

GOA STATE INFORMATION COMMISSION

'Kamat Towers', Seventh Floor, Patto, Panaji – Goa

CORAM : i) Shri. Prashant S. P. Tendolkar

State Chief Information Commissioner

ii) Smt. Pratima K. Vernekar

State Information Commissioner

Appeal :23/SCIC/2016

Kunda Kerkar,

Asst. Goa Legislative Assembly

Porvorim – Goa.

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Appellant

V/s

- 1) **The Public Information Officer,**
Smt. Ligia Godinho,
Under Secretary Goa Legislative Assembly,
Porvorim-Goa.

- 2) **The First Appellate Authority,**
N.B Subhedar,
Secretary Legislative,
Porvorim-Goa.

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Respondents

Filed on : 12/02/2016

Disposed off: 23/03/2017

1) Facts :

- a) The Appellant herein by his application, dated 04/11/2015, filed u/s 6(1) of The Right to Information Act 2005 (Act) sought certain information from the Respondent No. 1, PIO under seven points therein.
- b) The said application was not responded to by the PIO within time and as such deeming the same as refusal, Appellant filed first appeal to the Respondent No. 2, being the First Appellate Authority (FAA).
- c) FAA by order, dated 15/12/2015, allowed the said appeal and directed PIO to furnish the information.

- d) According to the Appellant the PIO gave an unsatisfactory reply on 09/02/2016 and hence has landed before this Commission in this second appeal u/s 19(3) of the Act.
- e) Notices were issued to the parties, pursuant to which they appeared. The PIO on 25/08/2016, filed a reply to the appeal.

2) Findings :

- a) We have perused the application, dated 04/11/2015 filed by Appellant u/s 6(1) of the Act. In said application, the information is sought on seven points. Initially said application was not responded by PIO but after order issued by FAA., by reply dated 09/02/2016, information was furnished to points (1) to (6) wherever available. The information pertaining to which it was not available for any reason, it was appropriately replied in the said reply.
- b) In the course of proceedings before this Commission the Advocate for Appellant submitted that only information at point (7) has remained to be furnished to him. The contention of PIO was that the same is not sought in clear terms with reference to the period for which it is required. The Appellant was directed to clarify the period and accordingly Advocate for Appellant by memo, dated 27/02/2017, submitted that whatever information which is available pertaining to said point no. 7 be furnished to the Appellant.
- c) Considering the above, we find that it would be just and proper that the PIO is directed to furnish to the Appellant the information at point no.7 of Appellant's application dated 04/11/2015, pertaining to the period for which it is available.

In the above circumstances we proceed to dispose the present appeal with the following:

ORDER

The appeal is partly allowed. The PIO is directed to furnish to the Appellant the list from the Secretary downwards with designations, birthdates, date of appointment and date of retirement, pertaining to the period for which it is held by the office of Goa Legislative Assembly.

Proceedings closed.

Pronounced in open proceedings.

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

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