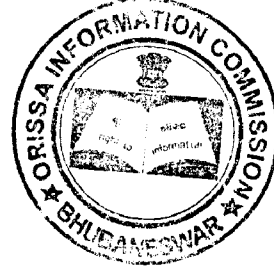


**BEFORE THE ORRISA INFORMATION COMMISSION
BHUBANESWAR**

Present:- :- Prof. Radhamohan, SIC

Dated:- 15th September, 2006

Complaint Case No.115 /2006



Sri Sukanta Sahoo,
S/o-Late Rajakishore Sahoo,
At-Badadanda Sahi,
Plot No- 2024,
Bhubaneswar-751002,
Khurda District..... Complainant

-Vrs-

1. Sri A.K. Mohanty,
Under Secretary to Govt.
Cum-Public Information Officer,
Housing & Urban Development Department, Orissa,
Bhubaneswar
2. Sri B.C. Jena,
Additional Secretary to Govt.
Cum-1st Appellate Authority,
Housing & Urban Development Department, Orissa,
Bhubaneswar.....Opposite Parties

Decision

Complainant is present. PIO and 1st Appellate Authority, Housing and Urban Development Department, Govt. of Orissa are present. Heard both sides.

It appears from the case record, submission of the parties and the documents on which they relied that the Complainant has not submitted his application u/S 6(1) of the RTI Act, 2005(Act for short) in Form 'A'.

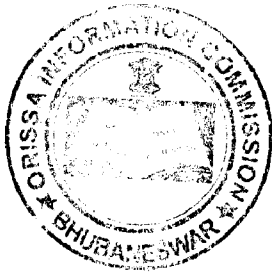
The Complainant has merely filed a grievance petition before the Chief Secretary, which has been latter, forwarded to the Opposite parties.

Non-submission of application in Form 'A' u/S 6 of the Act is an inherent defect which cannot be cured. The Complainant being conscious of the statutory provision, he will file a fresh application before the PIO, Opposite Parties within 3 days. In case such an application is duly filed by the Complainant before the PIO the matter will do well in disposing of the application in accordance with the provision of the Act within 7 days of receipt of the application.

4. With these observation the case is dismissed.

Pronounced

Given under the hand and seal of the state Commission, this the 15th day of September, 2006.



Prakash Chandra
SIC 15-9-06