

**GOA STATE INFORMATION COMMISSION**

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**Appeal No. 223/2021/SCIC**

Shri. Jawaharlal T. Shetye,  
H.No. 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

**Shri. Vishwas R. Satarkar**

State Chief Information Commissioner

**Filed on: 01/09/2021**

**Decided on: 10/10/2023**

**ORDER**

1. The Appellant, Shri. Jawaharlal T. Shetye r/o. H.No. 35/A, Ward No. 11, Khorlim-Mapusa, Goa by his application dated 04/06/2021 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), Mapusa Municipal Council, Mapusa-Goa.
2. Since the said application was not responded by the PIO within stipulated time, deeming the same as refusal, the Appellant filed first appeal before the Chief Officer, Mapusa Municipal Council, Mapusa-Goa being the First Appellate Authority (FAA).
3. Since the FAA failed and neglected to hear and dispose the first appeal within the stipulated time, the Appellant preferred this second appeal before the Commission under Section 19(3) of the Act.
4. Notices were issued to the parties, pursuant to which, the then PIO, Shri. Vyankatesh Sawant filed his reply through entry registry

on 18/04/2022, the representative of the FAA, Adv. Pallavi Bicholkar appeared and filed her reply on 28/09/2022.

5. In the course of hearing on 04/11/2022, the other designated PIO, Shri. Santosh Umraskar appeared and submitted that Shri. Vyankatesh Sawant has been transferred from the office of Mapusa Municipal Council and that he is ready and willing to furnish the information. Accordingly, the Commission directed the PIO to furnish the information on next date of hearing and matter was posted for compliance on 06/12/2022.
6. During the course of hearing on 10/10/2023, the incumbent PIO, Nilesh Lingudkar appeared alongwith the then PIO, Rajendra Bagkar and submitted that the information sought by the Appellant is concerning to Smt. Nazeera Sayed, who retired on superannuation long back and her information is not available in the records of the public authority. To support his case, the PIO also filed additional reply dated 05/07/2023.
7. The Appellant, J. T. Shetye submitted that since Smt. Nazeera Sayed has retired from the service, he is not pressing for the information and requested the court to pass an appropriate order.
8. On the basis of the oral submission of the Appellant Shri. J.T. Shetye, the matter is disposed off, Proceeding closed.
  - Pronounced in the open court.
  - Notify the parties.

Sd/-

**(Vishwas R. Satarkar)**

State Chief Information Commissioner