

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

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Appeal No. 193/2021/SCIC

Celestino A. Noronha,
H.No. 136, Abade Faria Road,
Margao, Salcete-Goa.

-----Appellant

v/s

The Public Information Officer,
The Administrator of Comunidades,
South Zone, Margao.

-----Respondent

Shri Vishwas R. Satarkar - State Chief Information Commissioner

Filed on:-20/08/2021

Decided on: 24/12/2021

FACTS IN BRIEF

1. The Appellant, Mr. Celstino A. Noronha, r/o. H.No. 136, Abade Faria Road, Margao, Salcete-Goa by his application dated 31/03/2021 filed under sec 6(1) of the Right to Information Act, 2005 (hereinafter to be referred as 'Act') sought information from the Public Information Officer (PIO), Office of Administrator of Commuindades , South Zone, Margao Goa.
2. Said application was replied by the PIO on 16/04/2021, informing the Appellant to collect the information by paying requisite fee of Rs. 482/-.
3. Not satisfied with the reply of PIO, the Appellant filed first appeal before the Additional Collector-I, South Goa at Margao Goa being the First Appellate Authority (FAA).
4. The FAA by its order dated 02/07/2021 allowed the said appeal and directed the PIO to furnish the correct and complete information within 30 days from the date of passing the order.

5. The PIO vide letter dated 06/08/2021 informed the Appellant that whatever information available with public authority has been furnished vide reply dated 16/04/2021.

Aggrieved with the said reply the Appellant preferred this second appeal under sec 19(3) of the Act before the Commission.

6. Notice was issued to the parties, inspite of a valid service of notice, the Appellant, the PIO and the FAA failed to appear before the Commission for hearing.

7. Since none of the parties in the proceeding have appeared for the hearing before the Commission, I dispose this appeal on the basis of pleadings and documents available on records.

8. On perusal of the reply to the RTI application dated 16/04/2021, it is revealed that, information on all seven points had been offered to the Appellant upon payment of requisite fee of Rs. 482/-.

9. The present appeal is filed on the ground that vide reply dated 16/04/2021, PIO has provided incorrect and incomplete information to the Appellant.

10. In the order dated 02/07/2021, the FAA directed the PIO to furnish the correct and complete information within 30 days from the date of passing of the order.

11. In spite of fair opportunity, Appellant did not appear for the hearings on 04/10/2021, 08/11/2021, 08/12/2021 and 24/12/2021 before the Commission.

12. Record indicate that PIO has failed to comply with the order of FAA dated 02/07/2021. Considering the same, I hereby pass the following:

ORDER

- The appeal is allowed.
- The PIO is hereby directed to comply with the order of FAA dated 02/07/2021.
- Proceeding closed.
- Pronounced in open court.
- Notify the parties.

Sd/-

(Vishwas R. Satarkar)

State Chief Information Commissioner