

**GOA STATE INFORMATION COMMISSION**

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

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**Complaint. 04/SCIC/2014**

Mr. Jerry Braganza,  
Near St. Jerome's Church,  
Mapusa Goa .

..... Appellant

**V/s.**

1, The Public Information Officer,  
Office of the Administrator,  
Comunidade North Zone ,  
Mapusa Goa.

..... Respondents

**CORAM:**

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

**Filed on: 23/01/2014**  
**Decided on:09/03/2017**

**ORDER**

1. While disposing the appeal No.239/SIC/2011, by order dated 28/6/2012, this commission directed Respondent PIO to trace the Registered and in case the said registered is not traced the collector North Goa either through himself or through any other officer to hold inquiry regarding the missing of the registered and to fix responsibility and to initiate action against delinquent officer including lodging of FIR .
2. The complainant Shri Jerry Branganza approach this commission by way of complaint on 23/1/2014 interalia submitting that even though more then one and half year passed there is no compliance of this order of this commission. It was further submitted vide their complaint that a process of fixing responsibility is willfully put in cold storage to avoid penalizing the culprits. In the said complaint he has

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sought relief for directions of the compliance of the said order and for penalizing the PIO for not complying the order of this commission.

3. A reply was filed by the first appellate authority on 7/11/2014 interalia submitting that in pursuant of the order of this commission dated 28/6/2012 in appeal no. 239/SIC/2011 the collector of North Goa vide order dated 04/10/12 appointed Smt. Sheru Shirodkar as inquiry officer who conducted the inquiry of the said order and vide order dated 04/04/2013 she directed the administrator of Comunidade, North Zone to file FIR against Shri Vishnu N. Gaonkar and Ganapat Khalap who were the ex-employee of the office of the Comunidade of North Zone who were responsible for misplacing the book of Minute of 1991 to 1997. Vide said reply it was contended that the office of Administrator Comunidade of North Zone Mapusa filed the FIR before the Mapusa Police on 17/12/2012 which was registered as FIR No. 186/13. The copies of the order dated 4/10/12 of the collector appointing Smt. Sheru Shirodkar as inquiry officer, Judgment passed by her on 04/04/2013, the copy of the complaint dated 17/12/2012 filed by the acting secretary administrator of Comunidade north Zone to Mapusa Police and the copy of the FIR were enclosed to the said reply
4. After appointment of this commission the fresh notice issued to the parties in pursuant to the said notice complainant appeared both the Respondents' were absent .
5. During the proceeding the complainant did not disputed that the inquiry was not conducted and the FIR was not filed, however his grievance was that the FIR was not properly filed by the acting Secretary i.e the Administrator of Comunidade. In other wards he had disputed contends recorded in the said complaint.
6. The undersigned commission has no jurisdiction to entertain such grievance of the complainant under the RTI Act , as such the

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relief sought by the complainant during his oral arguments cannot be granted . The complainant can redress his above grievances before the competent authority.

7. Since the order of this commission have been complied nothing survives to be decided in the present complaint as such the 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 against this order under the Right to Information Act 2005.

Pronounced in the open court.

Sd/-

**(Ms. Pratima K. Vernekar)**  
State Information Commissioner  
Goa State Information Commission,  
Panaji-Goa