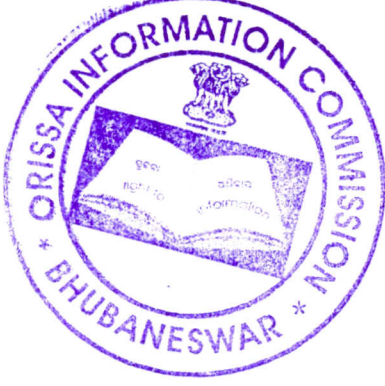


**BEFORE THE ORISSA INFORMATION COMMISSION
BHUBANESWAR**

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

Date: 11th February, 2009

Complaint Case No. 468/2006



Sheikh Ismaile,
Majjihara Basti,
PO-Majjihara-752103,
Khurda districtComplainant

-Vrs-

Public Information Officer,
Office of the Balipatna Block,
Khurda district.
Bhubaneswar.....Opposite Party

Decision

1. This matter arises from complaint petition dated 20/12/06 and heard earlier on several occasions viz. 19/07/07, 20/09/07, 11/01/08, 01/10/08 and 21/01/09.
2. On perusal of the record it is seen that this case was last heard on 21/01/09 by the State Commission and posted to today to arrive at a final decision on the element of delay. As the Complainant had confirmed to have received all information relating to his grievance as to why the sanctioned amount under SGRY and Indira Awas Yojana had been reduced for the beneficiaries, his absence was dispensed with for today by an order on 21/01/09.
3. Nalini Kanta Mohanty, PIO, Balipatna Block and Kamal Kumar Acharya, ex-PIO-cum- Co-operative Extension Officer (CEO for

short) of the said Block are present. Heard them. This request had been handled by Kamal Kumar Acharya.

4. As it appears from the record that there is no delay on the part of the ex-PIO, Kamal Kumar Acharya as he had asked the Complainant to deposit the cost vide letter no.1910 dated 17/10/06. On the contrary, he made an allegation today that the Complainant had the habit of not receiving information on baseless arguments/grounds with an intention to harass the PIO. It was clarified to him that the information had to be supplied to the Complainant within the time prescribed under the RTI Act, 2005 regardless of the attitude and disposition of a citizen. In case a particular citizen did not receive the information with a view to harass officials of the Public Authority, the PIO could always send the information through the peon book (if it is for local delivery), under- certificate of posting or registered post /AD.
5. However, finding no delay in this matter and no negligence on the part of the PIO, the case is disposed of and closed. PIO is exonerated with no orders on penalty. Inform the Complainant.

Pronounced in open proceedings

Given under the hand and seal of the State Commission, this 11th day of February, 2009.


SCIC
11.2.09

TMM