

BEFORE THE ORISSA INFORMATION COMMISSION
BHUBANESWAR

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



Date: 26th February, 2009
Complaint Case No. 789/2007

Nihar Ranjan Mohanty,
C/O-Sri Natabar Mohanty,
At-Kanheipur,
PO-CRRI,
Cuttack District Complainant

-Vrs-

Public Information Officer,
Office of the Regional Director of Education,
Orissa,
Bhubaneswar Opposite Party

Decision


1. Both the Complainant Nihar Ranjan Mohanty and Gadadhar Jena, PIO, Regional Director of Education, Orissa, Bhubaneswar are present. Heard and perused the case record. This case arises out of the Complaint petition dated 18/06/07 and heard earlier on 21/07/08.
2. The Complainant in his form A application dated 27/04/07 had sought a copy of the order/letter of recognition issued by the Regional Director of Education, Orissa to Saraswati Sanskrit Mahila Mahavidyalaya, Bari from the PIO of the said Public Authority. The PIO submitted that he intimated the Complainant on 01/06/07 to deposit the cost of information. The Complainant deposited the cost on 22/06/07 and received the information the same day.
3. During hearing today the Complainant submitted that as he had received all required information, he did not wish to proceed with the matter. The State

Commission explained that this facility for withdrawal was not available under the RTI Act, 2005 to a Complainant/Appellant.

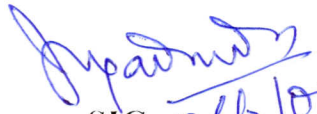
4. The PIO had submitted in his letter no. 21701 dated 15/11/08 that in obedience to the orders of the State Commission, he refunded Rs.24/- to the Complainant (which had been deposited by him towards cost of RTI fees for supply of Information) vide money order no.17/79 dated 12/11/08 (receipt enclosed).
5. Upon hearing the parties, the State Commission were convinced that there was no malafide intentions on the part of the Opposite parties in withholding/delaying information. As the Complainant has already received the required information, free of cost, and the money deposited refunded, the State Commission exonerated the PIO from any charge of penalty. Accordingly, case is disposed of and closed with no orders on penalty.

Pronounced in open proceedings

Given under the hand and seal of the State Commission, this 26th day of February, 2009.


SCIC

26.2.09


SIC 26/2/09