

BEFORE THE ORISSA INFORMATION COMMISSION

BHUBANESWAR

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

Date: 27th May, 2008

Complaint Case No.1037/2007

Pramod Kumar Behera,
At-Ghadual,
PO-Nayagarh-757069,
Nayagarh District Complainant

-Vrs-

Public Information Officer,
Office of the Block Development Officer,
At/PO-Nayagarh,
Nayagarh District Opposite Party



Decision

1. Complainant Pramod Kumar Behera is present. Srabani Mishra, PIO, Sarba Sikhya Abhijan (SSA for short), office of the District Project Co-ordinator, SSA, Nayagarh is also present. Heard. Perused the case record.
2. The case was last heard on 02/05/08 when the State Commission had observed that form A application dated 19/06/07 was filed on the same day with the PIO, office of the District Project Co-ordinator, SSA, Nayagarh, seeking information on the selection and posting of Sikshya Sahayaks. In response, APIO informed the Complainant on 19/07/07 to deposit Rs. 56/- towards cost of information. The said action of the APIO was held, by the State Commission, as violative of the provisions under Section 7(6) of the RTI Act, 2005. The PIO submitted that she had requested the Complainant verbally to deposit the cost on 26/06/07, 02/07/07, 09/07/07, and 17/07/07 and finally complete information was

received by his younger brother on 19/07/07 on due acknowledgement after depositing of Rs.56/- towards cost of information. The Complainant, present today did not controvert the submission of the PIO. On the contrary, he mentioned that though he had been informed by the PIO, he could not go to collect the information as he was otherwise busy.

3. After hearing the parties, the State Commission directed the PIO to refund Rs.56/- to the Complainant within 7 days and report compliance to the State Commission. From the above submissions of the PIO, it is accepted that there was no malafide intention in delaying supply of the information. Therefore, delay of one day is condoned. No orders on penalty.
4. In view of the above situation and as there is no delay, the case is disposed of and closed.

Pronounced in open proceedings

Given under the hand and seal of the State Commission, this 27th day of May, 2008.


SCIC

27.5.08