

BEFORE THE ORISSA INFORMATION COMMISSION

BHUBANESWAR

Present: Shri Jagadananda, SIC

Date: 11th February, 2009

Complaint Case No. 973/2007 and 1100/2007



Manas Ranjan Das,
At-Gopalgaon,
PO-Balasore,
Balasore DistrictComplainant

-Vrs-

Public Information Officer,
Balasore Municipality,
At/PO-Balasore,
Balasore District.....Opposite Party

Decision

1. Complainant Manas Ranjan Das is present. PIO, Balasore Municipality is absent despite notice. This is reprehensible. Heard. Perused the case record. The case arises out of a complaint petition dated 07/07/07. The case was last heard on 16/12/08.
2. The Complainant filed form A application dated 31/05/07 before the PIO, Balasore Municipality seeking information pertaining to the enquiry report of the Executive Officer which was purportedly sent to Special Secretary to Chief Minister, Orissa.
3. During the hearing on 16/12/08 the PIO stated that no such enquiry had been conducted and no such report was available at the Public Authority. The PIO invited the Complainant to visit the Public Authority during office hour for discussion and also to specify the information solicited but the Complainant did not turn up.

4. During hearing on 16/12/08 it was ascertained that another complaint case no-1100/2007 is being dealt by the State Commission on a self same issue. It was decided to tag them together for better appreciation and analogous hearing. The State Commission had directed the Public Authority to undertake a special drive to locate the information, if available and furnish the same to the Complainant free of cost. In compliance to the order of the State Commission, Special Secretary to the Chief Minister was moved to furnish the information, if available at their end. The office of the Chief Minister had responded the letter confirming the fact that no such report has been received at their office.
5. The State Commission is of the considered opinion that in view of the above discussed factual position it is clear that the Public Authority have not caused any violation of any of the provision of the RTI Act. They had made their best effort at their end but the information sought for is not available.
6. For the reasons aforesaid there appears no merit in this case which is hereby dismissed. The case is disposed of and closed.

Pronounced in open proceedings

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



[Handwritten Signature]
SIC 11/2/09