



Mahesh Pratap Singh <yogimpsingh@gmail.com>

23-07-2026

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To: SHAKUNTALA GAUTAM <hearingcourts9.upic@up.gov.in>
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22 July 2026 at 21:36

BEFORE THE HON'BLE UTTAR PRADESH STATE INFORMATION COMMISSION
(Hearing Room / Court No. S-09, Lucknow)

Appeal No. : S09/A/2284/2024 Registration No. : A-20241102232 Diary No. : D-270420260052 Hearing Date : 23/07/2026

Yogi M. P. Singh (Mahesh Pratap Singh) ... Appellant

Versus

Public Information Officer, Office of Chief Medical Officer (CMO), Mirzapur ...
Respondent

WRITTEN REPRESENTATION ON BEHALF OF THE APPELLANT

(Submitted for consideration at the hearing scheduled on 23/07/2026, in continuation of the Appellant's earlier written submission dated 27/04/2026)

1. BACKGROUND OF THE CASE

1.1 The Appellant filed an online RTI application dated 22/08/2024, bearing Registration No. DIRMH/R/2024/61586, before the Medical and Health Directorate, seeking point-wise information on five specific issues concerning the District Tuberculosis Centre and Divisional Hospital, Hazrat Imam Yusuf, Mirzapur, namely:

- Reasons for prescribing costly digital X-ray tests to TB patients at private centres instead of the standard sputum test at the Government TB isolation centre;
- Funds spent on purchase of anti-tuberculosis medicines at the District TB Hospital and Divisional Hospital for FY 2022-23;
- Funds spent on the same for FY 2023-24;
- The Government Order / circular / office memo permitting doctors at the Divisional Hospital and TB isolation centre to prescribe medicines from private medical stores; and
- Reasons for non-availability of complete testing and medication facilities for tuberculosis patients despite the Government's stated TB-elimination campaign.

1.2 A related RTI registration, DIRMH/A/2024/60892, separately sought information regarding departmental officers/employees, which is the subject matter directly under appeal (Appeal No. S09/A/2284/2024).

2. CONDUCT OF THE RESPONDENT PIO

2.1 Vide Letter No. 4180 dated 01.09.2024, the Respondent PIO refused to furnish the information sought under DIRMH/A/2024/60892, calling upon the Appellant to justify "what public interest is served" by the request, and claiming exemption under Section 8(1)(d) of the RTI Act, 2005. This demand for justification is itself contrary to Section 6(2) of the RTI Act, 2005, which expressly bars a PIO from requiring an applicant to state any reason for seeking information.

2.2 Separately, vide Letter No. 3109 dated 22/23.07.2025, the Respondent PIO furnished a point-wise reply to the original five-point query raised under DIRMH/R/2024/61586, stating (i) that digital X-ray facility is available at the TB isolation centre; (ii) that medicines are supplied under the National TB Elimination Programme with budget available at the State level; (iii) that the FY 2022-23 committed budget was Rs. 5,05,540/-, expenditure Rs. 4,82,843/-, balance Rs. 22,697/-; (iv) that the FY 2023-24 allocated budget was Rs. 76,666/-, expenditure Rs. 19,656/-; and (v) that a free IPHL laboratory has been established at the Medical College, Mirzapur, for testing.

2.3 Notably, the Respondent's reply dated 22/23.07.2025 does not address Point No. 4 of the original application at all — namely, production of the specific Government Order/circular/office memo permitting doctors to prescribe medicines from private stores. This information remains undisclosed to date.

3. COMMISSION'S ORDER DATED 23.02.2026

3.1 This Hon'ble Commission, vide order dated 23.02.2026, held that the Respondent's stated reliance on Section 8(1)(d) was "incorrect and insufficient" ("सही व पर्याप्त नहीं है"), and directed the Respondent PIO to issue a fresh notice and furnish clear, sufficient, point-wise information to the Appellant in accordance with the RTI Act, 2005 and the U.P. RTI Rules, 2015, well before the next hearing, failing which further orders were to be passed.

4. NON-COMPLIANCE SINCE THE LAST HEARING

4.1 In compliance with the above order, the Appellant filed a detailed written submission dated 27.04.2026 (by email to the Hon'ble Commission, with a copy marked to the Respondent PIO) setting out the contradictions in the Respondent's two letters and praying for penalty under Section 20(1), disciplinary action under Section 20(2), and immediate disclosure of the Point 4 information on affidavit.

4.2 A further order appears to have been passed by this Hon'ble Commission on 08.06.2026, as referred to in the subsequent Notice dated 14.07.2026 fixing the present hearing for 23.07.2026 and directing the Respondent to file a written compliance statement at least two days prior to the hearing.

4.3 However, the Appellant states on record that, as of the date of this representation, no communication whatsoever — whether by post, email, or otherwise — has been received from the Respondent PIO since the last hearing. No compliance report, no fresh point-wise reply, and no copy of any document said to have been filed before this Hon'ble Commission has been shared with the Appellant.

4.4 Upon checking the Commission's online citizen portal, the entry for this case shows the relevant document enclosure as "not accessible to the appellant", and the

corresponding link returns a "404 — Not Found" error. The Appellant does not press this as evidence of a portal-side restriction; rather, taken together with the complete absence of any independent communication from the Respondent, it more probably indicates that the Respondent has, in fact, filed no compliance document at all — a further instance of non-compliance with this Hon'ble Commission's directions.

5. GRIEVANCE

6. The Respondent has failed to comply with this Hon'ble Commission's order dated 23.02.2026, and apparently also with the subsequent order dated 08.06.2026.
7. The specific information sought at Point No. 4 (the Government Order permitting prescription from private medical stores) remains undisclosed even today, nearly eleven months after the original application.
8. No written compliance report or communication of any kind has been shared with the Appellant, contrary to basic principles of natural justice, which require that any submission made by one party before a quasi-judicial authority be shared with the other party for an opportunity to respond.
9. The Respondent's conduct — first demanding unlawful justification under Section 6(2), then giving a materially incomplete reply, and now failing to comply with two successive Commission orders — reflects a pattern of avoidable delay and obstruction.

10. PRAYER

In view of the foregoing, the Appellant most respectfully prays that this Hon'ble Commission may be pleased to:

i. Take on record the Respondent's continued non-compliance with the orders dated 23.02.2026 and 08.06.2026; ii. Direct the Respondent PIO to immediately furnish the Point No. 4 information (the Government Order permitting prescription from private medical stores), along with a copy of any compliance report claimed to have been filed, directly to the Appellant; iii. Impose an appropriate penalty on the Respondent under Section 20(1) of the RTI Act, 2005, for unreasonable delay and denial of information without valid justification; iv. Recommend appropriate disciplinary action under Section 20(2) of the RTI Act, 2005, for repeated violation of Section 6(2) and non-compliance with this Hon'ble Commission's directions; and v. Pass such further order(s) as this Hon'ble Commission may deem fit and proper in the interest of justice.

Respectfully submitted,

Yogi M. P. Singh (Mahesh Pratap Singh) Appellant Mobile: 7379105911 | Email: yogimpsingh@gmail.com Address: Surekapuram Colony, Jabalpur Road, Mirzapur City, District Mirzapur - 231001

Date: 22/07/2026 Place: Mirzapur / Lucknow

On Thu, 16 Jul 2026 at 17:02, SHAKUNTALA GAUTAM
<hearingcourts9.upic@up.gov.in> wrote:

7/23/26, 1:09 AM

Gmail - 23-07-2026

आपके वाद संख्या A-20241102232 की ऑनलाइन सुनवाई हेतु माध्यम/ लिंक है :
<https://upsic.up.gov.in/cispu/onlinehearing/daad94> उक्त वाद संख्या A-20241102232 की ऑनलाइन सुनवाई दिनांक 23/07/2026 समय 12:30 PM बजे से 02:00 PM बजे तक की जाएगी | - CATS UPSIC



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प्रेषक,

मुख्य चिकित्सा अधिकारी
मीरजापुर।

सेवा में,

माननीय पीठासीन अधिकारी (एस-09)
राज्य सूचना आयोग,
उ० प्र० लखनऊ।

पत्रांक— मु०चि०अ०/ज०सू०/2026-27/2649 दिनांक—17 जुलाई, 2026

विशय— अपील संख्या S09/A/2279/2024 केस पंजीकरण संख्या
A-20241102153 के सम्बन्ध में।

महोदय/महोदया,

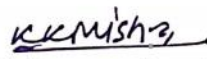
उपरोक्त विषयक आपको सादर अवगत कराना है कि अधोहस्ताक्षरी कार्यालय के पत्र संख्या मु०चि०अ०/ज०सू०/2024-25/7407 दिनांक— 01/02/2025, मु०चि०अ०/ज०सू०/2025-26/3937 दिनांक — 25 अगस्त, 2025 तथा मु०चि०अ०/ज०सू०/2025-26/5214 दिनांक — 13 अक्टूबर, 2025 का अवलोकन करने की कृपा करें, जिसमें आवेदक को सूचना प्राप्त करा दिया गया है।

अपीलार्थी द्वारा अधोहस्ताक्षरी कार्यालय में आज तक कोई भी आपत्ति दर्ज नहीं कराई गई है, अतः आप से अनुरोध है कि उक्त सूचना निस्तारित करने की कृपा करें।

संलग्नक— उपरोक्तानुसार।


MEMO

भवदीय


मुख्य चिकित्सा अधिकारी
मीरजापुर

कार्यालय मुख्य चिकित्सा अधिकारी, मीरजापुर।

पत्रांक : मु.चि.अ./जन सूचना/2024-25/

दिनांक 01.02.2025

श्री योगी एम.पी. सिंह
पिता राजेन्द्र प्रताप सिंह
ग्राम सुरेकापुरम् कालोनी, जबलपुर रोड,
जिला-मीरजापुर।

विषय-केस सं० एस- 9/ए/2279/2024 पंजीकरण संख्या ए-20241102153 के सम्बन्ध में।

आप द्वारा जन सूचना अधिकार अधिनियम के तहत ऑनलाइन पंजीकरण सं० DIRMH/R/2024/61573 के तहत विभागीय अधिकारियों/कर्मचारियों की सूचना माँगी गई है, के क्रम में कृपया अवगत कराये कि उक्त सूचना माँगे जाने का क्या औचित्य है, इसमें कौन सा जनहित सम्मिलित है।

उक्त सूचना जन सूचना अधिकार अधिनियम-2005 की धारा 8-1(घ) के तहत अदेय है।

मुख्य चिकित्सा अधिकारी
मीरजापुर

पत्रांक : मु.चि.अ./जन सूचना/2024-25/7407

तददिनांक

प्रतिमिति निम्नलिखित को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित -

1. पीठासीन अधिकारी (सुनवाई कक्ष एस-9) उत्तर प्रदेश सूचना आयोग, 7/7/ए, आर.टी. आई. भवन, विभूति खण्ड, लखनऊ।
2. श्री डी. एस. चौरसिया, प्रशासनिक अधिकारी, कार्यालय अधोहस्ताक्षरी।

मुख्य चिकित्सा अधिकारी
मीरजापुर

प्रेषक,

मुख्य चिकित्सा अधिकारी
मीरजापुर।

सेवा में,

मा०पीठासीन अधिकारी(एस० ९)
राज्य सूचना आयोग
उ०प्र० लखनऊ।

पत्रांक— मु०चि०अ०/ज०सू/2025-26/3937 दिनांक—25 अगस्त, 2025

विषय— केस संख्या एस. 09/ए/2279/2024 पंजीकरण संख्या ए-20241102153
के सम्बन्ध में।

महोदय,

उपरोक्त विषयक के सन्दर्भ में सादर अवगत कराना है कि इस कार्यालय के पत्र संख्या— मु०चि०अ०/जनसूचना/2024-25/7407 दिनांक— 01.02.2025 के द्वारा सूचना आवेदक को प्राप्त करायी जा चुकी है। (छायाप्रति संलग्न) इसके उपरान्त कोई भी आपत्ति इस कार्यालय को प्राप्त नहीं हुआ है।

भवदीय

मुख्य चिकित्सा अधिकारी
मीरजापुर।

प्रेषक,

मुख्य चिकित्सा अधिकारी
मीरजापुर।

सेवा में,

मा०पीठासीन अधिकारी(एस० ९)
राज्य सूचना आयोग
उ०प्र० लखनऊ।

पत्रांक— मु०चि०अ०/ज०सू/2025-26/3937 दिनांक—25 अगस्त, 2025
विषय— केस संख्या एस. 09/ए/2279/2024 पंजीकरण संख्या ए-20241102153
के सम्बन्ध में।

महोदय,

उपरोक्त विषयक के सन्दर्भ में सादर अवगत कराना है कि इस कार्यालय के पत्र संख्या— मु०चि०अ०/जनसूचना/2024-25/7407 दिनांक— 01.02.2025 के द्वारा सूचना आवेदक को प्राप्त करायी जा चुकी है। (छायाप्रति संलग्न) इसके उपरान्त कोई भी आपत्ति इस कार्यालय को प्राप्त नहीं हुआ है।

भवदीय

मुख्य चिकित्सा अधिकारी
मीरजापुर।