

**GOVERNMENT OF ODISHA
REVENUE AND DISASTER MANAGEMENT DEPARTMENT**

No. RDM-LRGEA-RTI-0001-2019- **5232** /R&DM Dated **14 FEB 2019**

From

Avaya Kumar Nayak, OAS (SAG),
Additional Secretary to Government

To

All Collectors

Sub: Display of information on D.L.C. report of forest land in the public domain under Sec. 4(1) (b) and 4(2) of the RTI Act, 2005

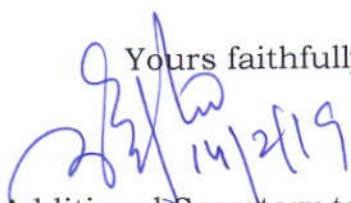
Madam/ Sir,

In enclosing a copy of the Order dated 18.06.2018 of the Hon'ble Odisha Information Commission, Bhubaneswar passed in Second Appeal No. 3080/2014 filed by Santosh Kumar Pradhan, I am directed to say that the Hon'ble Commission has directed Principal Secretary, Revenue & DM Department to ensure that information on DLC Report of forest land are being displayed in the website as per Sec. 4(1) (b) and 4(2) of the RTI Act, 2005.

You are, therefore, requested to take immediate action to upload the details of the forest land mentioned in the DLC Report in the official website of the district so that the interested parties/ persons can access this information easily.

The above exercise should be completed by 15th March, 2019 and compliance be reported to this Department by 20th March, 2019 positively.

Yours faithfully,

5233

Additional Secretary to Government

Memo No. _____/R&DM Dated **14 FEB 2019**

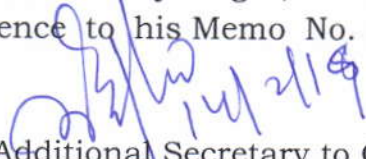
Copy with copy of the enclosure forwarded to Forest & Environment (Forest) department for information and necessary action.


Additional Secretary to Government

P.T.O

Memo No. 5234 /R&DM Dated 14 FEB 2019

Copy forwarded to Assistant Law Officer, O/o the Odisha Information Commission, Block-B-1, Toshali Bhawan, Satyanagar, Bhubaneswar-751007 for kind information with reference to his Memo No. 45053/OIC dated 31.12.2018.


Additional Secretary to Government

Memo No. 5235 /R&DM dtd. 14 FEB 2019

Copy forwarded to Under Secretary to Govt.-cum-PIO, RTI Cell, Revenue & DM Department for information and necessary action with reference to his letter No. 3589 dated 31.01.2019.


Additional Secretary to Government

**ODISHA INFORMATION COMMISSION
BHUBANESWAR**

**Present: Ms. Sashiprava Bindhani
State Information Commissioner**

Dated 18th June, 2018,

Second Appeal No.3080/2014

Santosh Kumar Pradhan
C/O-Biplab Keshari Pradhan,
At-Mundamal,
P.O-Jajpur Road,
District- Jajpur

....

Appellant

Vrs.

1. Public Information Officer,
2. First Appellate Authority,
Office of the Tahasildar,
Vyasaganar Tahasil,
District- Jajpur

.....

Respondents

DECISION

1. Appellant, Santosh Kumar Pradhan is absent. Lokanath Mohapatra, Public Information Officer-cum-Sr.Clerk, Office of the Tahasildar, Vyasaganar in the district of Jajpur is present and has submitted written memorandum before the Commission. Heard the PIO and perused the case record.
2. Appellant, Santosh Kumar Pradhan had filed Form 'A' application on 01.09.2014 before the Public Information Officer, Office of the Vyasaganar Tahasil, Jajpur seeking information about D.L.C.report of Forest Land of Vyasaganar Municipality under Khata No.40, Plot No.97 & 223 of mouza Mundamal. Alleging non-supply of the information within the prescribed time period, he preferred the first appeal in Form-D before the First Appellate Authority on 21.10.2014. Being aggrieved with non-receipt of information

either from the Public Information Officer or from the FAA, the appellant had filed second appeal vide Form-E on 19.12.2014 before the Commission.

3. However, after issue of notice to the appellant and the Public Information Officer on 16.02.2017, the appellant was being called upon by the Public Information Officer for hearing on 10.03.2017. After that a speaking order was also passed by the FAA on 24.5.2017. During the hearing it came to the notice of the public authority that the DLC report on forest land of Vysanagar Municipality under khata No.40 and plot No.97 & 223 of mouza Mundamal is not available in the office of the Tahasildar, Vysanagar.
4. It is revealed from the record that the Public Information Officer has supplied part information to the appellant vide letter No.8800 dt.28.12.2017 through Regd.post. Since balance information related to DLC was not available in the Tahasil office at Vysanagar, the Public Information Officer was directed to obtain such information from the Office of the Collectorate, Jajpur, since the DLC was related to the office of the Collectorate, Jajpur and is not coming under the jurisdiction of the Tahasildar to file such case u/s.15 of OSS Act.
5. The Public Information Officer further in his written submission along with corroborative evidence has provided the information to the appellant after obtaining such document from the office of the Dy.Collector, Revenue Collectorate, Jajpur vide his letter No.1283 dt.25.5.2018. He has also submitted the copy of the DLC on which the appellant has given his signature on 12.06.2018 that he has received the copy of the DLC. During the hearing, it also came to the notice of the Commission that the appellant who sought the information regarding the decision making process of a particular issue i.e. issuance of patta by Settlement Office under Sec.32 of OSS Act can only be obtained from the appropriate authority at the Collectorate office.
6. In this context the Commission would like to direct the Principal Secretary, Revenue & DM Department, Odisha, Bhubaneswar to ensure and comply before the Commission that such information are being displayed in

the public authority as well as in the website as per sec.4(1)(b) and Sec.4(2) of the RTI Act. For the interest of the citizen and government, they must obtain a time bound submission of the Revenue Officials for disposal of such information in the public domain under Sec.4(1)(b) and 4(2) of the RTI Act.

7. Since the Appellant did not appear before the Commission on the date fixed for hearing and has not submitted any discrepancy report after receipt of his information, it is presumed that the Appellant is satisfied with the information which he has received. Hence, the Commission deems it proper not to proceed further and accordingly the case is closed.
8. With the above observation, the Second Appeal No.3080/14 is disposed of and closed.

Pronounced in open proceedings

Given under the hand and seal of the State Commission, this the 18th June of 2018.

Sd/-
State Information Commissioner(B)
18.06.2018

NS