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**GOVERNMENT OF KHYBER PAKHTUNKHWA  
INFORMATION COMMISSION**

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Email: [complaints@kprti.gov.pk](mailto:complaints@kprti.gov.pk)

**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)**

**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 complaint 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



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direct Public Body 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 02-10-2024.
- iv. No one attended on behalf of the Chairman HERA.

**1. 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 most 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.

**2. DECISION:**

- i. In view of the above, the Commission decided to accept the request of the complainant for sharing the letter received vide letter No. HERA/RTI/COMP.RMI.ARB.ZIA/07/2023/3134-37 Dated: 21-07-2023 only with the complainant.
- ii. The Commission also decided to inspect the premises of the Public Body by the inspection team of the Commission on 24-10-2024.



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-sd-

**Farah Hamid Khan**  
**Chief Information Commissioner.**

Endst No. & date RTIC/AR/1-10144/2023 30288-94 dated: 16 October, 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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**REF: - MR. BADIL KHATTAK VS OFFICE OF THE EXECUTIVE ENGINEER  
WARSAK CANAL DIVISION, IRRIGATION DEPARTMENT, PESHAWAR.**

**PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013  
(COMPLAINT NO. 11495)**

**1. FACTS OF THE COMPLAINT:**

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Badil Khattak sought information from Executive Engineer, Warsak Canal Division, Irrigation Department, Peshawar as below:

1) PC-I, PC-II, PC-II,I, PC-IV and PC-V of Shah Kaleem Barani Dam Shaidu Tehsil Jehangira District Nowshera.

- 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 no one attended the Commission on behalf of the Public Body.

**2. OBSERVATIONS OF THE COMMISSION:**

- i. The Commission observed that the information sought by the complainant falls within the purview of section 5 of the Act *ibid.* and needs to be proactively disclosed.
- ii. Moreover; the Public Body seemingly exaggerated the Photostat charges as the Public Body did not mention the actual copies/pages.



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**3. DECISION:**

- i. In view of the above the Commission directs the Public Body to share the actual charges along with the requisite information with the Commission within seven working days positively.
- ii. The Commission also decided to refer the complaint to the Administrative Secretary i.e. Secretary to Government of Khyber Pakhtunkhwa, Irrigation Department, Peshawar to enquire into the matter for such casual attitude and non-compliance of personal hearing notice by the Executive Engineer/PIO concerned.

-sd-

**Farah Hamid Khan**  
**Chief Information Commissioner.**

Endst No. & date KPIC/DR/1-11495/2024/ 30307-13 dated: 16 October, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. Secretary to Government of Khyber Pakhtunkhwa, Irrigation Department, Peshawar.
3. Executive Engineer/PIO, Warsak Canal Division, Irrigation 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. Badil Khattak (Complainant)

**Deputy Registrar,**  
**KP Information Commission**  
**Peshawar.**



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**REF: - MR. ANEES UR REHMAN VS PESHAWAR ELECTRIC SUPPLY  
COMPANY, (PESCO), MARDAN.**

**PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013  
(COMPLAINT NO. 10821)**

**1. FACTS OF THE COMPLAINT:**

i. Brief facts of the case are that a citizen/ complainant namely Mr. Anees Ur Rehman sought information from Peshawar Electric Supply Company, (PESCO), Mardan as below:

- 1) Provide details of recoveries and liabilities of the government departments of Mardan district in terms of electricity bills?
- 2) It would be nice if all the information is given in soft copies (pdf, word)
- 3) The details should be provided from 1<sup>st</sup> July 2021 to 30 September 2023. Details sheets should be written in month wise of all departments separately.
- 4) All amount figure should be mentioned in millions.
- 5) Details of about 22 departments of electricity bill payable payments and arrears are required
- 6) How many notices issued by the PESCO authorities, Copies of legal notices should be attached
- 7) Is there any legal action took place? Please mention each department separately.
- 8) Please provided total number of consumer meters Domestic + Commercial) in the



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Mardan. The details should be listed as per tehsils of the district.

9) Please mention consumer's recovery and liabilities from 1<sup>st</sup> July 2021 to 30 April 2023, the details must be listed as per tehsil of the district.

10) Provide details of penalties (amount) that have been imposed on consumers from 1<sup>st</sup> July 2021 to 30 April 2023, the details must be listed as per tehsil of the district.

11) Any other information that are related to the above required data.

- 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. 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 on 2<sup>nd</sup>-October-2024.
- iii. Incompliance no one attended the Commission on behalf of the Public Body.

### 2. OBSERVATIONS OF THE COMMISSION:

- i. The Commission took a serious notice of the unwarranted behavior on the part of the Public Body and decided to bring the same attitude into the notice of the Head of the Public Body.



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**3. DECISION:**

- i. In view of the above, the Commission decided to direct the CEO of the Public Body to direct the quarter concerned to make available the record/information parawisely to the Commission within ten working days positively.
- ii. Furthermore; the Commission also decided to direct the Chairman of the Public Body to take corrective measures within the Public Body for the implementation of the Act *ibid*.

-sd-

**Farah Hamid Khan**  
**Chief Information Commissioner.**

Endst No. & date KPIC/DR/1-11046/2024/ 30314-21 dated: 16 October, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. CEO, Peshawar Electric Supply Company (PESCO), Peshawar.
3. Director General (HR), Peshawar Electric Supply, (PESCO), Peshawar.
4. XEN/PIO, Peshawar Electric Supply Company (PESCO), Mardan.
5. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
6. Deputy Director (Communication), KP Information Commission, Peshawar.
7. Mr. Anees Ur Rehman (Complainant)

**Deputy Registrar,**  
**KP Information Commission**  
**Peshawar.**





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**REF:- MR. IMTIAZ AHMAD VS. DIRECTORATE GENERAL INDUSTRIES &  
COMMERCE KHYBER PAKHTUNKHWA, PESHAWAR  
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013  
(COMPLAINT NO. 11046)**

**1. FACTS OF THE COMPLAINT:**

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Imtiaz Ahmad sought information from the Directorate General Industries & Commerce, Khyber Pakhtunkhwa Peshawar as below:
  - 1) Seniority List of Chowkidar/ Naib Qasid for the year 2015, 2016 & 2017
- 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 respond vide their office Letter No **1561/6/900-DI-Admn**: Dated: **17-04-2024**.
- iii. Consequently, the complainant informed the Commission via self-explanatory letter that the provided information is wrong/unnecessary vide dairy No. **13331** Dated: **03-06-2024**. Thus; the Commission issued personal hearing notice to the Administrative Officer to explain the factual position on **2<sup>nd</sup>-October-2024**.
- iv. Incompliance, Admin Officer attended the Commission and appraised the Commission that the seniority lists concerned are yet to be finalized/approved by the competent authority.



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**2. OBSERVATIONS OF THE COMMISSION:**

- i. The Commission also observed that the information sought by the complainant falls within the purview of section 05 of the Act *ibid.* and needs to be proactively disclosed on the official website on the Public Body.

**3. DECISION:**

- i. In view of the above, the Commission decided to direct the Public Body to ensure the implementation of section 05 of the Act *ibid.* on their official website.
- ii. The Commission also decided to direct the Public Body to respond in writing to the Commission to this affect within seven working days positively (if approved).


-sd-

**Farah Hamid Khan**

**Chief Information Commissioner.**

Endst No. & date KPIC/DR/1-11046/2024/30322-28 dated: 16 October, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Director General, Directorate of Industries & Commerce, Peshawar.
3. Administrative Officer/PIO, Directorate of Industries & Commerce, 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. Imtiaz Ahmad (Complainant)

  
Deputy Registrar,  
KP Information Commission  
Peshawar.



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**REF: - MR. MUHAMAMD IMRAN VS. DIRECTORATE GENERAL (EXTENSION),  
LIVESTOCK & DAIRY DEVELOPMENT, DEPARTMENT, BACHA KHAN CHOWK,  
PESHAWAR.**

**PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013  
(COMPLAINT NO. 10158)**

**1. FACTS OF THE COMPLAINT:**

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Muhammad Imran sought information from the Directorate General (Extension), Livestock & Dairy Development, Department, Bacha Khan Chowk, Peshawar and here after referred as Public Body to regarding information are mentioned below:
  - 1) Names of interview Member/ Selection Committee.
  - 2) List of candidates who are shortlisted for interview.
  - 3) Final signed list of selected 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 submit parawise response 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 directions. Thus; the Commission issued Personal Hearing notice to the Director (HQ)/PIO to explain the factual position.
- iii. Incompliance, the Director/representative of the Public Body attended the Commission and stated that the information will be shared in due course of time.
- iv. Consequently, the Public Body shared the information vide letter No. **11721** Dated: **30/08/2024**.



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**2. OBSERVATIONS OF THE COMMISSION:**

- i. The Commission observed that the decision in the instant case may be taken up in next personal hearing after examination of the requisite information.

**3. DECISION:**

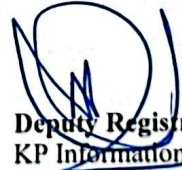
- i. In view of the above, the Commission decided that the information is simple and falls within the purview of section 05 of the Act *ibid*. Hence, the same may be shared with the complainant and dispose of accordingly.

-sd-

**Farah Hamid Khan  
Chief Information Commissioner.**

Endst No. & date RTIC/AR/1-10158/2023/ 30329-38 dated: 16 October, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Director General, Directorate General (Extension), Livestock & Dairy Development, Department, Bacha Khan Chowk, Peshawar.
3. The Director (HQ)/PIO, Directorate General (Extension), Livestock & Dairy Development, Department, Bacha Khan Chowk, Peshawar.
4. Deputy Director (Communication), KP Information Commission, Peshawar.
5. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
6. Mr. Muhammad Imran (Complainant)

  
**Deputy Registrar,  
KP Information Commission,  
Peshawar.**



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**REF: - MR. FAYAZ ALI NOOR VS PROVINCIAL BENEVOLENT FUND, KHYBER  
PAKHTUNKHWA, PESHAWAR**  
**PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013**  
**(COMPLAINT NO. 11618)**

**1. FACTS OF THE COMPLAINT:**

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Fayaz Ali Noor sought information from Provincial Benevolent Fund, Khyber Pakhtunkhwa Peshawar as below:
  - 1) Payments made to the MS Expert Computers Gul Haji Plaza, Peshawar by the Benevolent Fund cell from 1<sup>st</sup> July 2019 till 20<sup>th</sup> June 2024.
- ii. The complaint was examined by the Commission vis-à-vis the various provisions/sections of the KP RTI Act 2013, and decided to issue personal hearing notice in the instant complaint as the Public Body claimed that "KP RTI Act, 2013 is not applicable on the direct the Public Body to respond to the Commission. This warranted personal hearing in the instant complaint.
- iii. Incompliance the Assistant Secretary (B&A) along with Assistant Director (IT) and Superintendent attended the Commission and appraised the Commission that the Benevolent Fund Cell is beyond the ambit of KP RTI Act, 2013.

**2. OBSERVATIONS OF THE COMMISSION:**

- i. The Commission observed that the plea of the representative of the Public Body is not maintainable as the organization is run on the Funds of the Provincial Government employees pensions and is thus substantially funded by the Provincial Government.
- ii. Moreover, the Public Body has already conceded the jurisdiction of the Commission by nominating the PIO as well as provision of information in a number of cases.



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- iii. Suffice to add that the exemptions of third party is not attracted in the instant complaint/case as it involves expenditure from the Public Exchequer.

**3. DECISION:**

- i. In view of the above the Commission decided to direct the representative of the Public Body along with the Secretary of the Benevolent Fund to make available the requisite information/ payment made to the MS Expert Computers (a private firm) during the period 1<sup>st</sup> July 2019 till 30<sup>th</sup> June 2024 to the Commission within seven working days positively.

-sd-

**Farah Hamid Khan  
Chief Information Commissioner.**

Endst No. & date KPIC/DR/1-11618/2024/30336-4B dated: 16 October, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. Secretary to Government of Khyber Pakhtunkhwa, Provincial Benevolent Fund, Peshawar.
3. Assistant Secretary (B&A), Provincial Benevolent Fund, Khyber Pakhtunkhwa, Peshawar.
4. Superintendent, Provincial Benevolent Fund, Khyber Pakhtunkhwa, 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. Fayaz Ali Noor (Complainant)

**Deputy Registrar,  
KP Information Commission  
Peshawar.**



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**REF: - MR. FARMAN ULLAH VS ADMINISTRATION DEPARTMENT,  
PESHAWAR.**

**PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013  
(COMPLAINT NO. 10871)**

**1. FACTS OF THE COMPLAINT:**

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Farman Ullah sought information from Administration Department, Peshawar as below:
  - 1) Minutes of Meeting for the year 2021 for the post of Driver.
  - 2) Final Merit List for the year 2021 for the post of Driver.
  - 3) Policy Selection Criteria for the post of Driver.
- 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. A series of correspondence was made between the Commission and the Public Body for the provision of information however, the Public Body reply their letter No. **SOB(AD)1-20/RTI/PIO/Farman Ullah\2023** Dated: **21-06-2024**.
- iii. Consequently, the Commission issued direction vide their letter No. **RTIC/AR/1-10871/2023/28622-24** but to no avail which warranted personal hearing in the instant complaint on **2<sup>nd</sup>-October-2024**.
- iv. Incompliance no one on the behalf of the Public Body attended the Commission.



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**2. OBSERVATIONS OF THE COMMISSION:**

- i. The Commission observed that the information sought by the complainant comes within the purview of Section 5 of the KP RTI Act, 2013.

**3. DECISION:**


- i. In view of the above the Commission decided to direct the Public Body to share the requisite information parawisely for examination and decision with the Commission within seven working days positively.
- ii. Moreover, the Public Body is further directed to ensure the implementation of section 05 of the Act ibid. on their official website in letter and spirit.

-sd-

**Farah Hamid Khan  
Chief Information Commissioner.**

Endst No. & date RTIC/AR/1-10871/2023/30344-59 dated: 16 October, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. Ps to Secretary to the Government of Khyber Pakhtunkhwa, Administration Department, Peshawar.
3. Section Officer (B&A)/PIO, Government of Khyber Pakhtunkhwa, Administration 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. Farman Ullah (Complainant)

  
**Deputy Registrar,  
KP Information Commission,  
Peshawar.**





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**REF: - MR. MUHAMMAD FAHEEM VS ADMINISTRATION DEPARTMENT,  
PESHAWAR.**

**PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013  
(COMPLAINT NO. 11424)**

**1. FACTS OF THE COMPLAINT:**

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Muhammad Faheem sought information from Administration Department, Peshawar as below:
  - 1) How many vehicles have been purchased from the KP Government funds since January 2013.
  - 2) Purchasing date, model, made and cost of each vehicle.
  - 3) How many approvals have been accorded to purchase vehicles from own source to the autonomous public bodies? Provide approval date, mode, made and cost for vehicle.
- 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. The Public Body complied to the Commission vide letter No. **SOB(AD)1-20/RTI/PIO/Faheem/2024** Dated: **27-08-2024.**



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**2. OBSERVATIONS OF THE COMMISSION:**

- i. The Commission observed that in view of the current security situation it will not be advisable to share the Vehicles Registration numbers with the complainant.

**3. DECISION:**

1. In view of the above, the Commission decided to share the requisite information with the complainant except Vehicles Registration numbers.
2. The Commission also decided to direct the Public Body to respond to Para 2 & 3 as well within seven working days for examination and decision.

-sd-

**Farah Hamid Khan**

**Chief Information Commissioner.**

Endst No. & date KPIC/DR/1-11424/2024/ 30351-57 dated: 16 October, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. Ps to Secretary to the Government of Khyber Pakhtunkhwa, Administration Department, Peshawar.
3. Section Officer (B&A)/PIO, Government of Khyber Pakhtunkhwa, Administration 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 Faheem (Complainant)

  
Deputy Registrar,  
KP Information Commission,  
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REF:- MR. SADDAM HUSSAIN VS. DISTRICT EDUCATION OFFICER (FEMALE),  
TANK.

**PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013  
(COMPLAINT NO. 10305)**

**1. FACTS OF THE COMPLAINT:**

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Saddam Hussain sought information from the District Education Officer (Female), Peshawar here after referred regarding the n as below:
  - 1) Statement of expenditure for the Year 2017-18, 2019-20 & Year 2021 & 2022 at DEO Female Tank.
  - 2) Different funds received and expenditure incurred during the Year 2017-18, 2019-20 & Year 2021 & 2022 at DEO Female Tank.
- 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 complainant. 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 District Education Officer/PIO to attend the commission and explain the factual position on **02-10-2024**.
- iii. Incompliance, Assistant DEO (Female) attend the Commission and appraised the Commission that the information will be shared in due course of time.
- iv. Consequently, the District Education Officer (Female), Tank submitted the above referred information vide Diary No. **14708** Dated: **09-10-2024**.



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**2. OBSERVATIONS OF THE COMMISSION:**

- i. The Commission observed that the information sought by the complainant 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. DECISION:**

- i. In view of the above, the Commission decided that the information is simple and falls within the purview of section 05 of the Act *ibid.* hence, the same may be shared with the complainant and disposed of accordingly.

-sd-

**Farah Hamid Khan**

**Chief Information Commissioner.**

Endst No. & date KPIC/AR/1-10305/2023/30358-64 dated: 16 October, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. Director, Directorate of Elementary & Secondary Education, Peshawar.
3. District Education Officer (Female), Tank.
4. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
5. Deputy Director (Communication), KP Information Commission, Peshawar.
6. Mr. Saddam Hussain (Complainant)

**Deputy Registrar,  
KP Information Commission  
Peshawar.**



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**REF:- MS. BIBI NAZMA VS. DISTRICT EDUCATION OFFICER (FEMALE),  
NOWSHERA  
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013  
(COMPLAINT NO. 10550)**

**1. FACTS OF THE COMPLAINT:**

- i. Brief facts of the case are that a citizen/ complainant namely Ms. Bibi Nazma sought information from the District Education Officer (Female), Nowshera here after referred regarding **inquiry report made by Mr. Umar Farooq principal GHS Pabbi & MR. Rooh Ul Amin (Junior Clerk) on 20-12-2019.**
- 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 complainant. 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 District Education Officer/PIO to attend the commission and explain the factual position on **2<sup>nd</sup>-October-2024**
- iii. Incompliance, the DEO (Female) Nowshera informed the Commission via e-mail that our focal person Sajida Bano is ill and request for adjournment.
- iv. Consequently, the Litigation Officer, District Education Officer (Female), Nowshera attended the Commission on **07-10-2024** and submitted the better copy of the inquiry report concerned to the Commission vide their Diary No. **14655** Dated: **07-10-2024.**

Page 1 of 2



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**2. DECISION:**

- i. In view of the above, the Commission decided to transmit the information so received from the Public Body to the complainant and dispose of the instant complaint accordingly.

-sd-

**Farah Hamid Khan  
Chief Information Commissioner.**

Endst No. & date RTIC/AR/1-10550/2023/ 30132-39 dated: 10 October, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. Assistant Director (RTI & Ombudsman)/PIO, Directorate of Elementary & Secondary Education, Peshawar.
3. District Education Officer (Female), Nowshera
4. Litigation Officer, District Education Officer (Female), Nowshera
5. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
6. Deputy Director (Communication), KP Information Commission, Peshawar.
7. Mst. Bibi Nazma (Complainant)

**Deputy Registrar,  
KP Information Commission,  
Peshawar**



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**REF:- MR. MUHAMMAD AFTAB KHAN VS UNIVERSITY OF ENGINEERING &  
TECHNOLOGY, PESHAWAR.  
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013  
(COMPLAINT NO. 11219)**

**1. FACTS OF THE COMPLAINT:**

- i. Brief facts of the case are that a citizen/ complainant namely Mr. Muhammad Aftab khan sought information from University of Engineering & Technology, Peshawar as below:
- 1) Confirmation of the existence and non-existence of the mentioned projects.
  - 2) Name of funding partners, Project ID details, total budget and duration of each project.
  - 3) Name of Project supervisor/Head, total number of employees worked in the project, name of each employee with their designation.
  - 4) Advertisements for the mentioned recruitments processes.
  - 5) Selection Criteria and merit Calculation formula for the recruitment/selection of **Project Engineer** and **Assistant Project Engineer** in the said projects.
  - 6) Total marks of interview, interview marks distribution policy.
  - 7) Total number of candidate applied and total number of eligible candidates for mentioned posts in the said projects.



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- 8) Call letters issued to the shortlisted candidates for interviews for the above post.
  - 9) Interview attendance sheet of candidates for the mentioned posts in the projects.
  - 10) Interview marks given to each candidate in the interview by each member of selection board.
  - 11) Final merit list of candidates along with waiting list for the above post.
  - 12) Notification/office orders of the selected/appointed candidates.
  - 13) Names and designation of the members of the Selection board and minutes of meeting of selection board.
- 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 except Para 8, 10 & 13. A series of correspondence were made between the Commission and the Public Body for the provision of information. The Public Body complied to the Commission vide letter No. **48/LC/UET** Dated: **12-07-2024** and informed the Commission the requested information/ data has already been provided to the complainant and copy of the acknowledgement receipt is attached for ready reference.
- iii. Consequently, the complainant informed the Commission vide Diary No. **14186** Dated: **29-08-2024** and to state that I did not





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received any of the information from the UET Peshawar. This warranted personal hearing in the instant complaint on **17-October-2024**.

- iv. Incompliance, the Law Officer/PIO attended the Commission and appraised the Commission that the information sought for the instant complaint has already been provided to the complainant and the acknowledgment receipt is provided to the Commission.

**2. OBSERVATIONS OF THE COMMISSION:**

- i. The Commission observed that since there is a disagreement going on for the provision of information between the Public Body and the complainant better would be to direct the Public Body to share the requisite information parawisely except para 8, 10 and 13 and official notification of the members of the selection Board with the Commission.

**3. DECISION:**

- i. In view of the above; the Commission decided to direct the Public Body to share the above referred information with the Commission within **seven** working days positively.



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-sd-

**Farah Hamid Khan**

**Chief Information Commissioner.**

Endst No. & date KPIC/DR/1-11219/2024 31284-89 dated: 18 November 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Vice Chancellor, University of Engineering & Technology, Peshawar.
3. Law Officer/PIO, University of Engineering & Technology, Peshawar.
4. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
5. Mr. Muhammad Aftab Khan (Complainant)]

  
**Deputy Registrar,  
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Peshawar.**



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**REF: - MR. KHALID KHAN VS UNIVERSITY OF ENGINEERING & TECHNOLOGY,  
PESHAWAR.  
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013  
(COMPLAINT NO. 10568)**

**1. FACTS OF THE COMPLAINT:**

- i. Brief facts of the case are that a citizen/ complainant namely Dr. Khalid Khan sought information from University of Engineering & Technology, Peshawar as below:
- 1) Advertisement for the post of in which Mr. Najeeb Ullah was awarded scholarship for Cambridge University UK and was also appointed as Lecturer.
  - 2) Criteria for the post of Lecturer over which Mr. Najeeb Ullah was appointed.
  - 3) List of applicants who applied for the post of Lecturer over which Mr. Najeeb Ullah was appointed.
  - 4) List of shortlisted candidates to appear before the Selection Board.
  - 5) Notification/ order of Selection Board/ Selection Committee/ Scholarship Award Committee whichever the case may be including the expert and coopt members Mr. Najeeb Ullah appeared for appointment as Lecturer and for award of scholarship.
  - 6) Short lists with complete merit details prepared for Selection Board/ Selection Committee/ Scholarship Award Committee whatever the case may be.
  - 7) Notification/ order/names of the officers/ officials who did the shortlisting for the position of Lecturer over which Dr. Najeeb Ullah was appointed and for award for scholarship.



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- 8) Merit lists of the Selection Board/ Selection Committee/ Scholarship Award Committee whatever the case may be, for appointment as Lecturer and for award of scholarship.
- 9) Minutes of the meeting of Selection Board/ Selection Committee/ Scholarship Award Committee whatever the case may be, for appointment as Lecturer and for award of scholarship.
- 10) Offer letters for Lectureship and for award of scholarship to Mr. Najeeb Ullah.
- 11) Letter of appointment of Mr. Najeeb Ullah as Lecturer.
- 12) Scholarship Award letter for proceeding to Cambridge University for PhD.
- 13) The agreement signed between Mr. Najeeb Ullah and the UET Peshawar and/or Higher Education Commission Islamabad (HEC) for proceeding on PhD to Cambridge University, UK. 14. His arrival and joining reports in UET Peshawar after completing his PhD in Cambridge University UK.
- 14) His arrival and joining reports in UET Peshawar after completing his PhD in Cambridge University UK.
- 15) Detail of the salaries disbursed to Mr. Najeeb Ullah as Lecturer during his PhD.
- 16) Detail of funds provided to him for his PhD from the first to the last disbursement both to him in person and to Cambridge University UK.
- 17) Dr. Najeeb Ullah appointment notification/order as Project Director/Director, USPCAS, Peshawar.
- 18) Criteria for appointment of Project Director/Director for the USPCAS, Peshawar.



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- 19) All the appointment orders/notifications of Dr. Najeeb Ullah on various positions of USPCAS, Peshawar.
- 20) Detail of salaries / salary packages disbursed to Dr. Najeeb Ullah on various positions from USPCAS, Peshawar budget.
- 21) Detail of salaries disbursed to Dr. Najeeb Ullah from UET Peshawar Fund during his jobs on various positions in USPCAS, Peshawar
- 22) All notifications/orders of leave of absence from duty including Extra Ordinary Leaves in respect of Dr. Najeeb Ullah during his jobs on various positions in USPCAS, Peshawar
- 23) Detail of foreign visits during his jobs on various positions in USPCAS, Peshawar.
- 24) Detail of expenditure on foreign visits during his jobs on various positions in USPCA Peshawar.
- 25) Notification/order of Dr. Najeeb Ullah back to UET, Peshawar from his positions in USPCAS.
- 26) Joining report of his posting in UET, Peshawar after relieving from USPCAS 27. Advertisement showing post over which Dr. Najeeb Ullah was selected as Assistant Professor (AP).
- 27) Advertisement showing post over which Dr. Najeeb Ullah was selected as Assistant Professor (AP).
- 28) Criteria for the post AP over which Dr Najeeb Ullah was appointed as AP.
- 29) Complete list of applicants for the position of AP over which Dr. Najeeb Ullah was appointed.
- 30) Short list with complete merit details prepared for Selection Board.



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- 31) Notification/order/names of the officers/officials who did the shortlisting for the position of AP over which Dr. Najeeb Ullah was appointed.
- 32) Attendance sheet of candidates who appeared before the Selection Board for the post of AP over which Dr. Najeeb Ullah was appointed.
- 33) Notification of Selection Board including subject experts and Coopt members who interviewed the candidates for the position of AP over which Dr. Najeeb Ullah was appointed.
- 34) Attendance sheet of members of Selection Board who interviewed the candidates for the position of AP over which Dr. Najeeb Ullah was appointed.
- 35) Merit list of the candidates including interview marks awarded by members of the Selection Board.
- 36) Minutes of the meeting of Selection Board.
- 37) Appointment notification / order of Dr. Najeeb Ullah as AP.
- 38) Joining report of Dr. Najeeb Ullah as AP.
- 39) The No of teaching classes taken on weekly basis by Dr. Najeeb Ullah as AP since joining, till his joining as Project Director (PD) of University of Engineering and Applied Sciences (UEAS) Swat at Kabal.
- 40) Detail of salaries disbursed from date of joining as AP UET Peshawar till his joining as PD UEAS Swat.
- 41) Appointment notification as PD UEAS Swat (initially called University of Engineering and Technology Swat).
- 42) NOC issued by UET Peshawar to Dr. Najeeb Ullah to join as PD UEAS Swat.



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- 43) Detail of his salaries drawn from UEAS Swat from date of joining as PD till his resignation as PD UEAS Swat.
- 44) Detail of salaries drawn from UET Peshawar from the date of joining as PD UEAS Swat till his resignation as PD UEAS Swat.
- 45) Detail of additional charge allowances drawn from UET Peshawar or from UEAS Swat.
- 46) Address of Peshawar office maintained by Dr. Najeeb Ullah as PD UEAS Swat.
- 47) Detail of staff with grades working at PD UEAS Swat Peshawar Office.
- 48) Notification / order of appointment as Member S&T Planning Commission of Pakistan.
- 49) Application/application form for applying for the position of Member S&T Planning Commission of Pakistan.
- 50) NOC issued by UET Peshawar or UEAS Swat allowing Dr. Najeeb Ullah to apply for the position of Member S&T Planning Commission of Pakistan.
- 51) Resignation from the position of PD UEAS Swat.
- 52) Joining report as AP UET Peshawar.
- 53) Resignation of Dr. Najeeb Ullah from the post of AP UET Peshawar.
- 54) 54. NOC for seeking admission in MBA programme in Cambridge University UK.
- 55) Admission offer letter issued by Cambridge University UK for their MBA programme.
- 56) All Leave orders/notification for joining classes in Cambridge University UK and the number of classes taken.



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- 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 responded to Paras 1 to Para 40 which was shared with the complainant vide Commission letter No. **RTIC/AR/1-10568/199953-5** Dated: **04-09-2023** and directed the Public Body to respond to paras 41 to 55 except Para 56. 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 parawisely to the Commission which warranted personal hearing in the instant complaint on **17<sup>th</sup> October-2024.**
- iv. Incompliance the PIO attended the Commission and appraised the Commission that some of the information does not pertain to their office.

**2. DECISION:**

- i. In view of the above the Commission decided to direct the PIO of the Public Body to respond to Paras 41 to 55 along with the requisite information with the Commission within **seven** working days in a professional and up to date manner.





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-sd-

**Farah Hamid Khan**  
**Chief Information Commissioner.**

Endst No. & date RTIC/AR/1-10568/2023/3441-48 dated: 19 November 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Vice Chancellor, University of Engineering & Technology, Peshawar.
3. Law Officer/PIO, University of Engineering & Technology, Peshawar.
4. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
5. Dr. Khalid Khan (Complainant)

**Deputy Registrar,**  
KP Information Commission,  
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**REF:- DR. KHALID KHAN VS ADMINISTRATION DEPARTMENT,  
PESHAWAR.**

**PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013  
(COMPLAINT NO. 8289)**

**1. FACTS OF THE COMPLAINT:**

i. Brief facts of the case are that a citizen/ complainant namely Dr. Khalid Khan sought information from Administration Department, Peshawar as below:

- 1) The last three allotment orders of house No 149 Hayatabad, Peshawar.
- 2) Waiting list dated 30<sup>th</sup> November 2006 and list of houses allotted showing clearly allotment as per the rules or policy during the year 2006 starting from January 01, 2006.
- 3) Waiting list dated 1<sup>st</sup> January, 2007 and list of houses allotted showing clearly allotment as per the rules or policy during the year 2007 starting from January 01, 2007.
- 4) Waiting list 1<sup>st</sup> January, 2007 and list of houses allotted showing clearly allotment as per the rules or policy during the year 2008 starting from January 01, 2008.
- 5) Waiting list dated 1<sup>st</sup> January, 2009 and list of houses allotment as per the rules or policy during the year 2009 starting from January 01, 2009.
- 6) Waiting list dated 1<sup>st</sup> January 2010 and list of houses allotted showing clearly allotment as per the rules or policy during the year 2010 starting from January 01, 2010.



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- 7) Waiting list dated 1<sup>st</sup> January 2011 and list of houses allotted showing clearly allotment as per the rules or policy during the year 2011 starting from January 01, 2011.
- 8) Waiting list from 1<sup>st</sup> January 2012 on yearly basis from the date of passage of decision of Supreme Court till 31-10-2020 and list of allotment showing clearly allotment as per the rules or policy during all those years.
- 9) Waiting list dated 1<sup>st</sup> January 2021 and list of houses allotted showing clearly allotment as per the rules or policy during the year 2021 starting from January 01/10/2012 till 21/10/2021.
- 10) Attested copies of House allotment rules and policy (Original and subsequently amended ones) in vogue till the passage of the Act.
- 11) Copy of the Act (updated) and the rules, policies and procedures made thereunder.
- 12) Minutes/ report of the committee constituted in compliance of the Supreme Court orders showing the decisions made in each of out of turn allotment and in particular House GP No 5 Park Road University Peshawar.
- 13) What change has been brought in house allotment rules and processes an procedures after the enactment of the Act? House allotment orders of House GP No 5 Park Enclave Park Road University Peshawar in 2018, 2019, 2020.



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- 14) Where the undersigned does stands after almost 15 years as per the waiting list?
- 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. Incompliance, the Public Body complied partially vide their **NO. EO (Admn) RTI 2013 (Vol-2)**, Dated: **04-11-2021** but to no avail. A series of correspondence and summons were made between the Commission and the Public Body for the provision of information. This warranted personal hearing in the instant complaint on **17<sup>th</sup> October-2024**.
  - iii. Consequently, the representative of the Public Body attended the Commission and appraised the Commission that some of the information is shared with the Commission; however, the Public Body will ensure full compliance as directed by the Commission.

**2. OBSERVATIONS OF THE COMMISSION:**

- i. The Commission observed that the information shall be shared in the light of the information/reply shall be in course with the RTI Request of the complainant.
- ii. Moreover, the waiting list contained in Para 1 to 7 shall be proactively disclosed on the official website of the Public Body as mandated under section 05 of the Act *ibid*.



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**3. DECISION:**

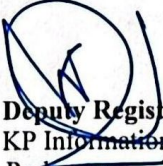
- i. In view of the above; the Commission decided to direct the Public Body to respond parawisely along with the requisite information within seven working days positively in a professional and up to date manner for examination and decision under the Act ibid.
- ii. Moreover, Para 2 to 7 shall be proactively disclosed on the official website of the Public Body for future course of action.

sd-

**Farah Hamid Khan**  
**Chief Information Commissioner.**

Endst No. & date RTIC/AR/1-8289/2021/ 31533-38 dated: 21 November, 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Secretary to the Government of Khyber Pakhtunkhwa, Administration Department, Peshawar.
3. Section Officer (B&A)/PIO, Government of Khyber Pakhtunkhwa, Administration Department, Peshawar.
4. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
5. Dr. Khalid Khan (Complainant)

  
**Deputy Registrar,**  
**KP Information Commission,**  
**Peshawar.**



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**REF: - MR. KHALID KHAN VS UNIVERSITY OF ENGINEERING & TECHNOLOGY,  
PESHAWAR.**

**PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013  
(COMPLAINT NO. 11757)**

**1. FACTS OF THE COMPLAINT:**

- i. Brief facts of the case are that a citizen/ complainant namely Dr. Khalid Khan sought information from University of Engineering & Technology, Peshawar as below:
- 1) Dr. Najeeb application for Lien or Resignation for joining Planning Commission Pakistan.
  - 2) Dr. Najeeb last pay certificate in UET Peshawar before joining University of Engineering and Applied Sciences Swat at Kabal.
  - 3) Dr. Najeeb last pay certificates from University of Engineering and applied Sciences Swat at Kabal before joining planning Commission of Pakistan and or from UET Peshawar if he has joined it before joining Planning Commission of Pakistan.
  - 4) NO OBJECTION CERTIFICATE issued by UET Peshawar or UEAS Swat at Kabal.
  - 5) Appoint notification / order as Member Planning Commission of Pakistan.
  - 6) Dr. Najeeb joining report as Member Planning Commission of Pakistan.
  - 7) Agenda item regarding Dr. Najeeb Lien / resignation presented to Syndicate UET Peshawar in its meeting which considered this particular agenda item.
  - 8) The relevant part of the minutes of the Syndicate meeting regarding the agenda item.



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- 9) Attendance sheet of the Syndicate meeting which considered Dr. Najeeb Lien / Resignation.
  - 10) Notification / order of the decision taken in Syndicate meeting on Dr. Najeeb Lien / Resignation.
- 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 on **17<sup>th</sup>-October-2024**.
  - iii. In compliance the Law Officer/ PIO attended the Commission and appraised the Commission the requisite information/record will be provide in due course of time.

**2. OBSERVATIONS OF THE COMMISSION:**

- i. The Commission observed that the information sought by the complainant in Para 5, 8, 10 falls within the purview of section 05 of the Act *ibid.* and needs to be proactively disclosed on the official website on the Public Body.
- ii. The Commission also directed the PIO concerned to submit the same to the Commission within **seven** working days positively.



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**3. DECISION:**

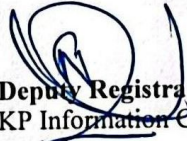
- i. In view of the above; the Commission decided to direct the PIO of the Public Body to respond parawisely to the Commission within seven working days positively in a professional and up to date manner.

-sd-

**Farah Hamid Khan**  
**Chief Information Commissioner.**

Endst No. & date KPIC/DR/1-11757-/2024/ 31539-44 dated: 21 November 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. PS to Vice Chancellor, University of Engineering & Technology, Peshawar.
3. Law Officer/PIO, University of Engineering & Technology, Peshawar.
4. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
5. Dr. Khalid Khan (Complainant)

  
**Deputy Registrar,**  
KP Information Commission,  
Peshawar.





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**REF: - DR. KHALID KHAN VS. KHYBER PAKHTUNKHWA DIRECTORATE  
GENERAL OF SCIENCE AND TECHNOLOGY, PESHAWAR  
PERSONAL HEARING UNDER SECTIONS 25 & 26 OF THE KP RTI ACT, 2013  
(COMPLAINT NO. 9974)**

**1. FACTS OF THE COMPLAINT:**

- i. Brief facts of the case are that a citizen/ complainant namely Dr. Khalid Khan sought information from the Department/ Public Body Khyber Pakhtunkhwa Directorate General of Science & Technology, Peshawar here after referred as Public Body sought information about the contact details and addresses of the houses of the then Director Mr. Sajjad Hussain Shah.

<b>A. From Directorate General of Science and Technology.</b>		
<b>Sr. No.</b>	<b>Nature of information Letter</b>	<b>Required Items</b>
1	Letter written to C&W dated 28/4/21 mentioned in the charge sheet as the modified charge	Access to original & attested copy
2	Non developmental Budget as of February, May & June 2021	Attested copies
3	Expenditure- statement (head wise) for the months of February, March, April, May & June 2021	Attested copies duly verified by AG Office
4	Letters submitted to St & IT department in June particularly requesting for surrender of under the head of account of office rent	Access to original & attested copy
5	Letter written to Finance Department by ST & IT department for surrender of funds under the head of account of office rent.	Access to original & attested copy
6	Letter of the Finance Department showing acceptance of the surrendered funds under the head of office rent.	Access to original & attested copy
7	Agreements executed with the owner concerned of the building hired on rent for DoST.	Access to original & attested copy
8	All building rent bills submitted to Accountant General office KP Peshawar, both entertained and not-entertained.	Access to original & Attested Copies.



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9	Sanction(s) by the competent authority (Directorate General of Science & Technology) for submission of the rent of the building bills to the Accountant General KP Peshawar Office.	Access to original & Attested Copies.
10	Tax deducted from each of the building rent bills and the Rate at which the tax has been deducted including the approved Rate of Tax deduction at that time.	Access to original & Attested Copies.
11	All Cheques of the rent amount in favour of the Owner of the office building.	Access to original & Attested Copies.
12	Bank Receipts of the cheques of the rent amount deposited in Peshawar	Access to original & Attested Copies.
13	Acknowledgment receipts(s) of the cheques of Rent amount given by the owner concerned of the office building.	Access to original & Attested Copies.
14	Access to e-office whereby the FAKE rent agreement was uploaded in the Administrative Department.	Access to original & Attested Copies.
15	Orders/Notification of Designating the Drawing Disbursing Officers (DDO) Directorate of IT (Erstwhile) issued.	Access to original & Attested Copies.
<b>B. Communication and Works Department.</b>		
16	All Rent reasonability Certificates along with their covering letters obtained by DGoST	Access to original & attested copies
17	Entire correspondence of DGoST with ST & IT Department relevant office for obtaining Rent Reasonability Certificates from 31 <sup>st</sup> of December 2021 till date.	Access to original & Attested copies
<b>C. ST &amp; IT Department</b>		
18	Relevant correspondence of DGoST with ST & IT Department along with enclosures.	Access to original & Attested Copies.
19	Relevant correspondence of ST & IT Department with Finance Department along with enclosures.	Access to original & Attested Copies.
20	Inquiry Report of the first Inquiry Officer along with enclosures.	Access to original & Attested Copies.



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21	Letters along with enclosures between ST & IT DGoST	Access to original & Attested Copies.
22	Letters along with enclosures between ST & IT & Chief Secretary Office	Access to original & Attested Copies.
23	Letters along with enclosures between ST & IT & Establishment	Access to original & Attested Copies.
24.	Orders/ Notifications of designating the Drawing Disbursing Officers (DD) DoST issued.	Attested copies of last 4 notifications issued by Dost.

- 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. A series of correspondence were made between the Commission and the public body for the provision of information but the public body was hesitant to respond accordingly which warranted the Personal Hearing in the instant case. Thus; the Commission issued Personal Hearing notice to the Assistant Director (IT)/PIO to explain the factual position on 17<sup>th</sup> October 2024.
- iii. Incompliance, the PIO concerned of the public body attended the Commission and explain that the complainant was asked to attend a meeting in the Public Body to discuss and explain the requested documents/ information.
- iv.

**2. OBSERVATIONS OF THE COMMISSION:**

- i. The Commission observed that the plea of the Public Body is not maintainable as the meeting was supposed to be requisitioned once the RTI request was filed to the Public Body.



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- ii. Moreover, once the complaint is entertained by the Commission the Public Body shall comply the directions of the Commission in letter and spirit under the Act *ibid*.

**3. DECISION:**

- i. In view of the above, the Commission decided to forward the case of non-compliance to the Secretary ST&IT Department to intervene into the matter as being the Administrative Secretary the responsibility vests on the Secretary concerned to obtain the requisite information from the quarter concerned and submit to the Commission for examination and decision within seven working days positively.

-sd-

**Farah Hamid Khan**  
Chief Information Commissioner.

Endst No. & date RTIC/AR/1-9974/2023/31545-51 dated: 21 November 2024

1. PS to Chief Information Commissioner, KP Information Commission, Peshawar.
2. Secretary to Government of Khyber Pakhtunkhwa, Science Technology & Information Technology (ST&IT) Department, Peshawar
3. PS to Director General, Directorate General Science & Technology, Peshawar.
4. Assistant Director (IT)/PIO, Science Technology & Information Technology Department, Peshawar.
5. Deputy Director (IT), KP Information Commission, Peshawar for uploading on the Official Website.
6. Dr. Khalid Khan (Complainant)

  
Deputy Registrar,  
KP Information Commission,  
Peshawar.