

**BEFORE THE ORISSA INFORMATION COMMISSION
BHUBANESWAR**

Present:- Prof. Radhamohan, SIC

Dated: - 23rd, November 2007

Second Appeal No 99/2007

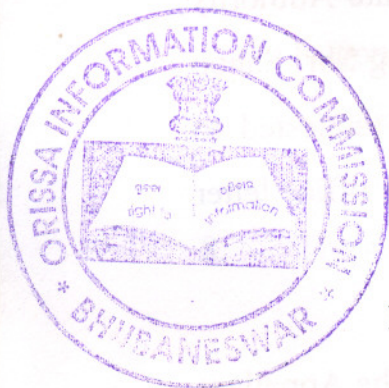
Shri Manmohan Sahoo,
JE (Mech.)M.V.S,
Sadar Block,
At/PO-Dhenkanal,
Dhenkanal District.....Appellant

-Vrs-

1. Public Information Officer
Office of the Executive Engineer,
R.W.S & S Dhenkanal Division,
Dhenkanal District.
2. First Appellate Authority,
Office of the Executive Engineer,
R.W.S & S Dhenkanal Division,
Dhenkanal District.Opposite Parties

Decision

1. Appellant Shri Manamohan Sahoo is present. The Executive Engineer-cum-PIO, R.W.S.& S, Dhenkanal Shri Gokul Chandra Behera is present. Heard and perused the records.



2. Form A application was filed by the Appellant before the PIO on 04.12.06. Reply was sent by the PIO on 05.01.07 informing him that soon after approval of the Pay fixation etc. by the Chief Engineer, pay will be fixed in the T.B.A. Scale of pay and arrear to be drawn accordingly.
3. Aggrieved by this reply the Appellant preferred first appeal before the First Appellate Authority on 19.01.07 and the First Appellate Authority without bothering to hear the parties issued a letter informing Shri Sahoo that Executive Engineer, R.W.S.S., Dhenkanal has been requested to submit the reply vide letter No.132, dated 25.01.07 and his office letter No.217 dated 19.02.07.
4. Unhappy with the outcome of the First Appellate Authority the Appellant preferred second appeal before the State Commission on 07.03.07.
5. The PIO submits that although last date of supply of information supplied was on 03.03.07, information was sent on 05.01.07 causing delay of 2 days. The PIO further submits that information was ready by 04.01.07 and got delayed and in the Issue Section by a day. He submits that office was shifted from Talcher to Dhenkanal which caused some dislocation and chaos. He further submits that the Appellant wanted fixation of arrear bill and payment of Time Bound Advancement scale etc. since the year 1996 and it took some time to provide the information.
6. The Appellant Shri Sahoo submits that because of the RTI application he got his arrear salary from the year 1996 and TBA Scale is yet to be fixed.

Since action part of the application does not rest with the Executive Engineer, R.W.S. & S. but at the level of the Chief Engineer, the Appellant is advised to file an application before the Chief Engineer, R.W.S & S which will expedite the process.

7. Since information has been provided and at least major part of his grievance has been redressed and delay of two days has taken place because of the transfer of the office from Talcher to Dhenkanal, the delay is condoned. However, the PIO is cautioned to be more particular in handling the RTI application in future.
8. 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.



Neelkamal

SIC 23.11.07