

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

CORAM: Shri Juino De Souza State Information Commissioner

Appeal No. 126/2017

Shri Jawaharlal T. Shetye,
H. No. 35/A, Ward No. II,
Kholim, Mapusa - Goa

..... Appellant

v/s

1. Public Information Officer/
Dy. Collector & SDO, Bardez,
O/o. the Dy. Collector & SDO,
Mapusa, Bardez Goa

2. The First Appellate Authority,
Additional Collector-I,
North Goa District,
Panaji – Goa.

..... Respondent

Relevant emerging dates:

Date of Hearing : 31-07-2018

Date of Decision : 31-07-2018

O R D E R

1. Brief facts of the case are that the Appellant vide an RTI application under section 6(1) dated 31/07/2017 addressed to the Respondent PIO, Dy. Collector & SDO, Mapusa, Bardez sought voluminous information of six pages from points I to XXV.

2. The information *inter alia* pertains to case No.CNV/BAR/ILL/118/2014 Malatdar of Bardez V/S Ulhas V/s Pednekar and 3 others and to furnish certified copies of notings sheets, copies of all replies, written submissions arguments, Judgment /Orders pronounced, dates of hearing, names designation of dealing hands, exact date since when present Dy. Collector, of Bardez, Shri. Chandrakant Shetkar has changed the practice of hearing the case in open court of the Dy. Collector at Mapusa and has started conducting the hearings of the case in his closed door Chamber.

3. The Appellant is also seeking information regarding personal details of the said Dy. Collector of Bardez, Shri. Chandrakant Shetkar including copies of Recruitment rules, copies of advertisement published in the daily newspaper and Government Gazette of the said vacancies, Certified copy of application letter applied for the post, Certified copies of call letter, copy of appointment letter, copy of judgment, copy of acceptance letter, copies of educational qualifications, such as SSC Certificate, Training programmes, all certificates and certified copies of Birth Certificate, Character Certificate experience certificate, certified copy of employment card with validity, Copy of 15 years Residence Certificate and other such related information.
4. It is the case of the Appellant since no reply was furnished to him by the PIO, he filed a First Appeal on 03/05/2017 and finding that no Order has been passed by the First Appellate Authority (FAA) has thereafter filed a Second Appeal before this Commission registered on 17/08/2017 and has prayed to direct the Respondent PIO to furnish the information without fees and for penalty, disciplinary action and other such reliefs.
5. This matter has come up before this Commission on several six previous occasions and hence it is taken up for final disposal. It is seen that the Appellant, Shri J.T. Shetye is absent despite affording him several opportunities to present his case. It appears that the Appellant is not interested to pursue his appeal case. The Respondent present PIO, Shri Gaurish J. Shankwalkar, Dy. Collector & SDO, Mapusa is present alongwith Shri. Dinanath Poulekar, LDC. The FAA is absent.
6. At the outset Shri Gaurish J. Shankwalkar submits that during the course of the proceedings before this Commission all information has been furnished to the Appellant which has been received by the Appellant vide Appellant on 27/03/2018 under his signature.

7. It is further submitted that the copies of Roznama sheet giving all details of case No. CNV/BAR/ILL/118/2014 were given alongwith the copy of the Order which was regarding point No 2 of the RTI application. It is also stated that with reference to other points from No I to XXV, the information sought was regarding the personal details of the previous Dy. Collector, Shri Chandrakant Shetkar which was not available in this Office and as such the same could not be furnished.
8. Shri Gaurish J. Shankwalkar hands over a detailed reply dated 19/02/2018 containing information regarding points 2,3,4,5,6. The said reply along with copies of proceeding sheets and Order copy dated 31/03/2017 having the endorsement of the Appellant on 27/03/2018 having received the same is taken on record.
9. The Commission after hearing the submission and perusing the material on records including the reply dated 19/02/2018 finds the present PIO has furnished all information as was available with the public authority and which is received by the Appellant under his signature on 27/03/2018. Also the PIO has clearly stated in paragraph 6) of the said reply that information from point 1 to point 25 is not available.
10. As information which was available has been furnished and which the appellant has received under his signature on 27/03/2018 and further since other information from points 1 to 25 regarding personal information details of the previous Dy. Collector, Shri Chandrakant Shetkar were not available, the same could not be furnished.

Nothing therefore survives in the Appeal case which accordingly stands disposed.

All proceedings in the Appeal case stand closed. Pronounced before the parties who are present at the conclusion of the hearing. Notify the parties concerned. Authenticated copies of order be given free of cost.

**Sd/-
(Juino De Souza)
State Information Commissioner**

