

**BEFORE THE ORISSA INFORMATION COMMISSION
BHUBANESWAR**

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

Date : 17th February, 2009

Complainant Case No.960/2007

Nikhileswar Sahoo,
B-32, Ruchika Market,
Baramunda,
Bhubaneswar ,
Khurda districtComplainant



-Vrs.-

Public Information Officer
Orissa State Warehousing Corporation,
Corporate Office,
Plot No.2, Cuttack Road,
Bhubaneswar – 751006Opposite Party

Decision

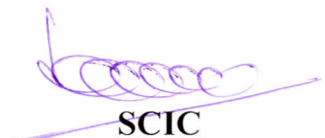
1. Complainant Nikhileswar Sahoo is absent on repeated calls. His absence is condoned under Rule 9(2) of Orissa Information Commission (Appeal Procedure) Rules, 2006. Prasanna Kumar Mishra, General Manager and PIO, office of the Orissa State Warehousing Corporation , Orissa, Bhubaneswar (OSWC for short) is present . Heard and perused the case record. This matter arises out of complaint petition dated 04/07/07.
2. Complainant Nikhileswar Sahoo had filed form A application dated 22/05/07 with the PIO, OSWC requesting a copy of proceedings for non-payment under clause.37 of Agreement. No.E-1-C/60F2

dated 15/12/98, which was received by the PIO on 24/05/07. Not getting the information within the prescribed time from the PIO , he approached to State Commission on 4.7.2007.

3. From the submission of the PIO and facts on record, it is seen that the PIO had received the form A application on 24/05/07 without prescribed documents in support of the identity and as such the Complainant was not entitled to get any information under the RTI Act, 2005 . However, the PIO supplied the information as requested by the Complainant in good faith vide his letter no.3792 dated 26/06./07 . The PIO prayed the State Commission to condone the delay of 3 days delay as the application of the Complainant was received 24.5.2007 and the required information sent to him on 26/06/07.
4. The State Commission upon hearing the PIO as above are satisfied on his bonafide actions taken in good faith. And there is no malafide intention to refuse or deny access to information; the case is disposed of and closed with no orders of penalty. The PIO is exonerated. Inform the Complainant.

Pronounced in open proceedings

Given under the hand and seal of the State Commission , this 17th day of February, 2009.


SCIC
17.2.09

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