

BEFORE THE ORISSA INFORMATION COMMISSION
BHUBANESWAR

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

Date: 17th February, 2009

Complaint Case No. 963/2007



Arun Kumar Das,
S/o Sri Upendranath Das,
House No. F/ 19,
O.M. C. Colony,
Unit- 8,
BhubaneswarComplainant

-Vrs -

Public Information Officer
Office of the Superintendent of Police, Khurda,
BhubaneswarOpposite Party


Decision

1. Complainant Arun Kumar Das is absent. The same is condoned under Rule 9(2) of the Orissa Information Commission (Appeal Procedure) Rules, 2006. Himanshu Kumar Lal, PIO-cum- Deputy Commissioner of Police, Bhubaneswar is present. Heard and perused the case record. This case arises out of complaint petition dated 5.07.07.
2. It was seen from the case record, and appreciated from the submissions of the opposite party that the Complainant in form A application dated 13.6.2007 had sought information in respect of 6 points viz name, designation and telephone no. of PIO etc. The information query is on the reverse side of form A application which is on record.
3. The PIO-cum- Deputy Commissioner of Police, Bhubaneswar had informed him in letter no.1891 dated 22.6.2007 to deposit Rs. 3000/- in cash within 15 days for providing the information. As the Complainant did not deposit the same within the stipulated time, he was again informed by regd. post with AD which was duly acknowledged by him on 30.6.2007.

4. Due to non payment of the cost for information, the application of the Complainant was rejected under Rule 4(3) of the Orissa RTI Rules,2005 and this fact also intimated to him vide their letter no. 2133 dated 18.7.2007.
5. The PIO mentioned that consequent upon introduction of Police Commissionerate system, reconstituted Khurda District started functioning with effect from 1.1.2008 at Khurda. The Complainant has sought for information from the PIO, office of S.P., Khurda Bhubaneswar and information query related to undivided Khurda district. As such, the concerned file of erstwhile Khurda district was transferred to the reconstituted Khurda district to initiate action in the matter at their end.
6. From the above submissions and facts on records, it is evident that the case of the Complainant has no merit as he had not responded to the letter of the Commissionerate of Police, Bhubaneswar to deposit the money. However, if he still desires to have the information he may apply afresh in due process to the PIO, office of the SP, Khurda district, Khurda.
7. The PIO-cum-Deputy Commissioner of Police, Bhubaneswar is exonerated with no orders on penalty as necessary action had been taken within the prescribed time. 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 17th day of February, 2009.


SCIC
17.2.09