

BEFORE THE ORISSA INFORMATION COMMISSION  
BHUBANESWAR

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

Date:6<sup>th</sup>February, 2009

Complaint Case No. 77/2007



Abadhuta Prasad Das,  
At-Karti Sahi,  
PO-Puri-752001,  
Puri district .....Complainant

-Vrs-

1. Public Information Officer,  
Directorate of Higher Education,Orissa,  
Bhubaneswar
2. First Appellate Authority,  
Directorate of Higher Education,Orissa,  
Bhubaneswar .....Opposite Party

Decision

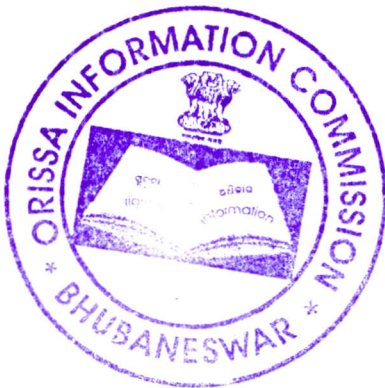
1. Complainant Abadhuta Prasad Das is present. Umakanta Sahu, ex-PIO, Sourjya Ranjan Parija, PIO, Kishore Chandra Mohanty, Deputy Director, Directorate of Higher Education and Kartik Kumar Das, Principal, Surajmal Saha College, Puri are also present. Heard. Perused the case record. This case arises out of complaint petition dated 24/01/07 and heard by the State Commission earlier on 19/09/07, 17/01/08 and 17/07/08.



2. The application in form A was filed on 06/11/06 and received the same day by the Public Authority. The Director, Higher Education in his showcause reply had submitted that after receipt of the application the PIO had requested the Deputy Director (NGC-1) on 08/11/06 to furnish the required information. The latter intimated the PIO vide memo no.47175, dated 14/11/06 that the Principal, Surajmal Saha College, Puri has been requested to furnish the information since the same was not available in the Directorate. While information was called for from the Principal of the said College under Section 5 (4) of the RTI Act, 2005 ( Act for short) the Complainant has not been informed. Not receiving any response within the stipulated time, the Complainant approached the First Appellate Authority in form D dated 06/12/06. Soon thereafter the Principal was again requested telegraphically to furnish the information vide message no.53152, dated 15/12/06. The Principal, Surajmal Saha College, Puri vide his telegram no.1320 –A dated 19/12/06 informed the Directorate that the information was not available with him.
3. Unable to get the information the Complainant approached the State Commission on 24/01/07. It seems, the Director-cum-First Appellate Authority informed the Complainant vide memo no.2885 dated 19/01/07 that it was not possible to provide the copy of the form B of Surajmal Saha College due to its non-availability in the College.
4. The Complainant submitted that form B document is a vital document for releasing the grant-in-aid and it should be available with the Directorate of Higher Education.

5. The PIO of the Branch submitted that form B might or might not have been submitted by the College and all Colleges also do not submit information in form B. However, information regarding individual persons must be submitted to the Directorate before considering release of grant-in-aid.
6. The State Commission on 19/09/07 had directed the PIO to trace out the form B document and in the event they are not available he must reconstruct the information and furnish the same to the Complainant. The Complainant present today submitted that he had received all the information. The PIO stated that the delay was not intentional but circumstantial. The same was accepted. The State Commission directed the Director, Higher Education, Orissa to streamline the management of records in his Public Authority.
7. In view of the above situation, the case is disposed of and closed.

**Pronounced in open proceedings**

Given under the hand and seal of the State Commission, this 6<sup>th</sup> day  
of February, 2009.



  
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