

**ORISSA INFORMATION COMMISSION
FORM OF DECISION SHEET**

Hon'ble State Chief Information Commissioner, Orissa

**Present:- :- Hon'ble Sri D.N. Padhi, SCIC
and
Prof. Radhamohan, SIC**

Dated:- 6th September, 2006

Complaint Case No 150/2006



Sri Trailokya Charan Routray,
Planning Assistant,
Directorate of Town Planning,
Heads of Department Building,
Bhubaneswar
Orissa.....Complainant

-Vrs-

Public Information Officer,
Directorate of Town Planning,
Heads of Department Building,
Block-6, Unit-V,
Bhubaneswar.....Opposite Party

Decison

1. Complainant is absent. His absence will not prejudice his interests in view of the provisions in the Appeal Procedure Rules. In obedience to the direction of State Commission dated 17/08/06 the PIO Smt Anjana Panda, OAS and ex-PIO Miss Sovabati Patnaik (Planning Member, CDA, Cuttack) are present.
2. Miss Sovabati Patnaik has filed a showcause memo in response to the notice sent to her for initiating action u/S 20 of RTI Act, 2005 (Act for short). She has mentioned in the showcause memo that the date of application for information is 06/01/06 and information was ready to be delivered to the applicant on 01/02/06. The said

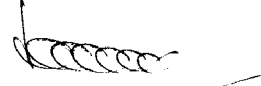
PIO tried her best to inform the Complainant to deposit the fee but as he was absent from the office, the intimation could not be given to him. It shall not be out of place to mention that the Complainant works as the Planning Assistant in the same office but the information has not been provided to him till that date. Miss S. Pattanaik further submits that the information sought for by the Complainant has been supplied to him vide her office letter No. 980 dated 07/02/06 which is consistent with the request of the Complainant who in his application has mentioned to collect the information in person.

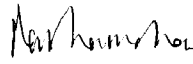
3. On the verification of the date indicated by the ex-PIO Miss Sovabati Patnaik from the record, the State Commission is of the considered view that delay is not attributable to any dereliction by the PIO. The showcause submitted by ex-PIO is supported by good reasons which is hereby accepted and she is exonerated from application Sec 20 of the Act.
4. Accordingly the showcause proceedings initiated against the PIOs are dropped and the case is disposed of.

Pronounced

Given under the hand and seal of the State Commission, this the 6th day of September, 2006.




Hon'ble SIC
6.9.06


SIC