

**BEFORE THE ORISSA INFORMATION COMMISSION
BHUBANESWAR**

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

Date: 22nd February, 2008

Complaint Case No. 511/2007



Anand Kumar Samal,
C/o-T.C. Pradhan,
Qr. No-F-3/3,
PO-Chiplima-768026,
Sambalpur District.....Complainant

-Vrs-

Public Information officer,
Sambalpur University,
Jyotivihar, Burla,
Sambalpur District.....Opposite Party

Decision

1. Complainant Anand Kumar Samal is absent. His absence is condoned under Rule 9 (2) of the Orissa Information Commission (Appeal Procedure) Rules, 2006. Dhruva Charan Das, Prof of Chemistry-cum-PIO, Sambalpur University is present. The PIO had submitted his showcase memorandum by post vide letter 1711 dated 07/02/08 which was perused. Heard him. Perused the complaint petition dated 23/04/07 filed by the Complainant and his form A application dated 08/03/07.
2. The Complainant in his complaint petition dated 08/03/07 had alleged that he had deposited Rs.10/- as the application fee with the PIO but the latter granted a receipt in plain paper with his official seal and that the

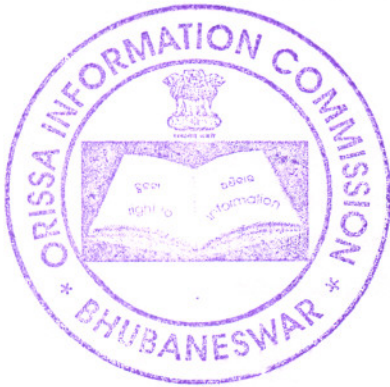
public authority had not complied with the provisions of Section 4 of the RTI Act, 2005(Act for short) relating to the pro-active disclosure as required under Section 4 (1) (b) of the Act.

3. It reveals from the submissions of the PIO and averments in the showcause memorandum that when the form A application was filed by the Complainant on 08/03/07 no Receipt Book had been printed in the Public Authority for which plain paper receipt was given to the Complainant which carried the same authority and acceptability in the Public Authority. He also stated that the information sought for by the Complainant were supplied to him vide letter no. 3320/ PIO dated 28/03/07 which is within the time limit prescribed under Section 7 (1) of the Act.
4. Complainant's allegation about non-compliance of the provisions of the Section 4 (1) (b) of the Act by the Public Authority is not found from his form A application dated 08/03/07. Even if the said allegation is a fresh one and not in conformity with the request made to the public authority, it being a statutory compliance, the State Commission wanted to know from the PIO the present status. The PIO submitted that the said requirement has not been complied with in full and whatever is on the website is yet to be updated.
5. Having heard the PIO as above the State Commission hereby direct the Public Authority i.e. Vice Chancellor, Sambalpur University, Jyoti Vihar, Burla to comply with the provisions of Section 4 (1) of the Act in letter and spirit within 30 days of receipt of this order and report compliance to

the State Commission. With the above observation the case of the complaint is dismissed being devoid of any merit. Announced in the open forum. Inform the Complainant.

Pronounced

Given under the hand and seal of the State Commission, this 22nd day of February, 2008.



Hon'ble SCIC

22-2-08