

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

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

Appeal No.272/SCIC/2016

Mr. Arun R. Bhosle,
Asst. Teacher,
Mahananandu Memorial High School,
Bhoma, Ponda-Goa. Appellant.

V/s

- 1) The Headmaster/Public Information Officer,
Mahananandu Memorial High School,
Bhoma, Ponda –Goa.
- 2) The Deputy Director of Education,
Panaji –Goa. Respondent.

Appeal No. 273/SCIC/2016

Mr. Arun R. Bhosle,
Asst. Teacher,
Mahananandu Memorial High School,
Bhoma, Ponda-Goa. Appellant.

V/s

- 3) The Headmaster/Public Information Officer,
Mahananandu Memorial High School,
Bhoma, Ponda –Goa.
- 4) The Deputy Director of Education,
Panaji –Goa. Respondent.

Filed on :06/12/2016

Disposed on :11/01/2017

O R D E R

1. Both these appeals are filed by the appellant assailing the action of PIO whereby the appellant was not furnished the information by him as per his letters, dated 17/11/2016.

...2/-

2. After issuing notices to the parties they filed their appearance through advocates. The Appellant was represented by Adv. Pansekar while the PIO was represented by Adv. Parsekar.

3. On 10/1/2016 when the matters were taken up for arguments after the PIO filed the reply, Adv. Parsekar submitted that the information was not furnished as the same pertained to PIO himself and that the information as sought for can be furnished in case the same is ordered by the Commission.

4. Adv. Pansekar appearing for appellant submitted that he is interested in the information and that in case it is furnished to him the appeals can be disposed off without any penalty.

5. I have perused the records more particularly the applications for information filed u/s 6(1) of The Right to Information Act 2005 (act). With reference to appeal no.272/2016, it is seen that the information sought at points nos.(6) and (7) are in the form of justifications or reasons. Such inquiries cannot constitute information for dispensation under the act. As far as other points are concerned the same are within the purview of the act to be furnished as information.

The information as sought for in appeal no.273/2016 the same constitutes information under the act.

6. Adv. Parsekar submitted that the information as above can be furnished as the same is brought by his client today. Accordingly the copies of the information, i.e. the document duly certified by PIO were furnished to the appellant. The appellant also verified the original documents and was satisfied that the same are true copies.

...3/-

However in respect of the BA passing certificate of the PIO there were some doubts in the mind of appellant. The PIO was therefore called upon to furnish the alternate document today.

7) Today the PIO submitted the alternate document i.e. the passing certificate issued by the university and after verification of the same the same was taken on record.

8) The appellant who was present today stated that the information as was required by him except at points (6) and (7) has been furnished. As stated above and appellant is not entitled to receive the said information at said two points i.e. at (6) and (7).

8) In the aforesaid circumstances nothing more remains to be decided.

In the above circumstances I dispose the above appeals accordingly and consequently the appeal stands dismissed as not pressed.

Pronounced in the open proceedings.

Notify the parties.

Proceedings closed.

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