

**BEFORE THE ORISSA INFORMATION COMMISSION
BHUBANESWAR**

Present:- Prof. Radhamohan, SIC

Dated: - 23rd, November 2007

Complaint Case No 255/2007



Shri Prafulla Kumar Sahu,
Advocate,
District Bar Association,
Sonepur,
PO-Subarnapur-767017
Subarnapur District.....Complainant

-Vrs-

1. Public Information Officer
Office of the Chief District Medical Officer,
Subarnapur-767017
Subarnapur District
2. First Appellate Authority,
Office of the Chief District Medical Officer,
Subarnapur-767017
Subarnapur District.....Opposite Parties

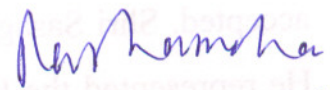
Decision

1. Complainant Shri Prafulla Kumar Sahu is absent. He informed that he is suffering from throat infection and therefore unable to attend the Court. His request is accepted. Shri Sasagar Jagadala , APIO, Office of the CDMO, Sonepur is present. He represented the PIO since the PIO has gone to Chandigarh for a training. Dr. Udayanath Sethi, ADMO, Medical and First Appellate Authority is present. Heard and perused the case record.

2. Form A application dated 07.08.2006 was received by the PIO on 09.08.2006. APIO submits that the Complainant was requested to deposit Rs.28/- towards cost of information vide letter No.11 dated 26.08.2006. He further submits that the cost of information was not deposited by the Complainant. Since the fee has not been deposited the application is deemed to have been rejected. But no communication has been made by the PIO to the Complainant informing him rejection of his application due to non-deposit of cost. Unable to get any communication, the Complainant approached the First Appellate Authority on 15/12/06. The APIO and the First Appellate Authority are not in a position to explain the manner in which the form D application has been handled. From the record it is seen that the Complainant approached the State Commission in a complaint petition on 02/03/07.
3. Considering the facts stated above the State Commission directs the PIO to intimate the Complainant that his application dated 07.08.2006 has been rejected since the cost of information has not been deposited within the stipulated time. If he is still interested to receive the same information he can deposit the cost and collect the information or file a fresh application. With this observation the case is closed and disposed of.

Pronounced

Given under the hand and seal of the State Commission, this the 23rd day of November 2007.


SIC 23.11.07