

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. 199/2020

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

.....Appellant

V/S

1. Public Information Officer,
Main Engineer II (Vyankatesh Sawant),
Mapusa Municipal Council,
Mapusa-Goa. 403507.

2. First Appellate Authority,
The Chief Officer (Kabir Shirgaonkar),
Mapusa Municipal Council,
Mapusa-Goa. 403507.

.....Respondents

Shri. Vishwas R. Satarkar

State Chief Information Commissioner

Filed on: 25/11/2020

Decided on: 25/02/2022

ORDER

1. The Appellant, Shri. Jawaharlal T. Shetye, H. No. 35/A, Ward No. 11, Khorlim, Mapusa-Goa, by his application dated 20/07/2020, filed under sec 6(1) of Right to Information Act, 2005 (hereinafter to be referred as 'Act') sought certain information from the Public Information Officer (PIO) of Mapusa Municipal Council, Mapusa-Goa.
2. Since the Appellant did not receive any response, deeming the same as refusal, the Appellant filed first appeal before the Chief Officer, Mapusa Municipal Council at Mapusa Goa being the First Appellate Authority (FAA).
3. The FAA by its order dated 15/10/2020 allowed the said appeal and directed the PIO to furnish the information to the Appellant free of cost and dispose the matter within 20 days.

4. Since the PIO failed and neglected to comply the order of FAA, Appellant preferred this second appeal under section 19(3) of the Act before the Commission.
5. Notice was issued to the parties, pursuant to which the PIO, Mr. Vyankatesh Sawant appeared and filed his reply on 27/10/2021 alongwith bunch of documents alongwith a copy to the Appellant and submitted that available information has been provided to the Appellant by letter No. ENGG/RTI/7031/2021 dated 26/10/2021.
6. In spite of the valid service of notice, the Appellant failed and neglected to appear before the Commission for hearings on 31/03/2021, 20/07/2021, 26/08/2021, 28/09/2021, 27/10/2021, 30/11/2021 and 13/01/2022 and 25/02/2022.
7. Since the Appellant did not participate in the appeal proceeding despite of fair opportunities, I presume and hold that the Appellant has no say to offer and reply filed by PIO has gone unchallenged. Record indicates that PIO has furnished the information to the Appellant, and therefore the matter is disposed off.
 - Proceedings closed.
 - Pronounced in the open court.
 - Notify the parties.

Sd/-

(Vishwas R. Satarkar)

State Chief Information Commissioner