

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

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

Appeal No. 92/SCIC/2017

Francisco Branganza
H.No. 215,
Primary School, Cansaulim,
Velsao –Goa.

..... Appellant

V/s

The Public Information Officer,
Secretary of Village Panchayat,
Village Panchayat Sancoale,
Sancoale –Goa.

..... Respondent

Dated: 12/09/2017

ORDER

1. The above appeal is registered and thereafter the under Secretary/Registrar has pointed out that the appellant has approached this Commission without filing first appeal. The matter was therefore placed before me for appropriate orders.
2. As it was found that the appeal is already registered in the records it would be appropriate to notify the appellant to clarify the office objection. Accordingly the appellant Shri Francis Branganza appeared before me today.
3. On going through the records it is found that the appellant has sought information by his application dated 25/05/2017 from PIO V. P. Sancoale. According to the appellant the said application was not responded by the PIO and as per the legal advice he has filed this RTI appeal.

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4. On going through the records it is seen that though he has filed application under section 6(1) of the act which according to him is not responded the remedy available to him was by way of first appeal under Section 19(1) to the Block Development Officer (BDO) to whom the appellant has not approached. Considering the same the present appeal appears premature and hence not maintainable.

5. In the circumstances the appeal memo is to be returned to the party by retaining Xerox copy thereof in the file. The right of the appellant to approach this Commission by way of second appeal and/complaint under section 19(1) and section 18 respectively are kept open. Appeal disposed off accordingly.

Original appeal memo may be returned to the appellant by retaining a copy from the commission.

Proceeding closed.

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