

**BEFORE THE GOA STATE INFORMATION COMMISSION
Seventh Floor, Kamat Towers, Patto, Panaji, Goa.**

**CORAM: Smt. Pratima K. Vernekar,
State Information Commissioner**

Appeal No. 105/SIC/2015

**V.N.Kulkarni,
F-1, Kalpana Apts-A,
Shankar Parvati Temple Road,
Khadpabandh, Ponda-GoaAppellant**

V/s.

1. Public Information Officer (PIO),
Directorate of Education
Porvorim -Goa
2. Deputy Director,
First Appellate Authority (FAA),
Directorate of Education
Porvorim -GoaRespondents

Appeal Filed on: 28/09/2015

Disposed on: 26/08/2016

ORDER

1. Brief facts leading to this second Appeal are that the Appellant vide his application dated 1/07/2015 had sought certain information at point No. 1 to 9 in respect to his Complaint dated 13/10/2012 filed against Shri Tarabai Dalvi High School with Respondent No. 1 PIO (Public Information Officer). The said application was replied on 22/06/2015 by Respondent No. 1, PIO (Public Information Officer). Since the Appellant was not satisfied with

the reply, filed 1st Appeal on 2/07/2015 before the Director of Education, Porvorim being FAA and Respondent No. 2, FAA (First Appellate Authority) after hearing both the parties passed an order on 25/08/2015 directing Respondent No. 1 to furnish the inquiry report received from ADEI alongwith other related documents within 15 days from the receipt of the same from ADEI.

2. Since he did not received information he came in second Appeal before this Commission on 28/09/2015 praying for the direction to Respondent No. 1-PIO to provide inquiry reports and other relevant information as per the order of Respondent No. 2, FAA and also for invoking penal provisions.
3. In pursuant to the notice of this Commission Appellant appeared in person. Respondent No. 1, Ishwar Patil and on behalf of Respondent No. 2 Shri Chawdikar remained present.
4. On behalf of Respondent No. 1 reply came to be filed on 02/08/2016 enclosing certified copies of the information. The copy of the reply alongwith the information was furnished to the Appellant. On the subsequent date of hearing the Appellant filed the application stating that he is satisfied with the information provided by the Respondent to him. However, he disputed the contents of the inquiry report. Vide said application he also submitted that he is not pressing for the penalty and the matter was left at the discretion of this honorable Commission to decide the issue regarding imposing penalty.

5. Perusal of the order of Respondent No. 2, FAA, it was seen that Complaint dated 13/10/2012 filed by the Complainant against Shri Taramati Dalvi, High School was lying in the academic section which was subsequently forwarded to ADEI, Ponda for investigation vide said order Respondent No. 2-FAA has directed Respondent No. 1, PIO to furnish the inquiry report to the Appellant within 15 days of the receipt of the same to their office. As such clarification was sought, by this Commission from the Appellant regarding the date of receipt of said inquiry report, from ADEI Office to which the Appellant informed this Commission that the inquiry report was received by him on 01/10/2015.
6. Respondent No. 1, PIO have now shown their bonafides by furnishing the copies of the inquiries report to the Appellant. However the Commission observes that there was a delay in furnishing said report and as warns the Respondent No. 1 to be cautious hence forth and such an lapse on their part in future will be viewed seriously.
7. In view of the submissions made by the Appellant that he is satisfied with the information furnished, nothing survives to be decided in the present appeal. The dispute regarding the contents of the inquiry report can be redressed by Appellant before appropriate authority.
8. Appeal is disposed accordingly. Proceedings stands closed.

Notify the parties.

Authenticated copies of the Order should be given to the parties free of cost.

Aggrieved party if any may move against this order by way of a Writ Petition as no further Appeal is provided under the Right to Information Act 2005.

Sd/-
(Pratima K. Vernekar)
State Information Commissioner
Goa State Information Commission,
Panaji-Goa