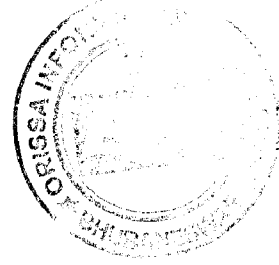


BEFORE THE ORISSA INFORMATION COMMISSION
BHUBANESWAR

Present.: Hon'ble Shri D.N. Padhi, SCIC
and
Prof. Radhamohan, SIC

Date 27th September, 2006

Second Appeal No.72 / 2006



Sri Kelu Charan Mohanty
At - Plot No. 3175,
Chakeisiani,
PO: Rasulgarh,
Bhubaneswar - 751010.....Complainant

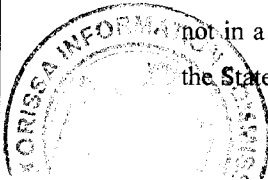
-Vrs-

- 1 Public Information Officer,
Orissa Power Transmission Corporation Ltd.
Janpath,
Bhubaneswar - 751022.
- 2 Managing Director
cum - 1st Appellate Authority
Orissa Power Transmission Corporation Ltd.
Janpath,
Bhubaneswar - 751022.....Opposite Parties

Decision

- 1 The Appellant Sri Kelu Charan Mohanty is present. Both the Respondents namely the PIO and the 1st Appellate Authority of OPTCL are present with Smt. Itishree Sahu, Asst. Manager, HRD, OPTCL, Bhubaneswar. Heard both sides at length. Perused the appeal records and the order of the 1st Appellate Authority.

- 2 The facts of the case are as follows: The Appellant submitted two different applications in form A; the first application on 05/01/06 and the second one on 14/02/06 before the PIO. As regards the first application dated 05/01/06 the PIO intimated the Appellant to deposit the fees for information on 30/01/06 which he deposited on 31/01/06 and the information was supplied to him. So far as the second application dated 14/02/06 is concerned, the PIO intimated the Appellant to deposit the fees for information on 03/03/06 which he deposited on 07/03/06 and the information was supplied on 09/03/06. Thus it is clear that the information needed by the Appellant has been provided to him strictly in accordance with the provisions of Section 7 (1) of the RTI Act, 2005 (Act for short).
- 3 The Appellant stating that incomplete and misleading information were supplied to him by the PIO, filed the first appeal u/S 19 (1) of the Act before the Managing Director of the Public Authority. The Managing Director by his order dated 29/04/06 observed that information as required by the Appellant have been furnished to him. However, by way of abundant precaution the Managing Director supplied the said information to the Appellant which is evident from the order passed by him.
- 4 The Appellant insists that the fixation of pay of Sri R. K. Misra having been done on the basis of some rule, the same should have been disclosed to him which has not been done. From the submissions to the parties it is evident that the personal file of Sri R. K. Misra is available in the OPTCL Branch Office at Joda looking after the job of EHT Maintenance and thus the PIO is not in a position to provide the said information. Considering the situation, the State Commission advised the Appellant to submit a fresh application, if

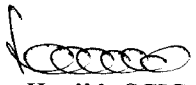


he so desires, before the PIO of Joda EHT Maintenance Office of OPTCL, which is a separate Public Authority to facilitate supply of the required information. Interestingly, the Appellant submitted to have received in the meantime, the information from the Joda office. That being the position there appears no further merit in any of the submission of the Appellant. For the reasons aforementioned the appeal is found to devoid of merit and the same is hereby dismissed.

Pronounced

Given under the hand and seal of the State Commission, this 27th day of September, 2006.




Hon'ble SCIC
27-9-06


SIC