

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

Appeal No. 53/2018/SIC-I

Vithal K. Gaonkar,
H. No. 1463, Santona Dabal,
Dharbandora-Goa.

.....Appellant

V/s.

1. Smt. Namrata Gaonkar,
Head Mistress,
The Public Information Officer (PIO),
Government High School, Shigao,
Collem- Dharbandora Goa.

2. D.R. Bhagat,
Dy. Director of Education,
First Appellate authority,
Central Education Zone,
Massano De Amorim Building,
Panaji ,Goa. .

.....Respondents

CORAM:

Smt. Pratima K. Vernekar, State Information Commissioner

Filed on: 01/03/2018

Decided on:04/04/2018

ORDER

1. The Facts in brief which arises in the present appeal are that the appellant Shri Vithal Gaonkar, by his application dated 7/11/2017 filed u/s 6 (1) of Right to Information Act, 2005, sought from Public Information Officer (PIO) of Government High School, Shigao, Collem Dharbandora, Goa, certain information on 5 points as stated therein in the said application.
2. It is contention of the Appellant that the said application was not responded by Respondent PIO as such he preferred first appeal before the Director of Education, Alto Porvorim Goa, being First Appellate Authority (FAA).
3. It is the contention of the appellant that during the proceedings before the First appellate authority reply was filed thereby

incorporating answer at point No. 3 to 5 and thereafter first appellate authority disposed the said appeal vide order dated 31/1/2018.

4. It is contention of the Appellant that the complete information was not furnished to him as such he was forced to approach this Commission on 1/3/2018 by way of second appeal filed under section 19(3) of the RTI Act, 2005. In the second appeal he had sought for the direction as against respondent PIO to furnish him correct and complete information, free of cost and for invoking penal provisions.
5. Notice was issued to both the parties. In pursuant to which appellant was present in person. Respondent No.1 PIO Smt. Namrata Gaonkar and on behalf of respondent No. 2 Shri Dayanand Chawedekar appeared .
6. Reply filed by first appellate on 29/03/2018. The copy of the reply was furnished to the appellant .
7. The PIO Smt. Namrata Gaonkar submitted that the application of the appellant was responded on 15/11/2017, within stipulated time of 30 days and the information was sent to the appellant by registered A.D. which returned unserved with endorsement "addressee deceased". The said fact is also not disputed by the appellant. She again volunteered to furnished the information and accordingly the said information came to be furnished to the appellant alongwith the enclosure on 4/4/2018 before this commission.
8. On verification of the said information, the appellant submitted that he is satisfied with the information furnished to him and he has no further grievance in respect of information furnished to him. Accordingly he endorsed his say on memo of appeal .

9. Since the information is furnished to the satisfaction of the appellant, I find that no intervention of this commission is required thereto in respect of prayer (a) .
10. With respect to prayer (b) I am of the opinion the facts of the case and the documents on record, doesn't warrant the levy of penalty on PIO.
11. Appeal disposed accordingly. Proceeding 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

Ak/-