

**BEFORE THE ORISSA INFORMATION COMMISSION**

**BHUBANESWAR**

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

**Date: 25th April, 2008**

**Complaint Case No. 34 / 2007**

Pradeep Kumar Naik,  
At/PO- Narayanpur-767016,  
Via-Tarbha,  
Subarnapur District.....Complainant

**-Vrs-**

Public Information Officer,  
Office of the Chief District Medical Officer,  
Subarnapur.....Opposite Party

**Decision**

1. Complainant Pradeep Kumar Naik is present. Sasagar Jagdala, Senior Clerk-cum-APIO, office of the CDMO, Subarnapur is also present. The APIO is filed his written showcause memorandum today which was perused and taken to record. Heard both parties and perused the case record.
2. It reveals from the record as well as the documents filed today by the parties that form A application dated 08.09.2006 had been received by the PIO the same day. The latter intimated the Complainant in form B vide letter no.13 dated 23.09.2007 to deposit Rs.14/- which the latter did on 07.10.2007 and received information consisting of 7 pages by an endorsement on the body of the letter of the PIO. Thus, there appears no delay in the case.
3. The PIO submitted that the information sought related to an original application filed by the Complainant before the Orissa Administrative Tribunal, Cuttack Bench (OAT for short) in which a contempt notice against the CDMO, Subarnapur had been issued and the matter is subjudice. One Anjali Chhatria had also filed a similar case before the OAT. Despite pendency of the two above cases before the OAT, the PIO

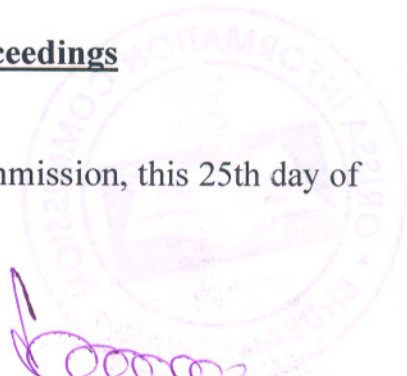


had provided information to the Complainant within the prescribed time limit with a view to fulfill the object of the Act. Hence, the PIO is exonerated. The Complainant did not contest any of these submissions of the APIO.

4. For the reasons aforesaid the case of the Complainant is found to be devoid of any merit and the same is dismissed and closed.

**Pronounced in open proceedings**

Given under the hand and seal of the State Commission, this 25th day of April, 2008.



*[Handwritten signature]*  
**SCIC**

*25-4-08*