

GOA STATE INFORMATION COMMISSION

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Appeal No. 179/2021/SCIC

Shri. Jawaharlal T. Shetye,
H.No. 35/A, Ward No. 11,
Khorlim, Mapusa-Goa.
403507.

.....Appellant

V/S

1. Public Information Officer,
The S.D.P.O.,
Mapusa Police Station,
Mapusa-Goa. 403507.

2. First Appellate Authority,
The Superintendent of Police (North),
Porvorim Police Head Quarters,
Alto, Porvorim-Goa. 403521.

.....Respondents

Shri. Vishwas R. Satarkar

State Chief Information Commissioner

Filed on: 05/08/2021

Decided on: 16/12/2021

ORDER

1. The Appellant, Shri. Jawaharlal T. Shetye, H.No. 35/A, Ward No. 11, Khorlim, Mapusa-Goa, by his application dated 19/04/2021, filed under sec 6(1) of Right to Information Act, 2005 (hereinafter to be referred as 'Act') sought information from the Assistant Public Information Officer (APIO), the Police Inspector, Mapusa Police Station, Mapusa-Goa.
2. The said application was responded by Public Information Officer (PIO), Sub-Divisional Police Officer, Mapusa Goa on 05/05/2021, informing the Appellant that, as per PI Mapusa Police Station, required information is not available on records of Mapusa Police Station.
3. Not satisfied with the reply of PIO, the Appellant filed first appeal before the Superintendent of Police, North Goa at Porvorim, Goa, being the First Appellate Authority (FAA).

4. The FAA by its order dated 12/07/2021 partly allowed the appeal and directed the PIO to provide the copy of Station dairy extract of Mapusa Police Station free of cost within a week's time.
5. Being aggrieved with the order of FAA, Appellant preferred this second appeal under sec 19(3) of the Act before the Commission.
6. Notice was issued to the parties, and matter was listed on the board. On 21/09/2021, representative of the PIO, Police Inspector of Mapusa Police Station appeared and filed his reply, none present for Appellant and FAA.
7. In spite of a valid notice service, the Appellant failed and neglected to remain present for hearing and pursue the matter. Therefore present appeal is disposed off on the basis of pleadings and documents on record.
8. It is a consistent stand of PIO that required information is not available on records of Mapusa Police Station.
9. The operative part of the order of FAA dated 12/07/2021 reads as under:-

"In this regard PIO stated that required information is not available as per record of Mapusa Police Station.

In view of above, PIO/SDPO Mapusa is hereby directed to provide the copy of station dairy extract effected by Police personnel of Jeur Police Station at Mapusa Police Station to the Appellant free of cost, within a week."

10. In the course of hearing PIO submitted that, vide letter No. SDPO/MAP/RTI-Appl-62/467/2021, dated 30/07/2021 he complied with the order of FAA and provided the copy of station dairy extract of Mapusa Police Station to the Appellant free of cost.

He also placed on record a letter dated 30/07/2021 alongwith the endorsement of the family member of the Appellant.

11. Record shows that, the PIO responded to the RTI application on 04/05/2021 i.e within stipulated time, representative of PIO submitted that correct and complete information sought by Appellant was duly furnished as per the available records of Mapusa Police Station, at Mapusa, Goa.
12. In spite of the opportunity the Appellant did not appear on 21/09/2021, 21/10/2021, 11/11/2021 and 16/12/2021 and controvert the above submissions. Since the available information is furnished, the appeal is disposed off. Proceedings closed. Pronounced in the open court. Notify the parties.

Sd/-

(Vishwas R. Satarkar)

State Chief Information Commissioner