

BEFORE THE ORISSA INFORMATION COMMISSION

BHUBANESWAR

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

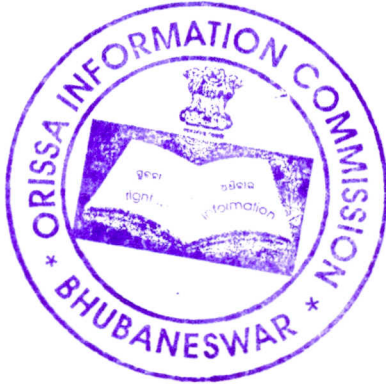
Date: 20th January,2009

Complaint Case No.729/2007

Saroj Kumar Mahapatra,
At-Budanga-756117,
PO-Dolasahi,
Bhadrak district.....Complainant

-Vrs-

1. Public Information Officer,
Higher Education Department,
Government of Orissa,
Secretariat, Bhubaneswar.
2. First Appellate Authority,
Higher Education Department,
Government of Orissa,
Secretariat, Bhubaneswar
3. Principal,
B.N.M.A. College. Paliabindha-756127,
Bhadrak district.....Opposite Parties



Decision

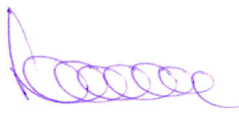
1. Complainant Saroj Kumar Mohapatra is absent on repeated calls. The absence of the Complainant is condoned under Rule 9(2) of the Orissa Information Commission (Appeal Procedure) Rules, 2006. Manamohan Mishra, Principal, B.N.M.A. College, Paliabindha, Bhadrak district is present. Heard and perused the case record. This case has arisen out of petition dated 11.06.2007 and heard twice earlier on 20.06.2008 and 30.09.2008.
2. During the hearing of this case on 30.09.2008, the Complainant had stated that he had sought for information on 11 points and except on point number 11 regarding UGC grants received by the College and submission of utilization certificates, he had not received any information yet on the other items.

On the same day, the PIO admitted the said factual position and pleaded that it will create a lot of problems and legal complications, if the information sought by the Complainant on other points are supplied to him as the relevant official records such as GB Resolution Book, Acquittance roll etc which have been seized by the Police of Tihidi Police Station, Bhadrak district in connection with investigation of a case.

3. Upon hearing the parties the State Commission had instructed the PIO to supply the information available with him and inform the Officer in charge of Tihidi Police Station to furnish permissible information, if any, to the Complainant on payment of required fees.
4. The Principal, BNMA College filed letter no. 553 dated 19.1.2009 during hearing which explained the crux of the case and informed that as per the directions of the State Commission dated 30.9.2008, all the available informations have been supplied to the Complainant pointwise vide letter no.546 dated 15.1.2009, free of cost.
5. The State Commission upon hearing the Principal of BNMA College are satisfied about the reasonableness, diligence and timely actions taken in the case. Hence the case is disposed of and closed. Inform the Complainant.

Pronounced in open proceedings

Given under the hand and seal of the State Commission, this 20th day of January,2009


SCIC
20.1.09