GOA STATE INFORMATION COMMISSION
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Appeal No. 61/2022/SCIC

Shri. Nixon L. Furtado,
H.No. 51, Copelwado,
Sernabatim, Salcete-Goa. 403708. .....Appellant

V/S

1. Public Information Officer,
Office of the Town and Country Planning Development,
Margao-Salcete, Goa.

2. First Appellate Authority,
Office of the Town and Country Planning Development,
Margao-Salcete, Goa. .....Respondents

Shri. Vishwas R. Satarkar State Chief Information Commissioner

Filed on: 22/02/2022
Decided on: 11/04/2022

ORDER

1. The Appellant, Nixon L. Furtado, r/o. H.No. 51, Copelwado, Sernabatim, Salcete-Goa Goa by his application dated 06/12/2021 filed under section 6(1) of the Right to Information Act, 2005 (hereinafter to be referred as 'Act') sought certain information from the Public Information Officer(PIO), Office of Town and Country Planning Department at Margao, Salcete-Goa.

2. The said application was not responded by the PIO within stipulated period as such deeming the same as refusal, Appellant filed first appeal before the Senior Town Planner at Margao Goa, being the First Appellate Authority (FAA).

3. Since the FAA also failed and neglected to hear and dispose the first appeal within stipulated time, the Appellant landed before the Commission by this second appeal under section 19(3) of the Act.

4. Parties were notified, pursuant to which PIO, Mr. Vinodkumar Chandra appeared and submitted that by letter No. IPM/3972/ RTI/Orlim/28/8/2022/1617 dated 29/03/2022 he has furnished the

available information to the Appellant by registered post and to substantiate his case, he produced on record the letter dated 29/03/2022.

5. The representative of Appellant, Mr. Nevil B. Furtado appeared and admitted that he has received the information as was sought however submitted that he has grievance against the conduct of FAA during the course of hearing of the first appeal. The Appellant raised the lacunae of service and integrity of FAA and wants action to be taken against him. However the Right to Information Act, 2005 does not contemplate any action through the Commission on such incidents. The same are covered by the service conditions governing the concerned department and therefore this Commission has no jurisdiction to deal with the same.

6. The PIO, Mr. Vinodkumar Chandra submitted that, he has recently designated as PIO of the public authority and that he is not aware of any of such incident. However he expressed his remorse for inconvenience caused to the Appellant.

7. Since the available information has been furnished to the Appellant, free of cost to the satisfaction of the Appellant, the appeal is disposed off accordingly.

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

Sd/-

(Vishwas R. Satarkar)
State Chief Information Commissioner