

Pakistan Information Commission

Government of Pakistan

Order

Appeal No 4428-01/2025

Nauman Ali Haider

Vs

Deputy Commissioner / Registrar, Cooperative Department

July 22, 2025

None appeared on behalf of the public body. Information furnished by the public body was shared with the appellant vide letter dated 15-05-2025 under RGL No. 153051959. No objection has been received from the appellant. It appears that the appellant is satisfied with the response of the public body. No further proceedings are required. The appeal stands disposed of. Copy of the order be sent to both the parties.

Ijaz Hassan Awan
Information Commissioner

Shoaib Ahmad Siddiqui
Chief Information Commissioner

Pakistan Information Commission

Government of Pakistan

Order

Appeal No 3906-09/2024

Shahid Waheed

Vs

State Life Insurance Corporation of Pakistan

July 22, 2025

Nomair Khalil Advocate and Asim Nawaz Advocate appeared on behalf of the public body.

1. Information was furnished by the public body vide letter dated 03-06-2025 and the appellant received the said information / document from the registrar office on 23-06-2025 but did not raised any objection. It appears that the appellant is satisfied with the response of the public body. No further proceedings are required. The appeal stands disposed of. Copy of the order be sent to both the parties.

Ijaz Hassan Awan
Information Commissioner

Shoaib Ahmad Siddiqui
Chief Information Commissioner

Pakistan Information Commission

Government of Pakistan

Order

Appeal No 4394-01/2025

Amir Baloch

Vs

State Bank of Pakistan (SBP)

July 22, 2025

Mehmood Nazir Rana, Law Officer, SBP appeared on behalf of the public body.

1. The appellant in his information request required from the public body list of enquiries conducted against the officers/officials of the SBP from 01-01-2018 to 30-11-2024, along with the name and designation of the inquiry committee, certified copy of each inquiry report, details about the implementation of each inquiry committee, list of pending inquiries, certified copies of the show cause notices, etc., and certified copies of the rules and regulations.
2. Since the appellant was not provided the said information after filing the information request within the stipulated time, he filed this appeal in hand. After issuing notice to the public body, it filed a written reply dated 27-01-2025, informing that the information requested by the appellant had already been responded to vide letter dated 18-12-2024. In the said letter (18-12-2024), the public body informed the appellant that the required information is exempted under Section 7(g) and 16(d) of the Right of Access to Information Act, 2017, as it can potentially compromise the integrity of the system. A copy of the written reply was shared with the appellant, who acknowledged its receipt but contested it vide email dated 12-01-2025. Under Section 5(1), the public body is bound to disclose the required information/record.
3. The Commission has heard the arguments of the representative of the public body and perused the record. During arguments, the representative of the public body referred to Section 46A(1) and 54A of the SBP Act, 1956, as amended up to 28-01-2022.

Under Section 46A, it is provided that:

146A. Production of unpublished record of Bank, etc.

(1) No court, tribunal, or other authority shall be entitled to compel the Bank or any person in the service of the Bank to produce, or as the case

may be, give any evidence derived from, any unpublished record of the Bank.

(2) No court, tribunal, or other authority shall permit anyone to produce or give evidence derived from any unpublished record of the Bank, except with the prior permission in writing of the Governor who may give or withhold such permission as he thinks fit.

(3) Notwithstanding anything contained in this Act or any other law for the time being in force, a report prepared by the Bank on a banking company under Section 40 of the Banking Companies Ordinance, 1962 (LVII of 1962), shall be deemed to be unpublished for the purposes of sub-sections (1) and (2) even if a copy of such report has been supplied to the banking company to which the report pertains, or to the Federal Government, or to the Pakistan Banking Council constituted under Section 9 of the Banks (Nationalisation) Act, 1974 (Act XIX of 1974).

4. Said section was inserted in the Act by Ordinance XVI of 1981, which is prior to the promulgation of the Right of Access to Information Act, 2017, which has overriding effect on other laws under Section 25 of the said Act. However, it is noted that Section 54A of the SBP Act, 1956, was inserted by Act No. VI of 2022, which provides that this Act shall have effect notwithstanding anything contained in any other law, general or special, for the time being in force, or any agreement, contract, or memorandum or Article of Association.
5. By the addition of Section 54A of the SBP Act, 1956, during the year 2022, the said Act shall have overriding effect on any other law, general or special, including the Right of Access to Information Act, 2017. Therefore, the information required by the appellant enjoys exemption from disclosure under Sections 46A and 54A of the SBP Act, 1956, hence it cannot be disclosed. No further proceedings are required. The appeal stands disposed of. Copy of the order be sent to both the parties.

Ijaz Hassan Awan
Information Commissioner

Shoaib Ahmad Siddiqui
Chief Information Commissioner

Pakistan Information Commission

Government of Pakistan

Order

Appeal No 4383-01/2025

Nadeem Tanoli

Vs

Capital Development Authority (CDA)

July 22, 2025

Ms. Mehraj Tareen Advocate appeared on behalf of the public body.

1. Information furnished by the public body was shared with the appellant vide letter dated 22-05-2025 under RGL No. 153052245. No objection has been received from the appellant. It appears that the appellant is satisfied with the response of the public body. No further proceedings are required. The appeal stands disposed of. Copy of the order be sent to both the parties.

Ijaz Hassan Awan
Information Commissioner

Shoaib Ahmad Siddiqui
Chief Information Commissioner

