GOA STATE INFORMATION COMMISSION

'Kamat Towers', Seventh Floor, Patto, Panaji – Goa

CORAM: Shri Juino De Souza, State Information Commissioner.

Appeal No. 215/SIC/2011 / 1068

Mr. Bandhagit Nadaf,
Vasco-Goa. ..... Appellant

V/s

PIO Civil cum Sub Registrar
Murmagao,
Vasco - Goa. ..... Respondent

Relevant emerging dates:

Date of Hearing : 02-03-2016

Date of Decision : 02-03-2016

O R D E R

Goa State Information Commission Panaji - Goa

1. The Appellant Mr. Bandhagit Nadaf is absent despite due notice. However he has sent an application dated 02-03-2016 opting not to remain present while also requesting the commission to dispose the matter on merits as per what is stated in the appeal memo. The Appellant further has contended that as no information was given by the PIO within the prescribed mandatory 30 day time period, administrative action should be initiated and he be granted compensation and also to initiate penalty proceedings U/sec 20 RTI Act 2005.

2. During the hearing, the Respondent PIO Mr. Tushant Kunkolikar, Civil cum Sub Registrar, Marmagao, Vasco along with Mrs. Shubha Desai and the FAA Mr. P. S. S. Bodke are all present in person.

3. The PIO submitted that all information was furnished and also the Appellant had moved the FAA who had passed an order dated 27/9/2011 which is on record of the file. The PIO furnishes a written declaration bearing no CRISR/MOR/176/2016 dated 03/03/2016 confirming all the facts in the matter and that as the information has been furnished nothing survives in Appeal and requests the commission to dispose this long pending matter.

4. The PIO further points out to his reply filed on 12-03-2012 which is on record of the file. As per the reply it is evident that the Appellant is asking for copies of sale deeds from 1st January 2005 till 15th April 2011 and when informed that

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the copies of the same will cost ₹ 10,66,380/- he has not come forward to pay the said charges and collect the copies of the said deeds. It is further observed that the Appellant is asking for information to be furnished in tabular form and to which the PIO in his reply has stated that it is not possible.

4. As stipulated in the RTI Act the role of the PIO is to provide information as available from the records. Regrettably the PIO cannot provide information for the satisfaction of the Appellant/ Complainant. It means that the Public Information Officer is required to supply the 'material' in the form as held by the public authority, and not to do anything on behalf of the citizen and as per his satisfaction and then supply it to him.

5. The commission comes to the conclusion that all information sought for has been kept ready by the PIO to be furnished to the Appellant which has been confirmed by his written declaration and nothing survives in the Appeal. The Appeal is accordingly disposed.

5. However liberty is given to the Appellant to approach the office of respondent PIO and collect whatever information he desires on payment of charges as applicable within 30 days of the passing of this order latest by 10th April 2016 by 3pm. The respondent PIO will extend full cooperation to the Appellant.

The Proceedings stand closed. Pronounced in open court during the conclusion of the hearing. Notify the parties concerned.

Authenticated copies of the order be given free of cost.

Goa State Information Commission * Panaji - Goa *

(Juino De Souza)
State Information Commissioner

Under Secretary
Goa State Information Commission
Panaji - Goa.