

**BEFORE THE ORISSA INFORMATION COMMISSION
BHUBANESWAR**

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

Date: 12th March, 2008

Second Appeal No. 78/2007

Raj Kishore Mathur
C/o- Jai Maa Ambe, Statue Square
Bhawanipatna-766001
Kalahandi District.....Appellant

-Vrs-

1. Public Information Officer,
Office of the Executive Engineer,
Minor Irrigation Division,
Balangir District
2. First Appellate Authority-cum-
Office of the Executive Engineer,
Minor Irrigation Division,
Balangir District.....Respondents.



Decision

1. Appellant Rajkishore Mathur is absent. The same is condoned under Rule 9 (2) of the Orissa Information Commission (Appeal Procedure) Rules, 2006. Jagat Jyoti Satapathy, First Appellate Authority-cum- Executive Engineer, Minor Irrigation Division, Bolangir is present. Heard. Perused the case record.
2. The case was earlier heard on 08/08/07 and 07/11/07. On the earlier occasions also the Appellant was absent without any intimation despite notices sent to him by speedpost on both the occasions. It was on 07/11/07 when the State Commission had

directed the First Appellate Authority to inform the Appellant through registered post/ A.D. to deposit the cost and receive the information.

3. In obedience to the orders of the State Commission, the First Appellate Authority submitted that he reminded the Appellant vide letter no. 3302 dated 12/11/07 through registered post/ A.D. to appear before him and receive the information after depositing the required cost, but the Appellant did not turn up.
4. Suffice it to mention here that the PIO had intimated the Appellant vide letter no. 3538 dated 01/11/06 to deposit Rs.4360 being the cost for providing information on 7 items relating to construction of diversion weir of Sukhajore M.I.P. by MI Division, Bolangir. But the Appellant had not turned up till date. Ordinarily, the request could have been rejected in terms of Rule 4 (3) of the Orissa Right to Information Rules, 2005.
5. In any case, as there is no delay in the intimation of the PIO to deposit the cost and the Appellant is showing no interest, the case is disposed of and closed. Inform the Appellant.

Pronounced

Given under the hand and seal of the State Commission, this 12th day of March, 2008.




Hon'ble SCIC

12.3.08