

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

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

**Appeal No.158/2017/SCIC**

Mr. Siddesh S. Simepurushkar,  
R/o Flat No.F2,  
Ananta Apartment, Angod Waddo,  
Mapusa, Bardez-Goa.

..... Appellant

V/s

- 1) The Public Information Officer,  
The Collector of North,
- 2) The Public Information Officer,  
Dy. Collector & SDO Mapusa.

..... Respondent

The below order is passed in the above matter on  
20/04/2018.

**“Taken up before CIC:**

**ORDER**

**Appellant present in person. Respondent No.1 absent. PIO from the O/o Dy. Collector Mapusa Shri G. Sankhwalkar present. Arguments of the parties heard.**

**For considering the arguments, on going through the records it is seen that though Respondent No.2 i.e. PIO Dy. Collector Mapusa has initially instructed the appellant to collect information the same, was later refused by letter dated 22/09/2016. Against said refusal the appellant has filed the present second u/s 19(3) appeal without filing the first appeal under section 19(1) of the act. I therefore find that the present appeal is premature and the same can be entertained only after the appellant exhausts his remedy under section 19 (1) of the act.**

**...2/-**

In the aforesaid circumstances I find it appropriate that opportunity is granted to appellant to file first appeal. Hence liberty is granted to the appellant to file 1<sup>st</sup> appeal before the first Appellate authority, of Dy. Collector Mapusa within 30 days from today, if he wish so, and incase he is aggrieved by the said FAA to approach this Commission by second appeal. u/s 19(3).

In case such appeal is filed before the FAA, by appellant, it shall not insist upon the period of limitation The FAA shall dispose the appeal within the period stipulated and in accordance with law. The appeal therefore stands disposed accordingly with liberty to the appellant as above.”

Sd/-  
**CIC**

Sd/-  
**(Shanti Makwana Harding)**  
Under Secretary Cum Registrar  
GSIC Panaji- Goa