

ORISSA INFORMATION COMMISSION
BHUBANESWAR

Present: Shri Tarun Kanti Mishra,
State Chief Information Commissioner

Date:- 17th January, 2011

Complaint Case No. 1061 / 2009

Ajay Kumar Nayak,
Plot No-172,
Road No-1, Lane-6,
Jagannath Vihar,
Bhubaneswar.....Complainant

-Vrs-

Public Information Officer
State Pollution Control Board,
Paribesh Bhawan,
A/118, Nilakanath Nagar,
Unit-VIII,
Bhubaneswar-751012.....Opposite Party

Decision

1. The complainant Ajay Kumar Nayak is present. Bibekananda Bhol, PIO, State Pollution Control Board is also present. Heard and perused the records.
2. The complainant had filed a form-A application dt.17.07.2009 before the PIO to obtain some information which is clearly not related to the State Pollution Control Board. This application was received by the PIO on 27.07.2009. He forwarded this application to the Steel and Mines Department on 29.07.2009. Actually, the information is available with the Industrial Development Corporation. When the application was received in the Industrial Development Corporation, the PIO and Manager, (HRD) of the Corporation conveyed her inability to furnish the information to the complainant on the ground that the application

fees has not been paid in the manner prescribed by the Orissa Right to Information Rules, 2005. The complainant had applied for the information on payment of Rs.10/- in the shape of Indian Postal Order bearing No.69E-813416. The PIO and Manager (HRD), Industrial Development Corporation had rejected the application erroneously.

3. The State Commission in several pronouncements in the past have observed that the payment of requisite fees or cost can be made by money order, accounts payee Bank Draft, Banker's Cheque or Indian Postal Order. Such decisions of the State Commission were also conveyed to all concerned in the State by the Information and Public Relations Department in their Office Order No.6468, dated 18.02.2009 which was followed by Office Memorandum No.18102, dated. 14.07.2009.
4. For such omission, the PIO should be cautioned in writing by the Chairman-cum-Managing Director of Industrial Development Corporation. At the same time the request for information should be considered and permissible information should be supplied to the complainant within 30 days, free of cost. With these observations, the case is closed.

Pronounced in open proceedings

Given under the hand and seal of the State Commission this day, the 17th January, 2010

State Chief Information Commissioner.
17/01/2011

