

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

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**Appeal No. 31/2019/SIC-I**

Shri Joseph A. Mendonca,  
R/o. H.No.458,  
Arrarim, Socorro, P.O. Porvorim,  
Bardez-Goa.

....Appellant

V/s

1. Public Information Officer (PIO),  
Mamlatdar of Bardez,  
Mapusa Goa.
2. The First Appellate Authority,  
Deputy Collector & SDO, Bardez,  
Mapusa-Goa.

.....Respondent

**CORAM:**

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

Filed on: 11/2/2019

Decided on: 11/3/2019

**ORDER**

1. The brief facts leading to present appeal are that the appellant Shri Joseph A. Mendonca by his application dated 9/8/2018 sought for documents submitted in mutation No. 34890 by the occupant of the property, surveyed under survey No. 31 sub-division 13 situated in the Village of Socorro, Bardez Taluka in the name of field-Aradi. The said information was sought from the Respondent No. 1 the Public Information Officer (PIO), office of Mamlatdar of Bardez, Mapusa-Goa in exercise of appellants right under sub-section (1) of section 6 of RTI Act .
2. It is the contention of the appellant that his above application filed in terms of sub section 1 of section 6 was not responded by the Respondent PIO herein within stipulated time of 30 days and as such deeming the same as rejection, the appellant filed 1<sup>st</sup> appeal on 17/09/2018 before the First appellate authority (FAA) interms of section 19 (1) of RTI Act.

3. It is the contention of the appellant that the Respondent No.2 First appellate authority did not hear his first appeal neither passed any order as such being aggrieved by the action of both the Respondents, he is forced to approach this commission on 11/2/2019 in his 2<sup>nd</sup> appeal seeking relief of directions to PIO to furnish the information as also seeking penalty.
4. Notices were issued to both the parties. Appellant was represented by his son Shri Sebastian S. Mendonca who placed on record letter of authority dated 11/3/2019 of the appellant. Respondent PIO was represented by Ashok Naik U.D.C. who placed on record the reply of PIO dated 11/3/2019 thereby enclosing the information . The copy of the reply along with the enclosures/information filed by Respondent PIO was furnished to the representative of the appellant.
5. The representative of the appellant after verifying the information submitted that since now the information being provided to him, he does not have any further grievance against the Respondent PIO and hence he is not pressing for penal provisions . Accordingly he endorsed his say on memo of appeal .
6. Since the available information have now been provided to the appellant , I find no intervention of this commission is required for the purpose of furnishing information hence prayer-(a) becomes infructuous .
7. In view of submission and endorsement made by the representative of appellant I find nothing survives to be decided in the present matter.

Appeal disposed accordingly. Proceedings stands closed.

Notify the parties.

Pronounced in the open court.

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.

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