

PUNJAB STATE INFORMATION COMMISSION

Red Cross Building, Near Rose Garden,
Sector 16, Chandigarh.

Ph: 0172-2864101, Helpline 0172-2864100

Email: pcic20@punjabmail.gov.in Visit us: www.infocommpunjab.com



Ms. Shivani, Advocate,

D/o Sh. Raj Kumar

House No. 89, Ward No. 10,

Mohalla Kathera, Bassi Pathana

Distt. Sri Fatehgarh Sahib

(M:9041438913)

..Appellant

Vs

Public Information Officer,

O/o President, District Bar Association

Lawyer's Chamber Complex,

District Court Complex

Sri Fatehgarh Sahib

First Appellate Authority

O/o President, District Bar Association

Lawyer's Chamber Complex,

District Court Complex

Sri Fatehgarh Sahib

..respondent(s)

Appeal Case No. 514, 515, 516 and 517 of 2019

Present:

Ms. Shivani, the appellant.

Sh. Mahinder Singh, (9217574111) on behalf of the Secretary, Bar Council of Punjab & Haryana.

ORDER

This order may be read with reference to the previous order dated 04.02.2025 vide which the cases were fixed for hearing on 04.03.2025 but the said cases were postponed due to administrative reasons and fixed for hearing today i.e. 22.04.2025.

2. The appellant present today and submits that no information has been given to her till today, rather submitted that the act and conduct of the present respondent along with his predecessors is not as per the Law.

3. Sh. Mahinder Singh is appearing to assist the Commission as Bar Council is the statutory body and control the elections of the District Bar Associations under the rules which were framed by the Hon'ble Punjab & Haryana High Court.

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4. Representative of the Bar Council has placed on record the name(s) of the President(s) from 2018 to 28.02.2025 as nobody from District Bar Association, Sri Fatehgarh Sahib has appeared before the Commission and it is very difficult to adjudicate the matter to its logical end without an assistance of the said President(s) of the District Bar Association, Sri Fatehgarh Sahib.

5. The letter bearing no. 11760/2025 dated 26.03.2025 submitted by the Bar Council of Punjab & Haryana vide which the names of the President(s) and Secretary(ies) of District Bar Association, Sri Fatehgarh Sahib have been conveyed. In view of the above the Bar Council should send the notice to all President(s) to appear before the Commission under intimation to the Commission. It may also be clarified to them in case of failure to remain present on the next date of hearing, disciplinary action may be recommended against the said President(s) as per the procedure established by Law/Advocate(s) Act as they are not appearing in this case and it is very difficult to adjudicate the titled appeal.

6. The respondent of the Bar Council of Punjab & Haryana also placed on record a copy of the letter which was sent to District Bar Association, Sri Fatehgarh Sahib to ensure the compliance of the order of the Commission to deliver a copy of the said order to the President/Secretary, District Bar Association, Sri Fatehgarh Sahib, which is taken on record. In addition, the representative of the Bar Council also pleaded that the Bar Council of Punjab & Haryana does not falls under the RTI Act, 2005 and in support of his submissions, he has submitted the judgments and a copy of the same is handed over to the appellant during the course of hearing.

The issue in this regard will be taken up but it is appreciable that Bar Council is assisting the Commission in a proper manner, which is very essential at this stage to meet the ends of justice.

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7. As such a copy of this order is **being sent** to the Bar Council of Punjab & Haryana to communicate this order to the President(s) of District Bar Association, Sri Fatehgarh Sahib from the date of RTI application i.e. 29.09.2018. It may also be clarified to them in case of non-appearance on the next date of hearing then the Commission will have no alternative except to recommend a stringent action i.e. disciplinary action under the Advocate(s) Act. It is further directed to the present President along with former President(s) to appear before the Commission along with all original record on the next date of hearing.

8. To come up on **08.07.2025 at 01:00 P.M. at Chandigarh.**

(Sandeep Singh Dhaliwal)
State Information Commissioner
Punjab

(Inderpal Singh)
Chief Information Commissioner
Punjab

Dated: 22.04.2025

G

CC:

Secretary,
Bar Council Punjab & Haryana,
Law Bhawan Sector 37, Chandigarh

PS/SIC (SSD) for kind information.