

BEFORE THE ORISSA INFORMATION COMMISSION
BHUBANESWAR

Present: Shri Jagadananda, SIC

Date: 20th November, 2008

Complaint Case No. 1573/2007

Radha Krishna Ram,
At/PO-Banpur-752031,
Khurda districtComplainant

-Vrs-

Public Information Officer,
Office of the Divisional Forest Officer,
Khurda,
Khurda district.....opposite Party

Decision

1. Complainant Radha Krishna Ram is present. Kedar Kumar Swain, Assistant Conservator of Forests-cum-PIO, office of the Divisional Forest Officer, Khurda forest Division, Khurda is present. Heard. Perused the case record. This case has arisen out of complaint petition dated 22/10/07.
2. The case is being heard for the first time. The Complainant had filed the form A application before the PIO on 22/08/07 seeking information on i.e. Police Report, order sheets and file notings relating to the seizure of Teak furnitures in village Aranga under Balugaon Forest Range Office and the related suspension and posting order of the Laxman Mallick, Forester, Dhuanali on 20/02/05.
3. From the case record it reveals that the form A application of the Complainant was received by the PIO on 23/08/07 and the information



were collected from the in-charge of the Offence Section as well as Establishment Section. The Complainant was intimated vide letter no.5586 dated 10/09/07 to deposit Rs.37/- towards the cost of information. Soon after deposit of the said cost, all information were furnished to the Complainant vide letter no.5790 dated 18/09/07.

4. The Complainant had alleged in his complaint that complete information as per his form A application have not been supplied to him by the PIO and more specially the enquiry report dated 06/09/05 of the Divisional Forest Officer, Khurda was not made available to him. He further stated that in the said enquiry report , the DFO, Khurda had indicated about the nexus between the Timbermafias and forest staff. He also wanted the copies of the order sheets, file notings and other documents involving order of reinstatement dated 18/10/05 of the concerned Forester against whom disciplinary proceeding was pending.
5. The PIO clarified that charge sheet/final report/order sheet relating to the relevant seizure are not maintained in the Public Authority regarding Commission of forest offences as per procedure laid down in the Orissa Forest(Detection, Enquiry and Disposal of Forest Offence) Rules, 1980. He further submitted that all available information at his end have been supplied to the Complainant and due to lack of clarity and indefiniteness further information sought for by the Complainant could not be supplied which is unintentional and actuated by any malice.
6. Upon hearing both parties, the State Commission consider it appropriate to direct the PIO to fix up a mutually convenient date and

time in the 2nd week of December, 2008 and allow the Complainant to inspect the concerned file and records and if necessary furnish the balance information, free of cost to the Complainant in terms of his form A application and report compliance to the State Commission through the Registrar.

7. Subject to compliance of the above by the PIO ,the case is disposed of and closed. Inform all concerned.

Pronounced in open proceedings.

Given under the hand and seal of the State Commission, this 20th day of November, 2008.



Pradyumn
20/11/08
SIC

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