

**BEFORE THE ORISSA INFORMATION COMMISSION
BHUBANESWAR**

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

Date: 1st October, 2008

Complaint Case No. 614/2007

Jagamohan Pandit,
At/PO-Anandpur-758021,
Keonjhar district.....Complainant

-Vrs-

Public Information Officer,
Office of the Tahasildar,
Anandpur,
Keonjhar district.....Opposite Party.



Decision

1. Complainant Jagamohan Pandit is present. Nilamani Pati, APIO-cum-Head-Clerk, office of the Tahasildar, Anandpur, Keonjhar district is also present. Heard. Perused the case record. This matter arises out of complaint petition dated 08/05/07.
2. The Complainant had sought a certified copy of the objection petition dated 14/10/06 filed by him in Mutation Case no. 81/2004 by submitting form A application dated 15/01/07 with the PIO, office of the Tahasildar, Anandpur, Keonjhar district. The case was last heard on 17/04/08 in the presence of Sarat Chandra Behera, PIO-cum-Additional Tahasildar, Anandpur Tahasil.
3. The State Commission had observed that certified copies of documents from a Mutation Case record cannot be requested for under RTI Act, 2005 (Act for short) when, for grant of such copies, other codal norms exist in appropriate Acts. Considering the above solitary issue involved the State Commission were of the opinion that

the Complainant cannot be allowed to press into service the provisions of the RTI Act, 2005 and save expenses (which on the other hand is revenue receipt) for getting certified copies even if it means a copy of his own objection petition which he should have retained. The PIO in respect of form A application dated 15/01/97 had requested the Complainant vide letter no.5091 dated 03/02/07 to allow some time to search out the case record. However, the PIO, Anandapur Tahasil intimated the State Commission vide letter no.1982 dated 28/06/08 that all the information had been supplied to the Complainant through registered post vide letter no.228 dated 17/01/08. This was confirmed by the latter.

4. The State Commission while deprecating such improper actions of the PIO in seeking time from the Complainant as it has not sanctioned by the Act, directed the Tahasildar, Anandpur to streamline the records management system of his office. He should give ,within time, all permissible information as sanctioned under the RTI Act, 2005 and not Certified Copies as indicated subsequently in the letter no.1982 dated 28/06/08.
5. In view of the above position, the case is disposed of and closed.

Pronounced in open proceedings.

Given under the hand and seal of the State Commission, this 1st day of October, 2008.


SCIC

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