

BEFORE THE ORISSA INFORMATION COMMISSION

BHUBANESWAR

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

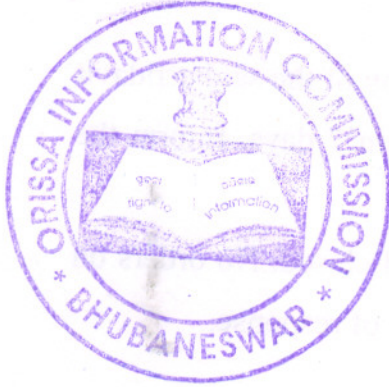
Date: 14th November, 2008

Complaint Case No.142 of 2007

Shankarlal Agrawal,
At/PO-Dharamgarh-766015,
Kalahandi district.....Complainant

-Vrs-

Public Information Officer,
Office of the Tahasildar,
Dharamgarh,
Kalahandi district.....Opposite Party



Decision

1. Complainant Shankarlal Agarwal is absent. The same is condoned under Rule 9(2) of the Orissa Information Commission (Appeal Procedure) Rules,2006. Bijaya Chandra Nayak, PIO, office of the Tahasildar, Dharamgarh,Kalahandi district is present. Heard. Perused the case record. This case has arisen out of complaint petition dated 12.02.2007.
2. The Complainant had sought from the PIO, office of the Tahasildar, Dharamgarh in form A application dated 05.12.2006 copies of mutation cases no.973/1958 and no.878/1966.
3. The case was earlier heard on 07.11.2007,15.04.2008 and 27.08.2008. The PIO on 07.11.2007 had stated that the information related to mutation cases of 1958 and Dharamgarh Tahasil was created in 1963 by separation from Kalahandi Sadar Tahasil. Despite all his efforts to trace out the concerned document of 1958 and 1966 he could not locate the same and, therefore, rejected the request of the Complainant and intimated him vide letter no.8559 dated 22.12.2006.
4. The State Commission on 07.11.2007 had directed the PIO to call for the documents from the record room by seeking assistance of the Nizarat Officer, Kalahandi Collectorate and supply the same to the Complainant, free of cost.

As the PIO had stated that those records were also not available in the District Record Room the State Commission had directed the Tahasildar, Dharamgarh to submit an affidavit regarding the non-availability of the case records. In compliance, thereto, the PIO submitted an affidavit dated 28.05.2008 that concerned case records were not available. The same is now on record.

5. PIO was directed today to provide an attested copy of the said affidavit to the Complainant by regd.post with A.D. within 7 days. Inform the Complainant.
6. With these directions the case is disposed of and closed. No orders on penalty as there was no delay in the first instance of response.

Pronounced in open proceedings

Given under the hand and seal of the State Commission, this 14th day of November, 2008.


SCIC

14.11.08