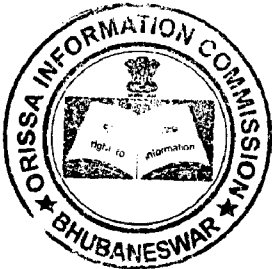


BEFORE THE ORISSA INFORMATION COMMISSION
BHUBANESWAR

Present.: Hon'ble Shri D.N. Padhi, S.C.I.C
and
Prof. Radhamohan, S.I.C

Date 05th July, 2006

Complaint case No. 2/2006



Sri Dilip Kumar Patnaik,
At: Bhalibadi
Po: Pallahat,
Khurda District.....Complainant

-Vrs-

Public Information Officer,
Tahasil Office
At/Po: Khurda
Khurda District.....Opposite Party

Decision

1. Complainant Sri Dilip Kumar Patnaik is absent. However, the absence of the Complainant will not adversely affect the hearing of the case since he has statutory liberty either to remain present or not as per the provisions of in Rule-9 (2) of the Orissa Information Commission (Appeal Procedure) Rules 2006. Hence his absence is condoned. Smt Sucheta Mohapatra, Additional Tahasildar, Khurda-cum-PIO (Opposite Party) is present.
2. Perused the allegations of the Complainant. Heard the PIO in detail. It is needless to go into minor details of the complaint since the State Commission is to correct the wrong, if any, committed by its statutory sub-ordinate authorities in relation to supply of information to the citizen. It is seen from the record, that the Complainant submitted his application under Section 6 of the RTI Act, 2005 (Hereinafter described as the 'Act' in short) on 27/01/2006. The information which the Complainant sought related to the correction of records of his landed property which has been decreed in his favour by the Civil Court. The Complainant has alleged further that the information has not been supplied to him.
3. The PIO candidly submits before the State Commission that on 18/05/2006, for the first time, she could know to have been designated as the PIO for the Tahasil Office at Khurda. To substantiate her above contention he has relied upon Letter No. 268 / RTI dated 16/05/2006 of the District Office, Khurda which has been put up to one Additional Tahasildar, Miss Jani under the orders of the Tahasildar. Taking aid of the contents of that letter, the PIO urged that she was not aware of

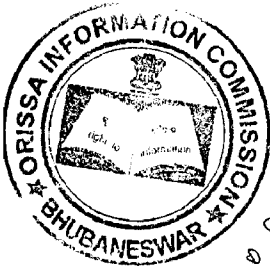
the fact to have been designated as the PIO for which the request of the Complainant dated 27/01/2006 has not been attended to on time.

4. After having heard the PIO (OP), the State Commission is of the considered view that the PIO (OP) will receive the copy of the application of the Complainant from this State Commission record and provide the required information to the Complainant without delay and at the same time report compliance to the State Commission through the Registrar on or before 21/07/2006. The PIO also assures the State Commission to do the needful as directed above.
5. Simultaneously, a report may be called from the Tahasildar, Khurda by 19/07/06 as to who was the designated PIO by name in the Tahasil Office on 27/01/2006, that is, the date on which the application u/S 6 of the Act was filed by the Complainant Sri Dilip Kumar Pattnaik.
6. Subject to the above directions, the Complainant case is allowed. Put up on 21/07/2006 for compliance of the above direction by the PIO and for perusal of the report called for from the Tahasildar, Khurda.

Inform all concerned and also the Tahalsidar, Khurda.

Pronounced

Given under the hand and seal of the State Commission, this 05th day of July, 2006.



Hon'ble S.C.I.C

5-7-06

N. K. Mishra

S.I.C

Copy of decision forwarded to Sri Dilip Kumar Pattnaik, At - Bhalabadi P.O. Pallachar, Khurda Dist. Or.

BY ORDER OF THE
STATE COMMISSION
[Signature]
Legal Scrutinizer
Cum
Sheristadar.