

**GOA STATE INFORMATION COMMISSION**  
'Kamat Towers', Seventh Floor, Patto, Panaji – Goa

**CORAM: Shri Juino De Souza State Information Commissioner**

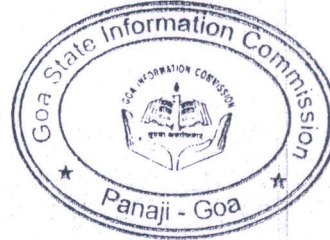
**Appeal Nos. 147 & 148 /SIC/2012**

Prakash S. Chari  
H.No. 101/2, Anand Bldg.  
Taleigao, Goa- 403002.

..... Appellant

v/s

1. Public Information Officer  
O/o Collector (North)  
Panaji, Goa- 403001.
2. First Appellate Authority  
Additional Collector (North)  
O/o Collector North Goa District  
Panaji. Goa- 403001.



..... Respondent

**Relevant emerging dates:**

Date of Hearing : 02-06-2016  
Date of Decision : 02-06-2016

**ORDER**

1. The above two Appeals pertain to one and the same parties and are having similar subject matter and as such they are combined together and disposed by one single common order.
2. The brief facts of the case are that the Appellant had sought certain information from the Respondent PIO vide two separate applications dated 21/11/2011. The Respondent PIO sent a combined reply to both the applications of the Appellant vide letter dated 20/12/2011.
3. The Respondent PIO in paragraph 1 of his reply has stated that as far as point no.1 of the Appellant's RTI application was concerned, the information could not be furnished as the said file was not transferable in the PIO's office. As far a point No. 2 of the application was concerned, the PIO transferred the RTI application under Section 6 (3) of the RTI Act to the Collector of North Goa District, Panaji. In view of this the PIO therefore directed the Appellant to seek the information from the Collector's Office.
4. In the second paragraph of his reply, the PIO has stated that the inward and outward register for the period from 11/01/1973 to 30/06/1974 were not traceable in the PIO's Office.

5. The PIO further stated in his reply that as far as copies of the list of cases heard and since the relevant details of parties involved were vast in numbers the Appellant was requested to give the exact details of the files so required. The PIO in his reply also informed that the Appellant may inspect the list of files available in the PIO's Office.
6. Not being satisfied with the PIO's reply, the Appellant preferred a First Appeal before the FAA who is Respondent No.2. The FAA disposed off the First Appeal vide an Order on the Roznama dated 17/09/2014. In the Order the FAA has noted that the representative of the PIO was present for the hearing but the Appellant was absent and that the representative of the PIO informed the FAA that the file asked by the Appellant during the last hearing had been found in the office records and the said copies had been given to the Appellant.
7. The FAA further stated that since the Appellant was not present nor had given any reply, it appears that he is satisfied with the efforts made and the information documents supplied to him and accordingly disposed off the First Appeal. Not being satisfied with the order of the FAA the Appellant has preferred two separate Second Appeals before this Commission on 08/08/2012.
8. During the hearing the Appellant is absent despite advance notice sent by Registered Post without intimation to this Commission. The Respondent PIO is represented by Awal Karkun Shri. Saiesh Naik who is present in person.
9. The representative of the Respondent PIO states that information has been provided to the Appellant who has made an endorsement dated 21/11/2014 stating the information sought by him has been collected and his request for information has been complied and files a written declaration which is taken on record of the file. The PIO's representative submits that in view of the endorsement made by the Appellant nothing survives in the appeal which may be disposed off.
10. The Commission upon perusal of the file observes that indeed two replies dated 09/02/2011 and 28/12/2011 were sent to the Appellant by the PIO from the Record of Rights North, Panaji stating that the information as required by the Appellant is not available in the PIO's Office. Further there is a written reply filed by the FAA before this Commission wherein it is stated that the hearing was conducted before the FAA on 06/08/2014.

11. The FAA in his reply has stated that the Appellant was requested to visit the PIO's Office on 12/08/2014 for inspection of the file. However due to personal difficulty, the Appellant could not visit the office of the PIO. The FAA's reply further states that the Appellant visited the office of the PIO on 26/08/2014 for the purpose of inspection and during the inspection, one file was traced in records in connection with the information as required by the Appellant. The Appellant appeared before the FAA on 12/09/2012 and the FAA directed the office of the PIO to trace the concerned file and furnish the information as sought by the Appellant.

12. The Commission comes to the conclusion that information has been provided to the Appellant and further in view of a detailed reply filed by the FAA which is on record of the file and also the endorsement dated 21/11/2014 made by the Appellant on the said reply stating the information sought by him has been collected and his request for information has been complied nothing survives in both these Appeals which accordingly stand disposed off.

13. All proceedings in the Appeal case also stand closed. Pronounced before the parties who are present at the conclusion of the hearing. Notify the parties concerned. Authenticated copies of the Order be given free of cost.

Sd/-  
(Juino De Souza)  
State Information Commissioner

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