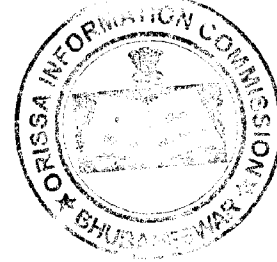


**BEFORE THE ORRISA INFORMATION COMMISSION
BHUBANESWAR**

Present:- :- Prof. Radhamohan, SIC

Dated:- 20th September, 2006

Complaint Case No.107/2006



Sri Gobinda Jena,
S/o-Late Mushei Jena,
Vill-PO-Kapila,
Block-Binjharpur,
Jajpur District.....Complainant

-Vrs-

Sarpancha-cum-Public Information Officer,
Kapila Grama Panchayat,
Block-Binjharpur
Jajpur District.....Opposite Party

Decision

1. Complainant is absent but in view of his statutory option under Rule 9(2) of the Orissa Information Commission (Appeal Procedure) Rules, 2006 his absence is condoned and hearing of the case is taken up on merit. The PIO and the Sarpanch of Kapila gram Panchayat are present. Heard the Opposite Parties. Perused the record.
2. It reveals from the record that the Complainant filed his application in for 'A' u/S 6 of the RTI Act, 2005 (Act for short) before the Sarpanch on 10/02/06 who is not the designated PIO of the Panchayat. One Sri Dinabandhu Ojha who is also present today before the State Commission is the PIO of Kapila Gram Panchayat. Thus it is clear that the Complainant has knocked at a wrong door.
3. The PIO Sri Ojha submits that no sooner he got the notice of this case he searched for the application dated 10/02/06 by the Complainant and supplied the information to him on 10/02/06. The PIO further submits that the receipt executed by the Complainant on 10/02/06 is now available in his Panchayat, the

copy of which he shall furnish for perusal of the State Commission within 7 days.

3. Considering the fact that the information has been provided to the Complainant who had filed the application before the Sarpanch, the case of the Complainant is disposed of with a direction to the PIO Sri Ojha to furnish the copy of receipt executed by the Complainant on 10/02/06 indicating acceptance of information by him.

Pronounced

Given under the hand and seal of the State Commission, this the 20th day of September, 2006.



A. K. Mishra

SIC