

CORAM: Shri Juino De Souza, State Information Commissioner.

Complaint No: 138/SCIC/2011

Kumari Dr. Kalpana V. Kamat,
C/o Vasant M. Kamat,
1st floor, Caldiera Arcade,
BhuteBhat, Mestawado, Vasco- Goa.

..... Complainant

V/s.

Public Information Officer/Assistant Engineer,
PWD(Water Supply Department),
SD I, PWD IX(PHE),
Baina, Vasco – Goa.

..... Opponent

Relevant emerging dates:

Date of Hearing : 25-02-2016

Date of Decision : 25-02-2016

O R D E R

1. Complainant Kum. Dr. Kalpana V. Kamat present in person. Respondent APIO Mr. Vishwambar Bhende is present in person. During the hearing the complainant submits that she has in her prayer sought directions that the PIO should furnish information to her and hence filed the complaint before the commission.

2. The Complainant was informed that direction to furnish information cannot be given by the Commission in a complaint case under section 18 of RTI Act and that she should have filed an Appeal under section 19 by first moving the First Appellate Authority FAA under section 19(1) and if dissatisfied then by filing a 2nd appeal under section 19(3) before the commission within 90 days.

3. The Respondent makes a request to the Commission to convert her Complaint into an Appeal. The Complainant herein is directed to approach the FAA and file a proper Appeal as per procedure in accordance with law challenging the reply of the PIO. The Commission directs the FAA to give a hearing to the Appellant therein and dispose the First Appeal on merits.

4. The period of limitation is extended if the Complainant herein files the First Appeal before the FAA by 10-04-2016.

Pronounced in open court before the parties who are present at the conclusion of the hearing. Notify the parties concerned.

Authenticated copies of the order may be sent to the parties free of cost.

Matter is disposed.



Under Secretary
Goa State Information Commission
Panaji-Goa.



(Juino De Souza)
State Information Commissioner