

**BEFORE THE ORISSA INFORMATION COMMISSION
BHUBANESWAR**

Present: Shri Jagadananda, SIC

Date: 07th January, 2009

Complaint Case No. 344 / 2008



Bijay Kumar Das,
Director,
"GOOD SAMARITANS"
C/o-"ASHIRBAD",
At/PO-Kuarmunda-770039,
Sundargarh District.....Complainant

-Vrs-

Public Information Officer,
Office of the Superintendent of Excise,
PO-Sundargarh-770001,
Sundargarh DistrictOpposite Party

Decision

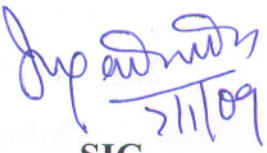
1. Complainant Bijay Kumar Das is absent. His absence is condoned under Rule 9(2) of the Orissa Information Commission (Appeal Procedure) Rules, 2006. Ramray Hembram, Superintendent of Excise-cum-PIO, Sundargarh is present. Heard. Perused the case record. This case arises out of complaint petition dated 23/02/08 and today is the first date of hearing.
2. The Complainant had filed the form A application on 24.12.07 seeking information regarding duties, responsibilities and obligations of the vendors of foreign liquor shops. The Complainant had also sent reminder dated 12.01.08 to provide information as they were not provided to him within the stipulated period. The PIO who present today states that he was out of headquarters for a major operation of his

wife. He also submits that as the RTI Act, 2005 and the Rules framed thereunder were of recent origin and he was not very conversant thereto. However, he had prepared the information as sought for and had requested the Complainant to collect the information from his office vide letter no.180 dated 24.01.08. But the Complainant on the other hand intimated that the said information be sent by Registered Post in his address. Although information were sent it has been alleged to be incomplete. However it is noticed that complete information were sent to the Complainant vide letter no.1200 dated 07.06.08. The delay in this case was more circumstantial in nature than intentional.

3. After going through the records and hearing the submission of the PIO the State Commission is satisfied that the PIO has acted in good faith and has made benign endeavour the supply all information to the Complainant in two phases.
4. For the aforementioned reasons the PIO is exonerated and the case is disposed of and closed.

Pronounced in open proceedings.

Given under the hand and seal of the State Commission, this 7th day of January, 2009.


21/1/09
SIC