

GOA STATE INFORMATION COMMISSION

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Shri. Sanjay N. Dhavalikar, State Information Commissioner

Appeal No. : 69/2020/SIC-II

Shri. James Fernandes,
Tailoring Shop,
Bill Cardozo Bldg.,
Colosso, Guirdolim,
Salcete-Goa.

..... Appellant

v/s

Public Information Officer,
Village Panchayat of Guirdolim,
Guirdolim Salcete-Goa.

.... Respondents

Filed on: 28/02/2020

Decided on: 30/12/2021

Relevant dates emerging from appeal:

RTI application filed on	: 14/11/2019
PIO replied on	: 16/12/2019
First appeal filed on	: 31/12/2019
First Appellate Authority Order passed on	: 06/02/2020
Second appeal received on	: 28/02/2020

ORDER

1. Aggrieved with the action of Public Information Officer (PIO) of non furnishing of the complete information inspite of clear directions from the First Appellate Authority (FAA), the appellant filed second appeal under section 19(3) of the Right to Information Act, 2005 (for short, the Act) against respondent PIO. The said appeal came before the Commission with prayer such as PIO be directed to furnish complete information, compensation to the appellant and penalty be imposed on the PIO.

2. The brief facts of this appeal as contended by the appellant are that the appellant vide application dated 14/11/2019 sought information on 13 points. The appellant did not receive reply from the PIO within the stipulated period of 30 days and hence he filed appeal dated 31/12/2019 before the FAA. During the proceeding of the first appeal PIO furnished part information. The FAA vide order dated 06/02/2020 directed PIO to furnish information at point No. 1,3,8,9,10 and 11 within 10 days. However PIO did not adhere to these directions and being aggrieved, appellant filed this appeal before the Commission.
3. The appeal was registered and notice was issued to the concerned parties. Pursuant to the notice, representative of the appellant appeared before the Commission. Shri. Dinesh Gaonkar, the then PIO appeared and submitted that he will furnish the remaining information through the present PIO. However, both the parties remained absent for subsequent hearing. The matter could not be heard for some time since the then Commissioner demitted office upon completion of the term. The matter was taken up on board after joining of the new Commissioner.
4. Shri. Amey Miringkar, present PIO and Secretary Village Panchayat Guirdolim appeared on 13/10/2021 and undertook to furnish the entire information to the appellant. The Commission directed the PIO to send the information to the appellant by Registered AD Post. As per this direction, the PIO sent the information to the appellant by Registered AD and furnished a copy of the acknowledgment vide letter dated 30/10/2021.

5. The Commission has noted that the present PIO has furnished the information to the appellant and the appellant has not raised any grievance regarding the same inspite of opportunities given to him to remain present and register his say. However, the appellant chose to remain absent, nor sent any response by post to the Commission.
6. In the light of above mentioned situation, the Commission concludes that the information sought by the appellant vide application dated 14/11/2019 has been furnished to him by the PIO and the appellant has not pressed for other prayers. Hence the appeal is disposed accordingly and proceeding stands closed.

Pronounced in the open court.

Notify the parties.

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/-

(Sanjay N. Dhavalikar)
State Information Commissioner
Goa State Information Commission
Panaji - Goa