

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

CORAM: Shri Juino De Souza : State Information Commissioner

Appeal No.: 145/2018/ SIC-II

Shri. Joao C. Pereira,
H. No. 40. Acsona,
Utorda – Majora,
Salcete – Goa- 403713

.... Appellant

v/s

1. The Public Information Officer
Sub Divisional Police Officer,
S.D. P.O, Margao – Goa.
2. The Asst. Public Information Officer,
Shri Filomeno Costa,
Police Inspector,
Colva Police Station,
Colva – Goa.
3. The First Appellate Authority,
Superintendent of Police (South),
Margao – Goa.

.... Respondents

Relevant emerging dates:

Date of Hearing : 17-01-2019

Date of Decision : 17-01-2019

ORDER

1. **Brief facts of the case** are that the Appellant vide an RTI application dated 26/03/2018, sought certain information under Section 6 (1) of the RTI Act. 2005 from the Respondent PIO, O/o Sub –Divisional Police Officer, Margao, Salcete-Goa.
2. The information pertains to an FIR No.163/2015 Registered at Colva Police Station and the Appellant *inter alia* is seeking information to furnish the names of the Investigating Officers alongwith their designation, names of Supervisory Officer of Colva Police Station and to furnish the details of Investigations carried out from the date of registration till date along with present status of Investigations pertaining of FIR No.163/2015.
3. The PIO vide his reply letter No.SDPO/MRG/RTI/352/2018 dated 12/04/2018 furnished the information as per the 7(1) to the Appellant in Tabulation form. It is seen that the Appellant is satisfied with the information furnished at point d & e of the RTI application.

4. However, not being satisfied that the information at point 3 (mentioned as point f in the RTI application) is rejected u/s 8(1)(h), the Appellant filed a First Appeal on 21/04/2018 and the First Appellate Authority (FAA) vide his Order dated 14/05/2018 disposed the First appeal by upholding the reply of the PIO.
5. Being aggrieved with the Order of the First Appellate Authority (FAA), the Appellant subsequently approached the Commission by way of Second Appeal registered on 12/06/2018 and has prayed to quash and set aside the Order of First Appellate Authority and to direct Respondent No.1 to furnish information with regard to point no 3 which is mentioned as point no (f) in the RTI application.
6. **HEARING:** During the hearing the Appellant Joao Pereira is present in person. The Respondent No. 2, APIO Shri. Filomena Costa, Police Inspector is also present on his own behalf and also on behalf of FAA. Advocate K.L. Bhagat is present on behalf of Respondents Nos 1, 2 & 3.
7. **SUBMISSIONS:** At the outset the APIO submits that the investigation in the case pertaining to FIR No.163/2015 has been completed and hence the information can be furnished to the Appellant. The Appellant in his submission states that he is satisfied and is keen to receive the said information from the PIO.
8. **DECISION:** The Commission accordingly directs the PIO to furnish the details of the Investigation pertaining to FIR No. 163/2015 from the date of registration of the FIR till the final report within 15 days from the date of the receipt of the Order by either 'SPEED POST' OR 'HAND DELIVERY' to the Appellant.

With these direction 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