

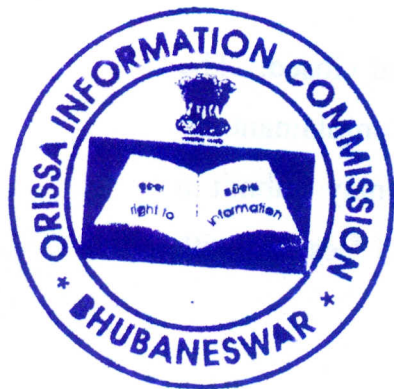
BEFORE THE ORISSA INFORMATION COMMISSION

BHUBANESWAR

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

Date:-29th April, 2009

Complaint Case No.539/2008



Ram Abatar Agrawal,
At- Ladugaon,
P.O.Koksara
Kalahandi district Complainant

-Vrs-

Public Information Officer,
Office of the Directorate of Elementary Education,
Orissa,
Bhubaneswar.....Opposite Party

Decision

1. Complainant Ram Abatar Agarwal is absent. The said absence is condoned under Rule 9(2) of the Orissa Information Commission (Appeal Procedure) Rules, 2006. Lokanath Nanda, PIO, Directorate of Elementary Education, Orissa, Bhubaneswar is present. Heard him and perused the case record. This case is being heard for the first time and arises out of complaint petition dated 19.04.08.
2. The Complainant had filed his form A application dated 25/03/08 with the PIO, Directorate of Elementary Education Orissa, Bhubaneswar seeking to know the action taken on his representation dated 18.02.08 regarding transfer of school teachers and related matters. As stated by the PIO, after receipt of the said application on 3.04.08 by post, the same was diarized on 5/04/08. On scrutiny it was found that the required application fee had not been deposited as required under Rule 4(1) of the RTI Rules, 2005. Therefore, the application was rejected and Complainant communicated vide Directorate letter no.4786 dated 8/04/08.
3. On verification of the records exhibited, the State Commission were of the opinion that the PIO was legally correct in rejecting the application which was done within the stipulated period under the RTI Act, 2005.

4. In view of the above situation the case is disposed of and closed. The PIO is exonerated. No orders on penalty. Inform the Complainant. In case he is still interested in the said information, he may submit a complete RTI application (that is, alongwith the prescribed fees etc) with the said PIO.

Pronounced in open proceedings.

Given under the hand and seal of the State Commission, this 29th day of April, 2009.




SCIC
29.4.09