

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

CORAM: Shri Juino De Souza: State Information Commissioner
Complaint No:142/SCIC/2012 } 676

Shri Krishnadas Atchut Karekar
R/o, 353/F-1, Mahalaxminagar,
Taulim, Ponda Goa.

..... **Complainant**

v/s

1. Public Information Officer,
Mamlatdar of Ponda,
Ponda Taluka
Ponda-Goa.

..... **Respondent**

Relevant emerging dates:

Date of Hearing : 22-08-2016

Date of Decision : 22-08-2016

ORDER

1. Brief facts of the case are that the Complainant had filed an application dated 06/08/2012 seeking certain information from the Respondent PIO u/s 6(3) of the RTI act 2005.
2. The information sought is in the form of asking questions such as :
 - 1) What is the total quota of kerosene sanctioned for Ponda Taluka for the last 1 year month wise.
 - 2) What is the total quota kerosene allotted and disbursed to the dealers for the last one year. Month wise.
 - 3) What is the process of registration of Ration card for availing kerosene quota when such registration can be done.
 - 4) Kindly provide details of unsigned Ration cards issued by Mamlatdar of Ponda to the card holders and returned back by the Allotee to the Mamlatdar office for obtaining signature and stamp of Mamlatdar.
 - 5) What action is taken in such cases? Kindly provide details and
 - 6) Kindly provide copies of unsigned ration card.
3. The PIO vide reply dated 31/08/2012 provided the information with regard to point No 1, 2, 4 and 5 and further informed that copies of documents as regards to point no. 3 and 6 will be provided on payment of necessary fees. ...2

4. Not satisfied with the information provided the Complainant preferred First Appeal on 01/10/2012 which was disposed by the FAA vide order dated 25/10/2012.
5. The FAA ordered the PIO to furnish certified copies of the information documents with seal and on letter head after allowing inspection of files and if the Complainant was not satisfied with the information provided he could bring to the notice of the FAA at the next hearing. Being aggrieved the Complainant has filed a Complaint case with the commission on 23/10/2012 praying that the PIO be directed to furnish information and other reliefs.
6. During the hearing the Complainant Shri Krishnadas Atchut Karekar is absent without intimation to this Commission. It is seen from the roznama that he has continuously remained absent right since 04/02/2013. The Respondent PIO, Shri Abhir Hede, Jt. Mamlatdar Ponda Taluka is present in person.
7. The Respondent PIO submits that the information sought was in question form and does not fall under the purview of the RTI act 2005 nevertheless the information was furnished by the PIO vide reply dated 31/08/2012 as regards to point No 1, 2, 4 and 5 and the Complainant was further informed that copies of documents as regards to point no. 3 and 6 will be provided on payment of necessary fees.
8. It is also submitted that pursuant to the directions of the FAA the certified copies were kept ready but the complainant has not come forward to collect the same as he has to pay the necessary fees as per the prescribed rules. The PIO submits that he is still willing to furnish certified copies of the information documents provided the Complainant pays the necessary fees.

9. The Commission has carefully gone through the submission of the PIO as well as perused the material on record including the RTI application 06/08/2012, Complaint memo, the reply of the PIO dated 31/08/2012 and information supplied.
10. At the outset the Commission indeed finds the information sought is in question form by asking questions such as What, etc which does not fall under the purview of RTI act 2005 and observes that the PIO has gone out of his way to furnish information. The information pertaining to points 1, 2, 4 and 5 of the RTI application have already been furnished and as regards to information with respect to points no. 3 and 6 it was informed that the same can be provided by the PIO on payment of necessary fees by the Complainant as such the PIO cannot be faulted.
11. However in view that the PIO has submitted that he is still willing to furnish the certified copies of information documents to the Complainant on payment of necessary fees, it is open for the Complainant if he so desires to approach the office of the Respondent PIO within 40 days of the order and collect the said certified copies of the information documents after paying the necessary fees as prescribed under rules and in such an event the PIO will extend full cooperation in furnishing the said information to the Complainant after collecting necessary fees as prescribed under the rules.

With these observations the complaint case stands disposed.

All proceedings in Complaint 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.

(Juino De Souza)
State Information Commissioner