

**GOA STATE INFORMATION COMMISSION**

“Kamat Towers” 7<sup>th</sup> Floor, Patto Plaza, Panaji, Goa – 403 001

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**Shri. Sanjay N. Dhavalikar**, State Information Commissioner

**Appeal No. 274/2021/SIC**

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

-----Appellant

**v/s**

1. The Public Information Officer,  
Mapusa Municipal Council,  
Mapusa-Goa 403507.

2. The First Appellate Authority,  
The Chief Officer,  
Mapusa Municipal Council,  
Mapusa-Goa 403507.

-----Respondents

**Relevant dates emerging from appeal:**

RTI application filed on	: 28/06/2021
PIO replied on	: Nil
First appeal filed on	: 02/08/2021
First Appellate Authority order passed on	: Nil
Second appeal received on	: 29/10/2021
Decided on	: 27/10/2022

**ORDER**

1. Aggrieved by non receipt of information and non hearing of first appeal, appellant under Section 19 (3) of the Right to Information Act, 2005 (hereinafter referred to as the 'Act') filed second appeal against Respondent No. 1, Public Information Officer (PIO) and Respondent No. 2, First Appellate Authority (FAA), which came before the Commission on 29/10/2021.
2. It is the contention of the appellant that, vide application dated 28/06/2021 he had sought certain information. Upon not receiving any reply from PIO he filed appeal before the FAA, which was not heard by the authority within the mandatory period. Hence, he approached the Commission by way of second appeal.
3. Notice was issued, pursuant to which appellant and PIO appeared in person, whereas, FAA was represented by his authorised representative. Reply dated 09/08/2022 was filed on behalf of the FAA and later on 29/08/2022 Shri. Abhay Rane, PIO filed compliance report.

4. FAA stated vide his reply that during the pendency of the first appeal the predecessor was holding charge of the office of respondent no. 2 herein and the matter was not heard. That the charge of the Chief Officer of the Mapusa Municipal Council was handed over to the Administrator of Comunidades, North Zone and the first appeal filed by the appellant could not be decided by the then FAA.
5. During the hearing on 08/09/2022, Shri. Abhay Rane, PIO, Accounts Taxation Section stated that, he has furnished the information to the appellant and has filed compliance report alongwith acknowledgment from the appellant. Later, on 28/09/2022 appellant appeared before the Commission and stated that he has received the information and he is satisfied with the same.
6. In the background of the facts mentioned above, the Commission finds that, the information has been furnished and the appellant has acknowledged the receipt of the same. Hence, the prayer for information becomes infructuous and nothing more remains to be decided in the present matter.
7. Thus, the present appeal is disposed accordingly and the 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

