

**BEFORE THE ORISSA INFORMATION COMMISSION**

**BHUBANESWAR**

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

**Date: 20th January,2009**

**Second Appeal No.80/2007**

Raj Kumar Agarwalla,  
At-Kali Market,  
Baripada-757001,  
Mayurbhanj district.....Appellant

-Vrs-

1. Public Information Officer,  
Office of the District Inspector of Schools,  
Baripada,  
Mayurbhanj district
2. First Appellate Authority,  
Office of the District Inspector of Schools,  
Baripada,  
Mayurbhanj district.....Respondents



**Decision**

1. Appellant Raj Kumar Agarwalla is absent. The same is condoned under Rule 9(2) of the Orissa Information Commission (Appeal Procedure) Rules, 2006. Kedarnath Acharya, Deputy Director –cum- PIO, Directorate of Secondary Education, Orissa, Bhubaneswar is present. Heard and perused the case record. This case arises out of second appeal dated 08.03.07.
2. This case was earlier heard on four different dates. Upon hearing both the parties on 23.10.2008, the State Commission had directed the PIO to collect the remaining available information and supply the same, free of cost, to the Appellant directly within 45 days under intimation to the District Inspector of Schools, Inspector of Schools, Baripada Circle, Mayurbhanj and the Registrar of the State Commission for information.
3. The PIO mentioned that as directed all available information have been supplied to the Appellant, free of cost. On perusal of record it was found that the PIO, in his letter No. 61301 dated 10.12.2008, had provided the remaining information by way of a list of State Teacher Awardees for the years 1998 to 2006 in 33 pages to the Appellant, on no payment basis.

4. Relevant to indicate here is the averment made by the PIO on 23.10.2008 in the presence of the Appellant that the information requested for were not available in the Directorate as no such arrangement exists. The Annual award are treated piecemeal every year and no consolidated list has ever been maintained. The Appellant therefore, had stated that whatever information is available, the same may be provided to him.
5. In view of the peculiar circumstances of the case the PIO is exonerated and no penalty is imposed on him. Since the request of the Appellant has been met and the same has been proved by the PIO, there is no point in allowing the case to linger. Hence the appeal is disposed of and closed. Inform the Appellant accordingly.

**Pronounced in open proceedings**

Given under the hand and seal of the State Commission, this 20th day of January, 2009.

  
SCIC  
20.1.09