

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

Appeal No. 245/2019/SIC-I

Antonio Jose De Souza,
1/133-A Guaravaddo,
Calangute, Bardez Goa.

.....Appellant

V/s

1.Public Information Officer,
Office of Mamlatdar,
Bardez, Mapusa-Goa.

..... Respondents

CORAM: Ms. Pratima K. Vernekar, State Information Commissioner

Filed on:13/08/2019
Decided on:18/10/2019

ORDER

1. The second appeal came to be filed by the appellant Shri Antonia Jose De Souza on 13/08/2019 against the Respondent Public Information Officer of the office of Mamlatdar, Bardez, Mapusa-Goa under sub section (3) of section (19) of Right To Information Act, 2005.
2. The brief facts leading to the second appeal are that the Appellant vide his application dated 15/4/2019 had sought from the Respondent Public Information Officer(PIO) following information;
 - (i) Certified copy of Form IX with respect to mutation proceedings No. 167 of Survey No. 113 sub-Division 5 of Calangute Village, maintain by the Talathi of revenue in the mutation register of Calangute Village, Bardez Goa.
 - (ii) certified copy of Form IX with respect to mutation proceedings No. 168 of Survey No. 120 sub-Division 9 of Calangute Village, maintain by the Talathi of revenue in the mutation register of Calangute Village, Bardez Goa
3. The said information was sought by the appellant in exercise of his right u/s 6(1) of RTI Act, 2005.

4. It is the contention of the appellant that his above application filed in terms of sub section (1) of section (6) was responded by the respondent PIO on 20/5/2019 wherein the information was denied to him on the ground that the same is not available in the office of Talathi of Calangute Village as per Talathi's reply .
5. It is the contention of the appellant that he being not satisfied with a said reply, filed 1st Appeal on 20/5/2019 to Deputy Collector and SDO, Bardez, at Mapusa-Goa, being first Appellate Authority interms of section 19(1) of Right To Information Act, 2005.
6. It is the contention of the appellant that the First Appellate Authority vide order dated 18/7/2019 disposed his first appeal.
7. It is contention of the appellant that he being aggrieved by the action of Respondent PIO and first appellate authority is forced to approach this commission in his 2nd appeal as contemplated u/s 19(3) of Right To Information, Act.
8. In this background the appellant has approached this commission with a contention that the information is still not provided and thereby seeking relief of directions to PIO to furnish him the required information at the earliest and for invoking penal provisions .
9. Notices were issued to both the parties, in pursuant to which Appellant was present in person. The Respondent PIO Shri Laxmikant Kuttikar appeared and filed his reply on 18/10/2019 there by furnishing the information which was acknowledged and verified by the appellant.
10. The appellant submitted that his main intention was to receive the information and since now the same have been provided by Respondent PIO, as per his requirement, he does not have any

grievance against the respondent and as such he is not pressing for penal provisions. Accordingly endorsed his say on the memo of appeal.

11. Since information now been furnished to the appellant and also in view of the submission and endorsement of the appellant, I find no reasons to proceed with the matter and nothing survives to be decided in the present proceedings, hence Appeal 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