

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

Shri. Prashant S. P. Tendolkar ,
State Chief Information Commissioner

Appeal No.07/2017

Ulhas R. Mainikar,
B-14-1, Police Quarters,
Alto Porvorim –Goa.

.....

Appellant

V/s

- 1) The First Appellate Authority,
The Senior Town Planner,
Town & Country Planning Dept. North –Goa,
District, Govt. office Mapusa,
Bardez-Goa.
- 2) The Public Information Officer,
The Dy. Town Planner,
Town & Country Planning,
Bicholim-Goa.

.....

Respondents

Filed on 30/01/2017

Disposed on :04/10/2017

O R D E R

1) The appellant herein by his application, dated 20/10/2016 sought certain information pertaining to land use/zoning information regarding survey No.77/17 at Pethwada Cudnem, Bicholim as also of survey No.77/17-A, B, C and D of same village. The same was replied by PIO on 15/12/2016 informing that the same is not available with it and regarding point (3) that the same cannot be furnished. The appellant therefore filed first appeal on 09/12/2016. However no notice was issued and not disposed and hence he approached this commission in second appeal.

2) After notifying the parties the PIO filed his reply inter alia submitting that the information as sought for is not available with the said authority. While explaining the same it is submitted by PIO that the land use zoning information is not readily available with the department pertaining to individual survey numbers and that the

...2/-

zoning plans are prepared village wise. He further submitted that the issuance of the information calls for the fees as notified by the department.

With reference to point (3) it is submitted by the PIO that the information sought was personal in nature and hence cannot be furnished.

3) In the course of hearing the PIO has directed to file affidavit in support of his contention and he filed accordingly said affidavit alongwith the copies of the village zoning plan. Copy of the said affidavit alongwith the said plan were furnished to the appellant who submitted that he has received the information. Considering the same I find that no intervention of this commission is required pertaining furnishing of information.

4) Coming to the prayer of penalty as sought by the appellant, I find no ground to consider the same. The information as sought for by the appellant was not available, inspite of which the PIO was gracious enough to furnish the plans of the entire village. In the circumstances the present appeal is required to be disposed as nothing survives therein.

In the aforesaid circumstances the present appeal is dismissed as the information as is available is furnished to the appellant. Proceedings closed.

Notify the parties.

Pronounced in open hearing.

Sd/-

(Mr. Prashant S. Prabhu Tendolkar)
State Chief Information Commissioner
Goa State Information Commission
Panaji-Goa