

**Odisha Information Commission  
Block-B-1, Toshali Bhawan,  
Satyanagar,  
Bhubaneswar-751007**

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✓ **Complaint Case No-23/20 Decision Dt:- 05.09.2024**

Memo No- 39011 / OIC Dt. 13.09.24

Copy forwarded to Anand Kumar Sharma, Plot No. C-1176, Markat Nagar, Sector-6, C.D.A., Dist-Cuttack,  
for information.

Memo No- \_\_\_\_\_ / OIC Dt. \_\_\_\_\_

Copy forwarded to the Public Information Officer, Cuttack Collectorate, Dist-Cuttack, for information and  
necessary action and comply as directed.

  
**Asst Law Officer**  
12.09.2024

ODISHA INFORMATION COMMISSION  
BHUBANESWAR

Present: Shri Jalada Kumar Tripathy,  
State Chief Information Commissioner

Date 5<sup>th</sup> September, 2024

Complaint Case No.23/2020

Anand Kumar Sharma  
Plot No. C-1176  
Markat Nagar  
Sector-6, C.D.A.  
Dist: Cuttack

..... Complainant

Vrs.

1. Public Information Officer,  
Cuttack Collectorate  
District-Cuttack

..... Opposite Party

DECISION

1. Complainant, Anand Kumar Sharma, is not present on call. Hemendra Narayan Mohanty, PIO (Nodal)-cum-Dy. Collector, Collectorate Cuttack, is present. The Commission has received the written submission dated 20.07.2024 filed by the PIO (Nodal) and his communication dated 06.07.224 addressed to the complainant, which are available on record. Earlier, the PIOs of the Collectorate had filed their respective status reports dated 31.03.2021, 13.12.2023 and 29.06.2024, under intimation to the complainant, which are part of record. Heard the Opposite Party-PIO and perused the case record.

2. As seen in this case, the complainant had approached the Commission under his complaint petition dated 05.01.2020, being aggrieved over non-response to the information sought vide his Form-A application dated 07.02.2018, seeking penal action against the concerned.



3. During the course of hearing of this case on 01.07.2024, even the Opposite Party-PIO had explained with regard to action taken on receipt of the complainant's RTI application dated 07.02.2018, the issues raised by the complainant in his complaint petition dated 05.01.2020 have not been met by the PIO (Nodal), Collectorate, Cuttack. Hence, vide para 3 of the Commission's order dated 01.07.2024, the PIO(Nodal) was directed to categorically respond to each point made by the complainant in his complaint petition dated 05.01.2020, enclosing the relevant order copies in that regard and file his written submission addressed to the complainant, under intimation to the Commission before 10.07.2024.

4. While enclosing a copy of the PIO's status report dated 29.06.2024, with annexures, enclosed to the copy of the Commission's order dated 01.07.2024, the complainant was given liberty to file his rejoinder/ counter submission, if any, addressed to the present PIO (Nodal), Collectorate, Cuttack, under intimation to the Commission before 20.07.2024. On receipt of the same, the PIO (Nodal), Collectorate, Cuttack, was directed to categorically respond to each point made by the complainant therein and file his written submission addressed to the complainant, under intimation to the Commission by this date.

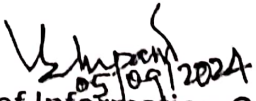
5. Pursuant to the above direction, the PIO (Nodal) has sent a communication dated 06.07.2024 to the complainant, enclosing the relevant documents through Speed Post, which is found delivered to the complainant on 08.07.2024, as per the relevant postal tracking report submitted by the PIO (Nodal). However, as submitted by the PIO (Nodal), he has not received any further communication so

far from the complainant, as per Commission's direction vide para 4 of its order dated 01.07.2024. The Commission also has neither received any further communication so far from the complainant nor the complainant has sought for time from the Commission to file his rejoinder/counter submission, in response to the Commission's order dated 01.07.2024, which is found delivered to the complainant on 04.07.2024, as revealed from the relevant postal tracking report submitted by the Registry. Further, the Commission's intimation regarding adjournment of this case for today's hearing is also found delivered to the complainant on 01.08.2024. In the absence of the complainant for the hearings, and any further communication so far from him, despite opportunity provided, the Commission is not in a position to ascertain his counter views with regard to the submissions made by the Opposite Party-PIO, in response to his complaint petition dated 05.01.2020. In the circumstances, the Commission is of the considered view not to protract the hearing any further and is constrained to conclude the proceeding.

6. With the above observations, the proceeding is closed and the subject complaint case stands disposed of.

**Pronounced in open proceedings**

Given under the hand and seal of the Commission this day, the 5<sup>th</sup> day of September, 2024.

  
State Chief Information Commissioner  
05.09.2024

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