

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

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Complaint No. 29/2022/SCIC

Sebastian Vales,
R/o. Flat No. G-F-1,
Ground Floor, Holy Family Apartment,
Opp. Holy Church,
Alto, Porvorim, Bardez-Goa.Complainant

V/S

The Public Information Officer,
The Assistant Director of Civil Supplies and Consumer Affairs,
Department of Civil Supplies & Consumer Affairs,
1st Lift, 2nd Floor, Junta House,
Panaji-Goa.Opponent

Shri. Vishwas R. Satarkar State Chief Information Commissioner

Filed on: 29/08/2022
Decided on: 24/03/2023

FACTS IN BRIEF

1. The Complainant, Sebastian Vales r/o. Flat No. G-F-1, Ground Floor, Holy Family Apartment, Opp. Holy Family Church, Alto, Porvorim, Bardez-Goa vide his two applications dated 05/08/2022 and 08/08/2022 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), the Assistant Director of Civil Supplies & Consumer Affairs, Department of Civil Supplies & Consumer Affairs, Junta House, Panaji-Goa.
2. The PIO of the Assistant Director of Civil Supplies and Consumer Affairs transferred the said both applications to the PIO of the Registrar, Goa State Consumer Disputes Redressal Commission, Junat House, Panaji-Goa on 16/08/2022 under Section 6(3) of the Act.
3. Being aggrieved and dissatisfied with the action of the PIO of the Assistant Director of Civil Supplies and Consumer Affairs, Panaji Goa, the Complainant landed before the Commission with this

complaint proceeding under Section 18 of the Act, with the prayer to penalise the PIO for his deliberate and dishonest action.

4. Notices were issued to the parties, pursuant to which the Complainant, Sebastian Vales appeared in person on 07/10/2022, the PIO filed his reply through entry registry dated 03/10/2022 and the link officer Gunaji Chavan appeared and filed his reply on 07/10/2022.
5. The PIO through her reply dated 30/09/2022 filed on 03/10/2022 contended that, the information sought vide application dated 05/08/2022 was provided to the Complainant, except the information at point No. 2(D) and 2(F) as the file was under submission to the Government.

She also contended that with regards to the information sought vide application dated 08/08/2022, the available information at point No. 2(c) was provided to the Complainant and rest of the application was transferred to the PIO of Goa State Consumer Disputes Redressal Commission, Panaji-Goa as the said information pertains to them.

The PIO also raised the issue of maintainability as the present complaint proceeding has been filed by the Complainant without exhausting the option of filing the first appeal before the First Appellate Authority.

6. In the course of argument on 13/12/2022, the Complainant appeared and argued that his grievance is restricted to secure the copy of his Pay Fixation Statement only. In order to resolve the issue amicably, the Commission directed the representative of the PIO to locate the said information. Shri. Sunny Narvekar representative of the PIO submitted that he is ready and willing to furnish the said information, however the relevant file is under consideration of the Government and hence he sought time to

furnish the information and matter was posted for compliance on 12/01/2023.

7. In the course of hearing on 12/01/2023, the representative of the PIO, Ms. Purva Prabhu appeared and furnished the bunch of documents to Adv. M. Kambli, who is appearing for Complainant. Adv. Kambli sought time to scrutinise the documents provided by the representative of the PIO and matter fixed for clarification on 17/02/2023.
8. That in the course of hearing on 17/03/2023, the incumbent PIO, Maria D'Costa E Fernandes appeared and pointed out that Pay Fixation Statement No. DA/PA-III/U-IV/2022-23/1994 dated 20/12/2022 from the year 2017 to 2022 has been furnished to the Complainant by the Assistant Registrar, District Commission, North Goa vide letter No. DC/NG/Ex-President/2023 dated 04/01/2023 and same is acknowledged by the Complainant on same day.
9. Upon receiving the information, the Complainant remained absent for the hearings on 17/02/2023, 17/03/2023 and 24/03/2022 and/ or disputed the above facts. Acknowledgement receipt shows that Complainant has received the copy of revised Pay Fixation Statement on 04/01/2023. I therefore presume and hold that, the Complainant is satisfied with the information provided by the PIO. Accordingly the complaint proceeding is disposed off.
 - Proceeding closed.
 - Pronounced in the open court.
 - Notify the parties.

Sd/-

(Vishwas R. Satarkar)

State Chief Information Commissioner