

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

CORAM: Shri Juino De Souza : State Information Commissioner

Appeal No: 249/2018/SIC-II

Mr. Souza Leonardo Caetano,
S. Bras Ilhas,
P.O. Marcella – Goa - 403 107.

.... Appellant

v/s

1.The Public Information Officer,
O/o the Mamlatdar of Tiswadi,
Panaji-Goa.
403 001.

2.The First Appellate Authority,
Dy. Collector & S.D.O of Tiswadi,
Panaji-Goa - 403 001.

....Respondents

Relevant emerging dates:

Date of Hearing : 18-02-2019

Date of Decision : 18-02-2019

O R D E R

1. **Brief facts of the case** are that the Appellant vide an RTI application dated 25/01/2018, sought information under Section 6 (1) from the Respondent PIO, Office of Mamlatdar Tiswadi, Panaji Goa relating to an application filed on 20/10/2017 against Daugim-Ella Tenant's Association for damaging the produce of Kharif crop of 2017. The Appellant is *inter alia* seeking information about Action taken against the said Daugim-Ella Tenant's Association for allegedly damaging the Kharif crop and steps taken to provide compensation, list of names and addresses of dead and living member of Daugim-Ella Tennant's Association; Procedure followed during last public election of the 'Governing Council' of the members of the Daugim -Ella Tenants Association and other such related information.
2. It is seen that the PIO, vide reply no MAM/TIS/RTI/2018-40 dated 01/06/2018 has furnished the information as available in the records on all six points. Not satisfied with the information furnished, the Appellant filed a First Appeal on 26/02/2018 and the First Appellate Authority vide a short Order disposed off the said First Appeal on 10/10/2018 by holding that the information sought by the Appellant has already been provided and that the Appellant may file fresh application if he has any additional questions.

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3. Being aggrieved with the Order of the First Appellate Authority, the Appellant has subsequently approached the Commission by way of Second Appeal registered on 25/10/2018 and has prayed to direct the PIO to provide unfurnished information at point 1(a), 1(b) and other information at point No. 2, No.3 and point No.3 (b).
4. **HEARING**: During the hearing the Appellant Mr. Souza Leonardo Caetano, is present in person. The Respondent PIO is represented by APIO, Benny Valles, Head Clerk with the public authority. The FAA is represented by Mrs. Efi D'mello, Head Clerk with the public authority.
5. **SUBMISSIONS**: The Appellant submits that he is satisfied with the information received, except information at point No.III (b) which is Procedure followed during last public election of the 'Governing Council' of the members of the Daugim-Ella Tenants Association.
6. The APIO, Smt Benny Valles submits that she is willing to furnish the said information provided sufficient time is allowed to find out the details of the procedure followed for such elections.
7. **DECISION**: The Commission directs the PIO, Mamlatdar Tiswadi to furnish information of the procedure followed at Elections of the Governing Council of Daugim-Ella Tenant's Association Tenants, if the same are available in the records. The said information shall be furnished within 20 working days from the receipt of this Order i.e latest by 20/03/2019. In case the information is not available, then the PIO is directed to inform the Appellant accordingly.

With these directions the Appeal case stand disposed.

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

Sd/-

(Juino De Souza)
State Information Commissioner