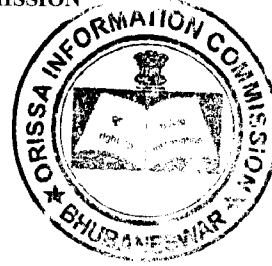


BEFORE THE ORRISA INFORMATION COMMISSION  
BHUBANESWAR

Present:- :- Prof. Radhamohan, SIC

Dated:- 12<sup>th</sup> September, 2006

Complaint Case No173/2006



Smt Sandhyarani Pani,  
Advocate,  
Hill Patna-3<sup>rd</sup> Lane,  
Berhampur,  
Ganjam District-760005.....Complainant

-Vrs-

1. Public Information Officer,  
Department of Higher Education,  
Secretariat, Bhubaneswar.
2. Sri D.G. Tripathy,  
1<sup>st</sup> Appellate Authority,  
Department of Higher Education,  
Secretariat,  
Bhubaneswar .....Opposite Parties

**Decision**

1. Complainant Smt. Sandhyarani Pani is absent. PIO Sri Ramakanta Rath, of Joint Secretary to Govt. of Higher Education Department is present. The Complainant has a statutory option of either remaining present or absent during hearing of the case. Therefore, her absence for the day shall not vitiate the case in any manner. Perused the record. Heard the PIO.
2. Bereft of unnecessary details the Complainant submitted her application for information u/S 6 of the RTI Act, 2005 (Act for short) on 01/12/05 before the PIO (OP). The PIO after collecting the information intimated the Complainant on 31/12/05 to deposit the cost of preparation of information which the Complainant deposited on 05/01/06 and on next day i.e., on 06/01/06 information has been supplied to her. Considering the above relevant days the State Commission hereby concluded that there is no violation of the provision of Sec 7(1) of the Act which if committed could have before as a hindrance for the PIO.
3. For the aforementioned reasons there appears no merit in the complaint petition which is hereby dismissed.

**Pronounced**

Given under the hand and seal of the state Commission, this the 12<sup>th</sup> day of September, 2006.

*Radhamohan*

SIC