

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

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Appeal No.279/2019/SIC-I

Shri Jose Rocque Pinto,  
R/o Chamundi Apartment,  
Martires Dias Road,  
Margao Goa.

.....Appellant

V/s

1. The Municipal Engineer, Margao,  
Margao Municipal Council,  
Margao-Goa.

2. The Chief Officer  
Margao Municipal Council,  
Margao-Goa.

.....Respondents

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

Filed on : 30/08/2019  
Decided on:10/01/2020

**ORDER**

1. The brief facts leading to the second appeal as put forth by the appellant are as under:-
  - a. That the appellant, vide his application, dated 14/12/2018 addressed to the Respondent No.1 Public Information officer (PIO) of the office of Margao Municipal Council at Margao-Goa requested to furnish information on 4 points as stated therein in the said application pertaining to trade licences issued by the council w.e.f 02/07/2018 till the date of providing the said information. The Said information was sought in exercise of his right u/s 6(1) of RTI Act, 2005.
  - b. 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 no 1 Public Information

Officer (PIO) on 03/01/2019 wherein he was informed to deposit an amount of Rs.25489/- for the issue of certified copies of the documents.

- c. It is the contention of the appellant that he was not satisfied with the said reply as such he filed 1<sup>st</sup> appeal on 31/01/2019 before Respondent no 2, the Chief Officer of Margao Municipal Council interms of section 19(1) of RTI Act, 2005 being first appellate authority, who passed an order dated 12/06/2019 directing Respondent No. 1 PIO to release available information/documents sought by the appellant within 15 days free of cost.
  - d. It is the contention of the appellant that despite of the order of FAA dated 12/06/2019, Respondent no.1 PIO failed to furnish him the information as sought by him for the reason best known to them.
2. In the above background the appellant being aggrieved by action of PIO has approached this commission on 30/08/2019 in this second appeal u/s 19(3) of the RTI Act on the grounds raised in the memo of appeal with the contention that the information is still not provided and seeking order from this commission to direct the PIO to furnish him the information as also for invoking penal provisions as against respondent PIO so also sought compensation for the detriment suffered by him.
  3. Matter was taken up on board and was listed for hearing and accordingly notices were issued to the parties, pursuant to which appellant was present in person. Respondent No. 1 PIO Shri Prashant Narvekar was present along with Advocate Somnath Karpe. The Respondent No.2 First Appellate Authority (FAA) opted to remain absent.
  4. During the hearing before this commission the PIO showed his willingness to furnish the information to the appellant but since

the information was voluminous in nature, the Advocate for PIO suggested to first carry out the inspection of the documents/files by appellant and to identify the documents which are required by appellant. Such an arrangement was also agreed by the appellant and in pursuant to same the inspection was carried and the required documents were furnished to the appellant who verified and acknowledge the same. Appellant then submitted that he is not pressing for invoking penal provisions and accordingly made endorsement on a memo of appeal.

5. Since the information has now been furnished to the appellant as per his requirement , I find that no further intervention of this commission is required for the purpose of furnishing information and hence prayer (a) becomes infructuous. In view of the submissions and endorsement made by the appellant, I find no reasons to proceed with the matter.

The appeal disposed accordingly. Proceedings stands closed.

Notify the parties.

Pronounced in the open court.

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.

Sd/-

**(Ms.Pratima K. Vernekar)**  
State Information Commissioner  
Goa State Information Commission,  
Panaji-Goa