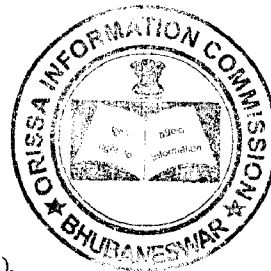


**BEFORE THE ORRISA INFORMATION COMMISSION
BHUBANESWAR**

Present:- :- Prof. Radhamohan, SIC

Dated:- 13th September, 2006

Complaint Case No 96 and 98 of 2006



Er. Bibhu Prasad Das,
Jr. Manager (Electrical),
Office of the Superintending Engineer (Electrical),
Badambadi
Cuttack.....Complainant

-Vrs-

1. Sri Golak Bihari Sahu, Asst. Manager(P.R),
Public Information Officer,
2nd Floor, IDCO Tower,
Janpath, Bhubaneswar
2. Sri Brundaban Jena,
1st Appellate Authority,
D.G.M. (HR & A), CESCO,
2nd Floor, IDCO Tower,
Janpath,
Bhubaneswar.....Opposite Parties

Decision

- 1 For convenience both the cases are taken up together since the facts involved are similar and the cases are against the same opposite parties. The opposite parties have entered appearance through Sri B. K. Nayak, Advocate. Both the Complainants are present. Heard both sides in detail .
2. It is submitted by the complainants that they submitted applications in Form 'A' on 17/02/2006 requesting the Opposite Party for supply of information regarding the service conditions and other details of Diploma Engineers working under CESCO. The counsel for the OPs. submits that the information sought for have been circulated amongst all the employees of CESCO and if they are still inclined to get copies thereof, the Public Authority has no objection to provide the same even during course of the day. Both the Complainants need further new information from the PIO which are admittedly beyond the scope of their

original applications in Form 'A'. For getting any new information it is open to the Complainants to submit fresh applications but so far as the case related applications are concerned they are only entitled to the information sought for by them which be provided to them by the OPs today positively.

3. The learned counsel further contends that the issue of applicability or otherwise of the provision of the RTI Act, 2005 is pending adjudication before the Hon'ble High Court. The OPs are willing to provide the information to the Complainants today without prejudice to their claim made before the Hon'ble Court about the non-applicability of the RTI Act to them.
4. With the above observations both the complaint cases are disposed of by the common decision.

Pronounced

Given under the hand and seal of the state Commission, this the 13th day of September, 2006.



Narhamha
SIC