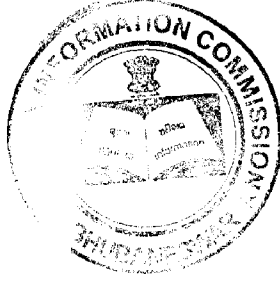


**BEFORE THE ORISSA INFORMATION COMMISSION
BHUBANESWAR**

Present:- :- Hon'ble Sri D.N. Padhi, SCIC

Dated:- 10th October, 2006

Complaint Case No.147/ 2006



Dr. Sankarshan Acharya,
Chairman, Citizens for Development,
803 (P), Jayadev Vihar
Bhubaneswar-751013,
Khurda District.....Complainant

-Vrs-

Public Information Officer,
Office of the Chief Minister,
Orissa,
Bhubaneswar-751001.....Opposite Party

Decision

1. Complainant is absent. In view of the provisions under Rule 9(2) of the Orissa Information Commission (Appeal Procedure) Rules, 2006 his absence is condoned without vitiating his rights for the case to continue in his absence. PIOs (OP) of (i) Khurda Collectrate, (ii) General Administration Department, (iii) Parliamentary Affairs Department and Sri Vinayatosh Mishra, IPS, PIO, State Police Headquarters, Cuttack are present. Perused the case record and heard all the above PIOs as Opposite Party.
2. It is noted from the records and submissions of the PIOs that they have not received the application dated 15/10/05 in form 'A' of Dr. Sankarshan Acharya regarding providing access over Government land to his private plot No.1167 in Gangapatna Mauja, Khurda district for building an office-cum-ashram for Citizens for Development. They came to know about the request of Sri

Acharya at the time of previous hearing on 30/08/06 when a copy of the same was collected by the PIO of the Parliamentary Affairs Department on behalf of CM's office from the State Commission. It reveals from the submission of the PIO Collectrate, Khurda (OP) that after collecting the twelve items of information requested for by the Complainant consisting of 18 pages, they have sent the same by speed post to Sri Acharya on 06/10/06 under intimation to the State Commission vide letter dated 07/10/06. The PIO of CM's office (Parliamentary Affairs, Department), General Administration Department and State Police Headquarters, Cuttack mentioned that they had no information on this request of Dr. Acharya. It is seen from record that General Administration Department in their letter no.477 dated 09/10/06 have informed Revenue and Disaster Management Department to direct Tahsildar, Bhubaneswar/Collector, Khurda District to do the needful and inform the Complainant. This is presumed to be compiled with by the reply on 12 points sent by the PIO of Khurda Collectorate.

3. It is evident from the complaint petition dated 12/07/06 that the Complainant has indicated (i) native address at Belguntha, Ganjam District, (ii) present residential address at Jaydev Vihar, Bhubaneswar, and another address in Lockport, Illinois, United States of America. During pendency of this case the Complainant has informed the State Commission that all correspondences may be made to his native address at Belguntha. The PIOs are, therefore, directed to send the information free of cost again by speedpost to both his native and present local addresses at Belguntha, Ganjam District and Jayadev Vihar, Bhubaneswar so that non receipt thereof cannot be made a plea again before the State Commission.




4. With the above direction the case of the complaint is allowed.

Pronounced

Given under the hand and seal of the State Commission, this the 10th
day of October, 2006.




Hon'ble SCIC
10.10.06

Pankaj
10/10/06