

GOA STATE INFORMATION COMMISSION
'Kamat Towers', Seventh Floor, Patto, Panaji –Goa

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Appeal No. 325/2022/SCIC

Shamir J. Coutinho,
H.No. 50, Vaddy, Mercedes,
Tiswadi-Goa, 403005.

.....Appellant

V/S

1. The Public Information Officer,
Office of the Mamlatdar,
Tiswadi Taluka, Panaji-Goa
403001.

2. First Appellate Authority,
Office of the Mamlatdar,
Tiswadi Taluka, Panaji-Goa.

.....Respondents

Shri. Vishwas R. Satarkar

State Chief Information Commissioner

Filed on: 27/12/2022

Decided on: 18/12/2023

ORDER

1. The Appellant, Shamir J. Coutinho r/o. H.No. 50, Vaddy, Mercedes, Tiswadi-Goa vide his application dated 17/06/2022 filed under Section 6(1) of the Right to Information Act, 2005 (hereinafter to be referred as 'Act') sought following information from the Public Information Officer (PIO), Office of the Mamlatdar of Tiswadi Taluka, Panaji-Goa:-

"Application under right to Information Act Mutation nos. 11735, no. 11736 and 11737 of Survey nos. 73/3, 73/1 and 72/1 of Village Morombi O Grande.

Kindly permit me to inspect the above files and issue me the copies of all the papers, documents available therein.

I declare that I am a citizen of India and residing at the above address.

I attach herewith the requisite the court fee stamp.

2. The said application was responded by the PIO on 06/07/2022 in the following manner:-

"With reference to your RTI application received by this office on 17/06/2022 on the subject cited above, it is to inform you that the information sought by you is not available in the concerned office records as reported by dealing hand of Mutation Cell.

3. Being aggrieved and not satisfied with the reply of the PIO, the Appellant filed first appeal before the Mamlatdar of Tiswadi, Panaji-Goa on 06/09/2022 being the First Appellate Authority (FAA).
4. The FAA vide its order dated 07/11/2022 remanded back the matter to the Respondent PIO, with the direction to provide the information to the Appellant within 3 weeks.
5. Since the PIO failed and neglected to comply with the order of the FAA dated 07/11/2022, the Appellant landed before the Commission by this second appeal under Section 19(3) of the Act, with the prayer to direct the PIO to provide the purported information.
6. Notices were issued to the parties, pursuant to which, the Appellant appeared alongwith Adv. Arjun Naik on 03/10/2023, the PIO Ms. Anusha Gaonkar appeared and filed reply on 10/03/2023 and additional reply on 30/10/2023 and furnished a bunch of documents including Form IX. The Appellant sought time to scrutinise the documents provided by the PIO and matter was fixed for clarification/ order on 16/11/2023.
7. In the course of hearing, the Appellant appeared and submitted that he is not satisfied with the information, therefore the matter was posted for arguments on 11/12/2023.
8. During the course of hearing on 11/12/2023, the PIO, Ms. Anusha Gaonkar appeared and submitted that after putting a lot of efforts the mutation file bearing No. 11735, 11736 and 11737 have been

traced and same was furnished to the Appellant on 30/10/2023. Since none appeared for the Appellant, opportunity granted and matter was posted for order on 18/12/2023.

9. The record indicates that, after receiving the additional reply and collecting the information on 30/10/2023, the Appellant or his representative remained absent on 11/12/2023 and 18/12/2023 or disputed the content of the information provided by the PIO. I, therefore, presume and hold that the Appellant is satisfied with the information provided by the PIO. Accordingly, the matter is disposed off.

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

Sd/-

(Vishwas R. Satarkar)

State Chief Information Commissioner