

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

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**CORAM: Shri Juino De Souza: State Information Commissioner**

**Complaint No.32/2018/SIC-II**

Mrs. Maria Monica I. J. Furtado,  
H.No.19/1,  
Vellore, Deussau,  
Chinchinim, Salcete,  
Goa-403715.

**.... Complainant**

v/s

1.The Public Information Officer,  
O/o Deputy Collector &  
Sub-Divisional Officer,  
Margao –Goa. 403601.

**..... Respondents**

**Relevant emerging dates:**

Date of Hearing : 07-02-2019

Date of Decision : 07-02-2019

**O R D E R**

1. Brief facts of the case are that the Complainant Mrs. Maria Monica I. J. Furtado, vide an RTI Application dated 15/11/2017 addressed to the PIO, O/o Dy. Deputy Collector & SDO, Margao –Goa sought certain information under section 6(1) of the RTI Act regarding partition case no LRC/PART/17/1984 with respect to Copy of application for the partition, Copy of site Plan, Copy of Order dated 23/03/1985, Copy of the letter dated 14/07/1994, Copy of Confirmation Order, Report of ISLR, Copy of Roznama of the above case from the date filing of the case till last date of hearing under RTI Act 2005 etc.
2. Finding that the PIO has not furnished information, the Complainant filed a First Appeal on 09/01/2018 and the First Appellate Authority (FAA) vide an order dated 15/05/2018 disposed off the First Appeal by directing the Respondent PIO to furnish information sought by the Complainant within 15 days of the receipt of the Order.
3. During the hearing the Complainant Mrs. Maria Monica I. J. Furtado, is represented by Adv. Malasha P. Mascarenhas whose Vakalatnama is already on record. Shri Abhishek Naik, Awal Karkun O/o Dy. Collector & S.D.O. Margao, is present on behalf of PIO.

4. Shri Abhishek Naik, Awal Karkun, representative of the PIO submits that Office of the PIO has made several efforts to trace the partition file pertaining to case No.LRC/PART/17/1984, however the same is not traceable. It is further submitted that the partition case was registered in the year 1984 and 34 years have elapsed and hence the old record is not traceable.
5. Shri Abhishek Naik, Awal Karkun submits an Affidavit signed by the Respondent PIO duly notarized dated 07/02/2019 confirming the facts that the said partition file is not traceable.
6. The Commission after hearing the submission of Shri Abhishek Naik, representative for the PIO and perusing the material on record including the Affidavit dated 07/02/2019, indeed comes to the conclusion that the information pertaining to the Partition file No. LRC/PART/17/1984 is not traceable, despite the diligent search carried out by the PIO.
7. As the information is not traceable and in view that the same is confirmed by way of an Affidavit, **nothing further survives in the Complaint case which stands disposed.**

All proceedings in Complaint 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**