

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

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Appeal No. 111/2023/SCIC

Shri. Sanjay Mhalsekar,
R/o. H.No. 206, Opp. Mahima Vihar,
Post Dabolim Airport,
Alto Dabolim-Goa 403801.

.....Appellant

V/S

The State Public Information Officer (PIO),
Office of Village Panchayat Chicalim,
Chicalim-Goa 403711.

.....Respondent

Shri. Vishwas R. Satarkar

State Chief Information Commissioner

Filed on: 29/03/2023

Decided on: 09/06/2023

ORDER

1. The Appellant, Shri. Sanjay Mhalsekar r/o. H.No. 206, Opp. Mahima Vihar, Post Dabolim Airport, Alto Dabolim, Goa vide his application dated 08/12/2022 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), O/o. Block Development Officer (BDO), Vasco-Goa.
2. The said application was transferred by the Office of BDO, Mormugao, Goa to the office of the Public Information Officer, Village Panchayat Chicalim, Mormugao-Goa and Village Panchayat Bogmolo on 21/12/2022 under Section 6(3) of the Act.
3. The said application was responded by the PIO of Village Panchayat Chicalim, Mormugao Goa on 21/01/2023 in the following manner:-

"This is to inform you that information sought by you as per your above referred application are exempted from disclosure of the information under Section 8(1)(j) of the Right to Information Act, 2005.

This is for your kind information."

4. Similarly, the PIO of Village Panchayat Chicolna Bogmalo, Mormugao Goa also responded to the Appellant on 30/01/2023 in the following manner:-

"With reference to the above memorandum No. 1-EST/BDO-MOR/RTI/2022-23/1571 drd. 21-12-2022 received by this office on 02-01-2023. This is to inform you that information desired by you as per your above referred application is exempted from disclosure of the information under Section 8(1)(j) of Right to Information Act, 2005."

5. Not satisfied with the reply of the both the PIOs, the Appellant preferred first appeal before the Block Development Officer, Mormugao-Goa being the First Appellate Authority (FAA).
6. The FAA vide its order dated 28/02/2023 allowed the first appeal and directed the PIOs to furnish the information free of cost to the Appellant within 8 days.
7. Since the PIO failed and neglected to comply with the order of the FAA dated 28/02/2023, the Appellant preferred this second appeal under Section 19(3) of the Act, before the Commission, with the prayer to direct the PIOs to furnish the information.
8. Notices were issued to the parties, pursuant to which the Appellant appeared in person on 09/05/2023, representative of the Respondent No. 1, Adv. Narayan Pai appeared on 09/05/2023 and furnished bunch of documents to the Appellant. The Respondent No. 2, Marita Dias appeared and sought time to file reply/information. Accordingly the matter was posted for compliance / reply on 09/06/2023.
9. During the course of hearing on 09/06/2023, Adv. Narayan Pai appeared on behalf of the Respondents and furnished the

information to the Appellant also on behalf of Respondent No. 2. The Appellant Sanjay Mhalsekar appeared and submitted that he is satisfied with the information provided by Adv. N. Pai and submitted that he does not want to proceed with the matter. He also made endorsement on the appeal memo that "I don't want to proceed with the matter."

In view of the endorsement made by the Appellant, the matter is disposed off.

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

Sd/-

(Vishwas R. Satarkar)

State Chief Information Commissioner