

BEFORE THE ORISSA INFORMATION COMMISSION  
BHUBANESWAR

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

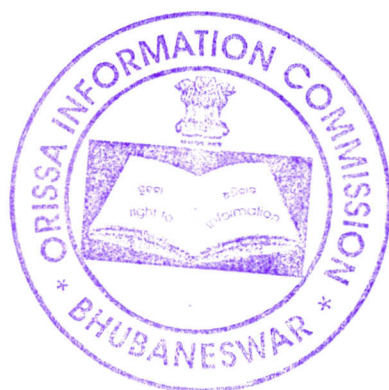
Date 21st January, 2009

Complaint Case No. 563/2007

Jyotirmayee Pradhan,  
D/o- Padma Lochan Pradhan  
At: Kamanapur,  
Via: Soro,  
Balesore district.....Complainant

-Vrs-

The Public Information Officer,  
Board of Secondary Education,  
Orissa, Cuttack.....Opposite Party




Decision

1. Complainant Jyotirmayee Pradhan is absent on call despite issue of notice by speed post on 6/11/2008. The same cannot be condoned for to-day as she was specifically directed to appear to enable the State Commission to hear her and come to a finality in this matter. Pratap Indra Dash, Sub-Collector, Gunupur, Rayagada district, ex-PIO, Board of Secondary Education, Orissa, Cuttack and Bighneswar Sarangi, Sr. Asst. are present. Heard them and perused the case record. This matter arises out of complaint petition dated 19/6/2007.
2. The case was heard earlier on three occasions. The last date of hearing was 22/10/2008. On that date the State Commission were of the firm conclusion that no malafides had been established against the ex-PIO and there was no delay. However, in the absence of the Complainant, the State Commission could not finalize the case. Therefore, the State Commission had directed issue of fresh notice to the Complainant to appear in person, with the rider that in case she fails to appear the case would be heard and disposed of exparte on merits.

3. Suffice it to mention that the form A application now under consideration is dated 02/02/07. It was submitted on 22.10.08 by the PIO that the relevant form A application seeking revaluation of her answer scripts etc, was addressed to the PIO, Board of Secondary Education, Orissa, Cuttack. The PIO further stated that the Complainant to get the same information had submitted two form A applications by depositing fee of Rs.10/- only. He alleged that the Complainant had tampered with the cash receipt. He further stated to have informed the Complainant about the illegal Commission which tantamounts to a crime under the Indian Penal Code. The Complainant, it seems, was also informed by them that in case recurrence of such activity is detected in future the matter will be reported to the police.
4. As the Complainant is absent to-day despite specific directions, the State Commission opined that the same could be indicative of the fact that she is no longer interested in the matter. Therefore, with no orders of penalty on the ex-PIO, Pratap Indra Dash, the case is disposed of and closed. Inform the Complainant. She is, however, free to file a fresh form A application as per the procedure, if she is still desirous of the said information.

**Pronounced in open proceedings**

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

  
**SCIC**  
21.1.09