

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

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Appeal No. 275/2022/SCIC

Mrs. Karishma K. Mangueshkar,
R/o. H.No. 18/173, Vodlem Bhat,
Taleigao-Goa 403002.

.....Appellant

V/S

1. The Public Information Officer,
Office of the Greater Panaji Planning &
Development Authority,
C/o. North Goa Planning & Development Authority,
Fontainhas, Mala, Panaji-Goa, 403001.

2. The First Appellate Authority,
Office of the Greater Panaji Planning &
Development Authority,
C/o. North Goa Planning & Development Authority,
Fontainhas, Mala, Panaji-Goa, 403001.

.....Respondents

Shri. Vishwas R. Satarkar

State Chief Information Commissioner

Filed on: 28/10/2022

Decided on: 07/08/2023

ORDER

1. The Appellant, Mrs. Karishma K. Mangueshkar, r/o. H.No. 18/173, Vodlem Bhat, Taleigao, Panaji-Goa vide her application dated 16/06/2022 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), Office of Greater Panaji Planning & Development Authority, Mala, Panaji-Goa.
2. Since the said application was not responded by the PIO within stipulated time, deeming the same as refusal, the Appellant preferred first appeal before the First Appellate Authority (FAA), Office of the Greater Panaji Planning & Development Authority, Panaji-Goa.
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, with the prayer to direct the PIO to provide the information, to impose penalty on the PIO for failure in furnishing the information and to award compensation for the loss and detriment suffered.

4. Notices were issued to the parties, pursuant to which Adv. Kajol Mangueshkar appeared on 06/12/2022 on behalf of the Appellant. Adv. Preeta P. Gaykar appeared on behalf of the PIO on 09/02/2023 and placed on record the reply of the PIO alongwith the bunch of documents.
5. On the next date of hearing viz on 21/04/2023, Adv. Kajol Mangueshkar appeared on behalf of the Appellant and collected the copy of the reply and documents and the matter was fixed for rejoinder on 09/06/2023.
6. The PIO through his reply dated 09/02/2023 contended that, with regards to information at point No. 1, 2, 6, 7, 8 and 9 the available information has been provided to the Appellant alongwith the reply dated 09/02/2023. As far as information at point No. 3 and 10 is concerned, same is not related to the affairs of the public authority and the same can be obtained from the Town and Country Planning Department and concerned Village Panchayat office. With regard to the information at point No. 4, the PIO asserted that the same is not available in the records, as the said project is falling within the property Notified as Settlement Zone (S2) and as far as information at point No. 5, the PIO contended that he has directed the Appellant to apply for the certified copy of specific Zoning Certificate and the same would be considered by charging appropriate fee as per the Government Notification.
7. The record indicates that, after collecting the reply and information by the representative of the Appellant, Adv. Kajol Mangueshkar on 21/04/2023, the Appellant or her representative did not remain

present and participated in further proceedings viz. 09/06/2023, 11/07/2023 and 07/08/2023 or disputed the content of the reply/ information provided by the PIO. I therefore presume and hold that the Appellant is satisfied with the information provided by the PIO. Hence the matter is disposed off.

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

Sd/-

(Vishwas R. Satarkar)

State Chief Information Commissioner