



**In the Pakistan Information Commission, Islamabad**

**Appeal No 896-02/21**

**Aziz ur Rahman**

(Appellant)

Vs.

**National Assembly Secretariat**

(Respondent)

**ORDER**

Date: June 15, 2021

Zahid Abdullah: Information Commissioner

**A. The Appeal**

1. The Appellant filed Appeal on February 13, 2021 to the Commission, sharing writ petition decided on January 17, 2019 in which he was asked to contact this commission. He had sought information from National Assembly Secretariat through a request for information dated December 14, 2016 under the Freedom of Information Ordinance 2002.
2. Appellant sought certified copies of the records pertaining to the proceedings on the issue of Qadiani in the Parliament from August 05, 1974 to September 7, 1974.
3. The Respondent denied access to the requested information citing Section 8 (f) of the Freedom of Information Ordinance 2002.

**B. Discussion and Commission's View on Relevant Issues**

4. The Appellant has forwarded request for information filed under the defunct Freedom of Information Ordinance 2002 along with the response of the public body denying access to the requested information under Section 8 of the repealed Freedom of Information Ordinance 2002.
5. This commission cannot take cognizance of the appeal as it is time-barred under Section 17 (1) of the Right of Access to Information Act 2017.
6. Ordinarily, this commission gives Leeway to the Appellants in exercising their constitutional right of Access to Information, but in the case of instant appeal, the requirements of the due process of law dictate that the Appellant exercise of his right to

information under the Right of Access to Information 2017 so that the public body could submit its response under the provisions of this Act.

### **C. Order**

7. Appeal is dismissed. The Appellant may file fresh appeal under the Right of Access to Information Act 2017 and submit appeal to this commission if not satisfied with the response of the public body.
8. Copies of this Order be sent to the Public Information Officer, National Assembly Secretariat and the Appellant for information and necessary action.

### **Mohammad Azam**

Chief Information Commissioner

### **Fawad Malik**

Information Commissioner

### **Zahid Abdullah**

Information Commissioner

Announced on:

June 15, 2021

This order consists of 2 (two) pages, each page has been read and signed.