

BEFORE THE ORISSA INFORMATION COMMISSION  
BHUBANESWAR

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

Date: 4<sup>th</sup> February, 2009

Complaint Case No.779 of 2007

Radhakanta Mahapatra  
At/PO Kulana-756121  
Via-Manjuri  
Bhadrak District .....Complainant

-Vrs-

1. Public Information Officer  
Office of the BDO,Bhandaripokhari  
At/PO Bhandaripokhari  
Bhadrak District
2. First Appellate Authority,  
Office of the BDO,Bhandaripokhari  
At/P.O.Bhandaripokhari,  
Bhadrak District ..... Opposite Parties



**Decision**


1. Both the Complainant Radhakanta Mohapatra and Manmath Kumar Biswal,B.D.O. Bhandaripokhari Block are present. Heard and perused the case record. This case arises out of complaint petition dated 22.12.2006.
2. The Complainant filed form A application dated 22.12.2006 with the PIO, Bhandaripokhari Block seeking a copy of the report of Sarpanch, Tesinga Gram Panchyat and residential certificate issued by the Revenue Officer,Bhandaripokhari.
3. The BDO, Bhandaripokhari stated that the application was received by the PIO on 30.12.06. On 9.01.07 the Complainant was asked to deposit Rs.7/- towards cost of information. The Complainant

deposited the same on 02.02.07 and required information was kept ready on 03.02.07. The PIO informed the Complainant to receive the information personally vide his letter no.285 dated 07.02.07. But the Complainant did not turn up. Complainant submitted that the PIO could have sent the information by registered post. But the BDO-cum-First Appellate Authority mentioned that the Complainant had indicated in column 6 of his form A application to receive the information in person. The facts show that the PIO and BDO had no malafide intention in denying information. As per directions of the State Commission today, the BDO handed over the information, free of cost, to the Complainant.

4. In view of the above the State Commission find no malafide intention with the PIO and hence exonerated them him no orders on penalty. The case is disposed of and closed.

**Pronounced in open proceedings**

Given under the hand and seal of the State Commission, this 4<sup>th</sup> February, 2009.

  
SCIC  
4-2-09