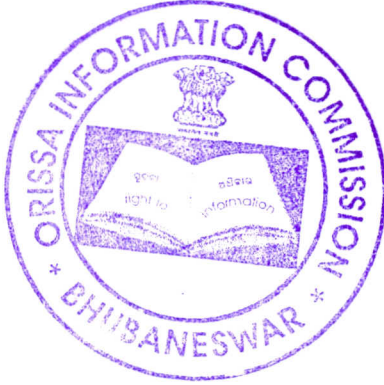


**BEFORE THE ORISSA INFORMATION COMMISSION
BHUBANESWAR**

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

Date 21st January, 2009

Complaint Case No. 1035/2007



Sura Prasad Pati,
Plot No.N/3-459, IRC Village,
Bhubaneswar-751015..... Complainant

-Vrs-

The Public Information Officer,
Office of the Tahasildar,
Bhubaneswar.....Opposite Party

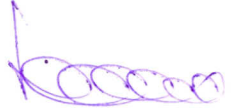
Decision

1. Complainant Sura Prasad Pati is absent on call. The same cannot be condoned under Rule 9(2) of the Orissa Information Commission (Appeal Procedure) Rules, 2006 in view of the previous order dated 23.09.2008. Pabitra Mohan Dash, PIO-cum- Addl. Tahasildar, Bhubaneswar Tahasil is present. Heard him. Perused the case record. This case arises out of complaint petition dated 18.07.2007 and earlier heard on 04/01/2008 and 23/09/2008.
2. Complainant had sought information in form-A application dated 12/3/2007 from the PIO regarding validity of the mutation case no.3570/06 and requesting for a copy of the Income Tax clearance of one Prabhakar Biswal, son of Late Bhaskar Biswal of Balarampur, Anandpur, Keonjhar district. As he did not receive any information from the PIO within the statutory period, he preferred appeal before the First Appellate Authority on 4/5/2007. Complainant had stated on 23/09/2008 that as he received incomplete information from the PIO, he preferred a complaint before the Second Appellate Authority on 18/7/2007.

4. On 23/09/2008, the State Commission had directed the Complainant to contact Pravakar Biswal, At/Po: Balarampur, PS- Ghasipara, Keonjhar district to obtain a copy of the relevant Income Tax clearance, as he had purchased the said land from him by way of a private transaction. Simultaneously, the State Commission directed the PIO, Office of the Tahasildar, Bhubaneswar to contact Pravakar Biswal, seller of the land, to provide a copy of the Income tax clearance certificate on which the mutation case had been finalized, for their record.
5. The PIO submitted today a copy of the permission letter from Income Tax Authority relating to Mutation Case No.3570/06 and copy of the letter of Pravakar Biswal before the State Commission. The latter was not found relevant to his matter.
6. On perusal of record the State Commission found no delay in supplying permissible information to the Complainant though no public interest seemed to be involved as the sale-purchase transaction was between two private parties. Hence the case is disposed of and closed without any orders of penalty on the PIO. Inform the Complainant.

Pronounced in open proceedings

Given under the hand and seal of the State Commission, this 21st
day of January, 2009.


SCIC
21.1.09