

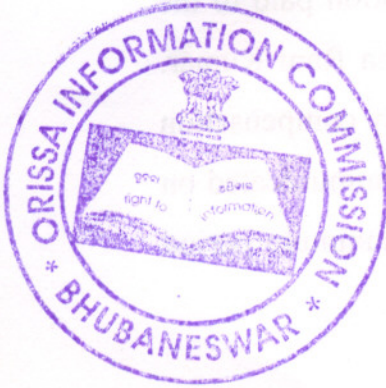
BEFORE THE ORISSA INFORMATION COMMISSION

BHUBANESWAR

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

Date: 8th April, 2008

Complaint Case No.132/2007



Deepak Kumar,
House No-153-C,
Neogi Colony,
Mangalabag,
Cuttack-753002.....Complainant

-Vrs-

Public Information Officer,
Cuttack Collectorate,
Cuttack.....Opposite Party

Decision

1. Complainant Deepak Kumar is absent. Nibedita Biswal, PIO and Ramesh Chandra Kuanr, Revenue Inspector of Cuttack Collectorate, Cuttack are present. Heard. Perused the case record.
2. The case was last heard on 06/11/07. On that day the PIO, Nibedita Biswal had stated that the order of the Hon'ble High Court dated 09/01/07 in W.P.C. No.8238/94 was very clear that the Secretary, Cuttack Development Authority (CDA for short), Cuttack or any other competent functionary of the said Authority will consider the matter of non-payment of land compensation amount to Asha Rani Kumar and that the Cuttack Collectorate was not directly concerned.
3. PIO, Nibedita Biswal submitted that though initially the CDA had proposed to acquire the land of Asha Rani Kumar, mother of the

Complainant Deepak Kumar (Election ID card indicates name as Deepak Kumar Datta) at a latter stage they withdrew that proposal. A portion of the larger plot was acquired and compensation paid to the person who had legally purchased the land from Asha Rani Kumar. Therefore, Asha Rani Kumar was neither entitled to any compensation nor allotment of land in lieu thereof. This fact was communicated on 05/01/07 to the Complainant which was within the maximum period as stipulated under Section 7 (1) of the RTI Act, 2005.

4. The Complainant was given another opportunity to explain his grievance by fixing the hearing today. Accordingly, he was issued a notice on 13/12/07 as his known address to appear today before the State Commission. He is absent but has filed a petition dated 01/02/08 stating therein that the Collector, Cuttack has to pay the land compensation amount to his mother Asha Rani Kumar. This request however, does not fall within the ambit of the RTI Act, 2005.
5. In view of the above position and as there is no delay the case is disposed of and closed. Inform the Complainant.

Pronounced in open proceedings

Given under the hand and seal of the State Commission, this 8th day of April, 2008.


Hon'ble SCIC

8.4.08