

**BEFORE THE ORISSA INFORMATION COMMISSION
BHUBANESWAR**

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

Date **04th April, 2007**

Second Appeal No. 169 / 06



Shri Uchhab Charan Behera,
Sub-Divisional Police Officer, Boudh,
Boudh District.....Appellant

-Vrs-

- 1 Deputy Secretary to Government
cum- Public Information Officer,
Home Department,
Government of Orissa,
Secretariat,
Bhubaneswar.
- 2 Joint Secretary to Government
cum - First Appellate Authority
Home Department,
Government of Orissa,
Secretariat,
Bhubaneswar.....Respondents

Decision

- 1 Appellant, Shri Uchhab Charan Behera, SDPO, Boudh and PIO, Shri Laxmidhar Sahoo, Deputy Secretary to Government, Home Department are present. Heard. Perused the case record.
- 2 Appellant submitted that he had sought for information in two form A applications dated 12/08/06 and 19/08/06 from the PIO, Home Department regarding fixation of his interse-seniority in the rank of Deputy Superintendent of Police, with effect from 03/01/1998.

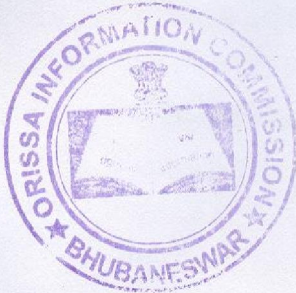
- BEFORE THE ORISSA INFORMATION COMMISSION
BILHARSWAR
- 3 The PIO stated that he had informed the Appellant, vide letter no. 38439 dated 08/09/06 to deposit Rs.24/- being the cost for furnishing information.
- 4 Subsequently he intimated the Appellant vide letter no. 41099 dated 27/09/06 that his interse-seniority may change after consideration of representation / memorial dated 09/02/04. The latter, not being satisfied with the vague and perfunctory information given by the PIO preferred first appeal in form D dated 04/10/06. The First Appellate Authority discussing the case in detail in his order dated 08/11/06 authorized supply of information as available in memo no. 47589 dated 08/11/06 which was complied with vide letter no. 48786 dated 16/11/06. Being aggrieved by the order of the First Appellate Authority which again seemed irrelevant and indefinite to him, the Appellant preferred Second Appeal in form E dated 20/11/06.
- 5 During hearing, the PIO submitted that he had supplied all the relevant information to the Appellant vide letter no. 48786 dated 16/11/06. However, what seems from the statements made by the two parties and the impression gained by the State Commission, the matter could have been put to rest if clear and unambiguous information had been supplied to the Appellant, who has been struggling to establish his service seniority, which is a matters of serious concern to any officer. Hopefully, such matters would be dealt with more humanely

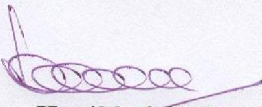
in future. This may be noted by the PIO and the First Appellate Authority of the Home Department.

- 6 In view of the above facts and circumstances of the matter, and there being no delay, the matter is disposed off and case closed.

Pronounced

Given under the hand and seal of the State Commission, this 04th day of April, 2007.




Hon'ble SCIC
G. C. of

Decision

1. Applicant, Shri Uchhal Chamo Behera, SDPO, Boudh and PIO; Shri Lakshmi Lal Sahoo, Deputy Secretary to Government, Home Department are present. Heard. Perused the case record.
2. Appellant submitted that he had sought for information in two form A applications dated 12/06/04 and 19/02/05 from the PIO, Home Department regarding fixation of her in-service seniority in the rank of Deputy Superintendent of Police, with effect from 03/01/1998.

Rashmi
04/04/07