

GOA STATE INFORMATION COMMISSION

'Kamat Towers', Seventh Floor, Patto, Panaji –Goa

Tel No. 0832-2437908/2437208 email: spio-gsic.goa@nic.in website:www.gsic.goa.gov.in

Appeal No. 119/2021/SCIC

Anthony Lopes,
234, Cobravaddo, Calangute,
Bardez-Goa. 403516.

.....Appellant

V/S

1. Public Information Officer-I,
North Goa Planning and Development Authority,
Panaji-Goa.

2. The First Appellate Authority,
North Goa Planning and Development Authority,
Panaji-Goa.

.....Respondents

Shri. Vishwas R. Satarkar

State Chief Information Commissioner

Filed on: 03/06/2021

Decided on: 30/06/2022

ORDER

1. The Appellant, Mr. Anthony Lopes r/o. 234, Cobravaddo, Calangute, Bardez-Goa by his application dated 01/03/2021 filed under sec 6(1) of the Right to Information Act, 2005 (hereinafter to be referred as 'Act') sought following information from the Public Information Officer (PIO), Member Secretary of North Goa Planning and Development Authority, Panaji-Goa.
2. According to the Appellant, since the said application was not responded by the PIO within stipulated time, deeming the same as refusal, the Appellant filed first appeal under section 19(1) of the Act before the First Appellate Authority (FAA).
3. Since the FAA failed and neglected to hear the first appeal within prescribed time, the Appellant landed before the Commission by this second appeal under section 19(3) of the Act.

4. Notice was issued to the parties, pursuant to which Adv. C.A. Carvalho appeared and filed reply on behalf of PIO on 05/10/2021. The FAA duly appeared through his counsel, however opted not to file any reply in the matter.
5. The PIO, through his reply contended that, he replied the RTI application on 31/03/2021, informing the Appellant to collect the information on point No. 1 by making requisite fee of Rs. 4/- and with regards to the information at point No. 2 he informed the Appellant that since no inspection was conducted with regards to the complaint dated 01/02/2021, no information was available in record and cannot be furnished.
6. Therefore, in the course of argument on 10/02/2022, taking overall view of the matter, the Commission directed the Advocate appearing for the PIO to furnish the documents on next date of hearing without going to the other aspect of the appeal.
7. Accordingly on 04/03/2022, Adv. Prita Gaikar appeared on behalf of PIO and furnished the copy of order dated 06/11/2019 with Ref No. NGPDA/CAL/44/357/1050, however the Appellant insisted upon the plan, which is referred in the said order. Accordingly the Commission directed the PIO to locate the plan, if possible on next date of hearing.
8. Accordingly today i.e 30/06/2022, Adv. Gaikar appeared and furnished the copy of approved plan to the Appellant by replacing earlier erroneous plan. The Appellant scrutinised the plan and submitted that he is satisfied with the information provided by the PIO and endorsed on appeal memo that "Received the approved plan which is part of the information sought. I wish not to pursue the matter further".

9. Considering the purported information furnished to the Appellant free of cost and in view of endorsement made by the Appellant, the matter is disposed off.

- Proceeding closed.
- Pronounced in open court.
- Notify the parties.

Sd/-

(Vishwas R. Satarkar)

State Chief Information Commissioner