

**BEFORE THE ORISSA INFORMATION COMMISSION  
BHUBANESWAR**

**Present: Hon'ble Shri D.N.Padhi, SCIC**

**Date: 8<sup>th</sup> September, 2009**

**Complaint Case No. 1023/2007**

Sandhyarani Rout,  
W/o-Manmath Kumar Rout,  
At-Erein,  
PO-Charampa-756010,  
Bhadrak District ..... Complainant

**-Vrs-**

Public Information Officer,  
Directorate of Secondary Education, Orissa,  
Heads of Department Buildings,  
Bhubaneswar ..... Opposite Party

**Decision**

1. Complainant Sandhyarani Rout is absent, but represented by Manmath Kumar Rout. The same was accepted. Kedarnath Acharya, Deputy Director –cum- PIO, office of the Directorate of Secondary Education, Orissa, Bhubaneswar is present. Heard and perused the case record. This case arises out of the complaint petition dated 14/07/07 and earlier heard on 10/09/08.
2. It was seen from the documents on record that Complainant in form A application dated 02/05/07 had sought information from the PIO, Directorate, Secondary Education, Orissa, Bhubaneswar regarding non-sanction of incentive allowance to her husband Manmath Kumar Rout, Assistant Teacher of Bania High School, Bhadrak. Though a third party issue, the interested parties had similar interest.



3. The PIO mentioned that as required information with regard to non-sanction of incentive allowance to Manmath Kumar Rout was not readily available in the Directorate, the Complainant was intimated vide letter no. 28725 dated 03/05/07 that the same would be provided after receipt of required information from the PIO, office of the Inspector of Schools, Bhadrak Circle, Bhadrak. The latter was reminded vide letter no.37439, dated 01/08/07 with an endorsement to the Complainant. Despite all efforts the PIO, office of the Inspector of Schools, Bhadrak was unable to provide the required information to the Directorate. At a later stage, officials of the School and Mass Education Department in the Secretariat were contacted and the Government Circular no.11017/SME dated 27/05/05 governing the procedure of sanction of incentive allowance to teachers was collected. Thereafter, the PIO of Inspector School, Bhadrak Circle, Bhadrak, was instructed to dispose of the claim of Manmath Kumar Rout vide letter no.53226 dated 29/10/07. As per the information received by them, incentive allowance had been sanctioned, in the meantime, by the Appellate Authority-cum-Inspector of Schools, Bhadrak Circle, Bhadrak. The PIO was directed to submit the concerned documents indicating that the incentive allowance has been sanctioned, which he did. The State Commission, however, were of the opinion on 10/09/08 that as the Complainant was absent, no conclusive findings could be arrived at in her absence. She was represented today by Manmath Kumar Rout who admitted to have received all the documents.

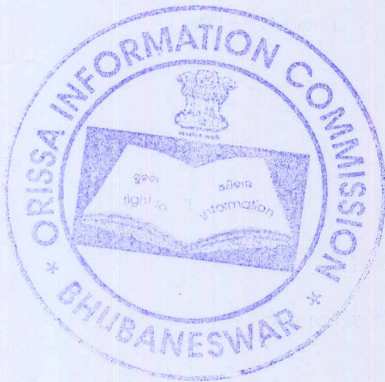
4. The PIO prayed today that as per the form A application of the Complainant, the Directorate of Secondary Education, Orissa had taken immediate appropriate action and forwarded the same to the Inspector of Schools, Bhadrak Circle, Bhadrak. As the Inspector of Schools, Bhadrak had sanctioned the incentive allowance, if the Complainant desires to


know the details or any other information, henceforth she should approach the Inspector of Schools, Bhadrak.

5. Given the circumstances of the case, the State Commission observed that in future the Complainant should approach the appropriate forum if she intends to set any additional information. The State Commission being convinced that there was no other pending issue relating to the matter and there was also no deliberate delay or malafide intention to harass the Complainant, directed to close the case with no orders on penalty. The PIO-cum-Deputy Director, Directorate of Secondary Education, Orissa, Bhubaneswar is exonerated.

**Pronounced in open proceedings**

Given under the hand and seal of the State Commission, this 8<sup>th</sup> day of September, 2009.



  
**SCIC**  
8.9.09