

BEFORE THE ORISSA INFORMATION COMMISSION  
BHUBANESWAR

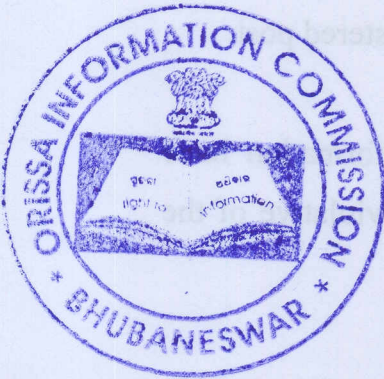
Present : Hon'ble Shri D.N.Padhi, SCIC

and

Shri Jagadananda, SIC

Date 22<sup>nd</sup> October, 2009

Complaint Case No. 52/2008



Sankarsan Purohit  
At/PO-Larambha-768102,  
Bargarh district.....Complainant

-Vrs-

Public Information Officer,  
Board of Secondary Education, Orissa,  
Cuttack,  
Cuttack district.....Opposite Party

Decision

1. Complainant Sankarsan Purohit is absent. The same is condoned under Rule 9 (2) of the Orissa Information Commission (Appeal Procedure) Rules, 2006. Nimain Charan Swain, Controller of Examinations, Krushna Prasad Pati, PIO-cum-Establishment Officer, Bighneswar Sarangi, Senior Assistant, Tusar Kanta Mohanty, Senior Assistant, all of the Board of Secondary Education, Orissa, Cuttack are present. Heard. Perused the case record. This case arises out of complaint petition dated 03/01/08 and heard by the State Commission earlier on 02/12/08, 25/02/09, 13/05/09, 12/08/09.

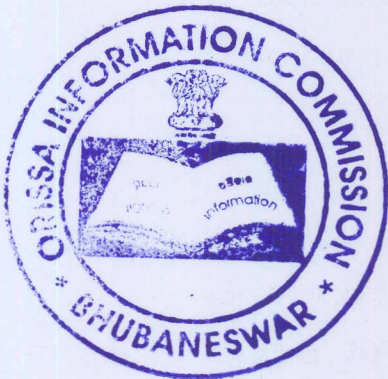
2. It reveals from the case record that Complainant in form A application dated 17/08/07 ( though signed on 14/08/07) had sought for xerox copies of the evaluated answer scripts of English (SLE) of the Annual H.S.C. examination, 2007 of his daughter Smruti Purohit bearing Roll No.15 MC 107. The PIO after receipt of the form A application sought the assistance of the Controller of Examinations vide letter no.5776 dated 05/09/07. He also repeated reminders to the said Controller who finally responded on 17/11/08 vide letter no.9318 dated 17/11/08. The PIO further stated that the information were sent to the Complainant vide letter no.6238 dated 22/11/08, free of cost, by registered post.
3. From the above factual narration it is found that information have been belatedly supplied to the Complainant which is violative of the provisions of Section 7 (1) of the RTI Act, 2005.
4. On 12/08/09, the Controller of Examination-cum-referred PIO, Nimain Charan Swain stated that huge number of RTI applications were received for supply of photocopies of Answer books and it was a herculian task to trace out the required number of answer books from the answer book store with limited man power under disposal of the Controller. He also submitted that a total number of 811 applications were received at the level of PIO out of which more than 700 applications were about supply of photocopies of answer books. The information procured from the Examination Section on 17/11/08 and the same was supplied on 22/11/08, free of cost by registered post to the Complainant.
5. After hearing the parties and going through the records, the State Commission had directed the PIO on 18/08/09 to submit an affidavit


from the head of the Public Authority i.e. President, Board of Secondary Education confirming the arrangement at the Public Authority and affirmative action taken thereof.

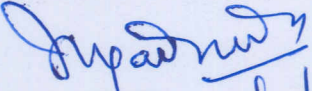
6. In obedience to the orders of the State Commission, the President, Board of Secondary Education, Dharanidhar Nath submitted an affidavit dated 21/10/09 duly executed by him, which is perused and taken to record.
7. Being convinced with the action taken by the Public Authority, the State Commission exonerated the officials of the Public Authority with no orders on penalty and the case is disposed of and closed.

**Pronounced in open proceedings**

Given under the hand and seal of the State Commission, this 22<sup>nd</sup> day of October, 2009.



  
SCIC  
22-10-09

  
SIC 22/10/09

11/11