

# **GOA STATE INFORMATION COMMISSION**

Kamat Towers, seventh Floor, Patto, Panaji, Goa

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

**Appeal No.229/2018/CIC**

Pushpa Krishnanand Desai,  
C/o Prabhakar Rane,  
H.No.5/2762, Nr. Rotary Club,  
Vasudevnagar, Bicholim,  
Goa-403529.

**....Appellant**

**V/s**

1) Ms. Anar Sangodkar,  
The Public Information Officer,  
Government Polytechnic Bicholim,  
Goa-403504.

2) S.P. Borkar,  
Principal & First Appellate Authority,  
Government Polytechnic Bicholim,  
Goa-403504.

**.....Respondents**

**Filed on:10/09/2018**

**Disposed on: 14/02/2019**

## **O R D E R**

- 1) Today in the course of arguments, the appellant submitted that she has received the information in respect of points (1) to (5) of her application, dated 05/04/2018 and that she has received a misleading reply to points (6) & (7).
- 2) On perusal of the application of appellant u/s 6(1), dated 05/04/2018, it is seen that the information that was sought was in the form either YES/NO. It was regarding constitution of science and Humanities section in Government Polytechnic Bicholim. The answer given in reply u/s 7(1) dated 04/05/2018 states that it is not formally created. Said answer is further clarified that staff teaching science and Humanities subject are collectively referred to as staff of Science and Humanities section. From the said reply it is apparent that answer to point (6) is "NO".

Sd/-

...2/-

3) As the appellant wanted a precise answer, a confirmation was sought from the PIO in the presence of her advocate. It is submitted by her that the answer to point (6) is and should be deemed as "NO".

Consequently the answer to point (7) is also to be considered accordingly.

4) With reference to point (8) it is seen that regarding the existence of guidelines the PIO has answered as not available in the office. In respect of the reason as sought therein the same cannot be ordered as the reason of existing and non existing of guidelines does not come under the purview of information under the act. Consequently the information at point (8) is held to have been furnished that no information is available regarding the guidelines. In view of the above discussions, findings and clarification the appeal stands disposed.

5) The appellant has a grievance with reference to an office order, dated 01/08/2013, which is at page (14) of the appeal memo. According to her said order is contrary to the information Redressal of such grievance is beyond the scope and jurisdiction of the Commission under RTI Act. However this order shall be without prejudice to the right of the appellant to seek redressal of such grievance before appropriate forum under the law governing the subject.

Appeal disposed of accordingly. Copy of Order to be furnished to the parties.

Sd/-

**(Shri. P. S.P. Tendolkar)**

Chief Information Commissioner  
Goa State Information Commission  
Panaji -Goa

