Science Peshawar. Grade C
 - 3) Verified list showing entry test marks of all candidates who applied for subject test.
 - 4) Appointment Order of Letter No 237A/Estt/WUM/2016 Dated 24/10/2016 as Superintendent.
 - 5) Copy of Experience Certificate of Superintendent with 18 years satisfactory service with at least 7 year Government Service as Assistant
 - 6) Copy of Notification of Additional charge of PRO through Letter No 416/Estt dated 31/1/2017 and Assistant Registrar etc.
 - 7) Advertisement on which Superintendent post was announced.
 - 8) Test Marks, Selection Board Minutes for Superintendent
 - 9) Appointment letter of Adnan Ahmad as Deputy Registrar
 - 10) Experience Certificate on which Adnan Ahmad was eligible for Deputy Registrar
 - 11) Meeting Minutes of Selection Board for the post of Deputy Registrar



12) Satisfactory Reason that why Superintendent is eligible for post of Deputy Registrar in the light of approved Status Women University Mardan.

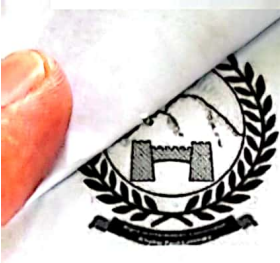
- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to direct the Public Body to respond to the Commission. A series of correspondence were made between the Commission and the Public Body for the provision of information. However, the Public Body failed to respond to the Commission which warranted personal hearing in the instant complaint.
- iii. In compliance the Deputy Director (P&D)/PIO along with the Deputy Registrar attended the Commission on **25-04-2024**.
- iv. The representative of the Public Body showed reservation in the provision of information to the complainant on the pretext that the complainant is involved in malicious campaign against the Public Body the social media.

2. OBSERVATIONS OF THE COMMISSION:

- i. The Commission observed that if the information is used by the complainant in any distorted form the public body may invoke the Commission's powers as mandated under Section 28 of the act *ibid*.

3. DECISION:

- i. In view of the above the Commission decided to direct the Public Body to share parawise reply except Para 12 along with the requisite information with the Commission within **seven** working days positively for examination and decision.



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-sd-

Farah Hamid Khan
Chief Information Commissioner.

Endst No. & date RTIC/AR/1-10765/2023/ 26132-40 dated: 09 May, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Vice Chancellor, Women University, Mardan.
3. Registrar, Women University, Mardan.
4. Deputy Director (P&D)/PIO, Women University, Mardan.
5. Deputy Registrar (Estb), Women University, Mardan.
6. Deputy Director (Communication), KP Information Commission, Peshawar
7. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
8. Mr. Fawad Ali (Complainant)

Deputy Registrar,
KP Information Commission,
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