

GOA STATE INFORMATION COMMISSION

"Kamat Towers" 7th Floor, Patto Plaza, Panaji, Goa – 403 001

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Appeal No.105/2025/SCIC & Appeal No.117/2025/SCIC

Savio Brito,
P/10, Portais,
Reis Magos,
Bardez-Goa,403114.

-----Appellant

V/s

Public Information Officer,
Assistant Director, North Mapusa,
K.T.C Bus Stand,
Mapusa, Bardez-Goa.

-----Respondent

Shri. ARAVIND KUMAR H. NAIR - State Chief Information Commissioner, GSIC

Relevant Facts Emerging from the Appeal

RTI application filed on	- 26/11/2024
PIO replied on	- Nil
First Appeal filed on	- 16/12/2024
First Appellate order on	- 21/01/2025
Second appeal received on	- 17/04/2025
First hearing held on	- 28/05/2025
Decision of the Second Appeal on	- 19/05/2025

Information sought and background of the Appeal

1. Shri. Savio Brito filed an application dated 26/11/2024 under RTI Act, 2005 to the PIO, Office of the Assistant Director of Transport, North seeking *copies of the scheduled timings of the buses from Calangute to Panaji bus stand via Saipem, Nerul and Saligao w.e.f 01/10/2024 to 02/12/2024, copies of the proposal submitted by the bus owners, notification and decision of the RTO, Mapusa Goa.*
2. Subsequently, Appellant vide RTI application dated 04/12/2024 sought information from the PIO, Assistant Director of Transport, North at 03 points including minutes of the meetings held by RTO, Mapusa, from 1st April 2024 till date, registers of inward, outward, complaints and bus time schedule, trip sheet, permit and Time table.

3. Failing to receive any information/reply from the PIO to the RTI application, Appellant filed first appeal dated 16/12/2024 before the First Appellate Authority (Director of Transport, Panaji) stating that the failure of the PIO to furnish information speaks Respondent PIO's malafide intention in denying information and failure to perform duty of PIO.
4. After hearing both the Appellant and the Respondent PIO, the FAA (Additional Director of Transport, North) passed an order dated 21/01/2025 as under :

"Since the PIO has agreed to provide the information sought by the Appellant, the Appeal is disposed off. Therefore, I direct the PIO to dispatch the information sought by the Appellant immediately."
5. Following the order passed by the FAA, Respondent PIO vide letter dated 10/02/2025 replied to the Appellant enclosing 30 numbers of copies (with reference to Appellant's letter dated 04/12/2024 having inward No. 15911) and 05 numbers of copies (with reference to Appellant's letter dated 04/12/2024 having inward No. 15912) respectively.
6. Subsequently, Appellant preferred Second appeal dated 17/04/2025 before the Commission stating that the Respondent PIO was directed by the First Appellate Authority to dispatch the information sought by the Appellant immediately as per the order dated 21/01/2025 but the Respondent PIO dispatched the information after 22 days from the date of order. In the Second appeal, Appellant further stated that the Respondent PIO has failed to index and catalogue the information in accordance to the provision of the RTI Act, 2005.
7. In the present appeal, Appellant prayed that :
 - i. Respondent be directed to index and catalogue the records with immediate effect to make the RTI a living Act in its full spirit.
 - ii. Impose penalty against the Respondent u/s 20(1) and recommend disciplinary proceedings u/s 20(2) of the Act.
 - iii. Respondent be directed to comply with the provisions of Section 4(1) of the Act.
 - iv. Direct the Respondent to furnish complete information in accordance to the RTI application.

FACTS EMERGING IN COURSE OF HEARING

8. Pursuant to the filing of Second appeal by the Appellant, parties were notified fixing the matter for hearing on 28/05/2025 for which Appellant and Respondent (Assistant Director of Transport, North) appeared in person. Respondent in the written submission stated that the Appellant had filed 02 applications dated 04/12/2024 under RTI Act, 2005 seeking information within 24 hours to collect the information sought for and on the contrary Appellant filed first appeal dated 17/12/2024 before the First Appellate Authority.

Prior to the FAA's order dated 21/01/2025, directing the Respondent to provide the information, Appellant vide letter dated 26/12/2024 was informed to collect the information on payment of prescribed fees and finally the sought information was sent to the Appellant vide letter No. ASS/(N)/MAP/RTI-F-87/2025/675 dated 10/02/2025. The information furnished, free of cost, to the Appellant was comprising of 30 copies of document in respect of the RTI application No.2 dated 04/11/2025 Respondent further submitted that the information provided to the Appellant was as per the records maintained, catalogued and indexed in accordance to the provisions of the RTI Act, 2005.

9. Since Appellant is not fully satisfied with the information received from the Respondent, Presiding Commissioner directed the Respondent to furnish complete information sought by the Appellant vide his RTI application and the Respondent instantly agreed to furnish the desired information to the Appellant. Matter adjourned for further hearing on 19/06/2025.

10. When the matter took up for further hearing today i.e. 19/06/2025, both Appellant as well as Respondent appeared in person. Complying with the direction issued by the Commission on 28/05/2025, Respondent PIO filed complete and voluminous information, as sought by the Appellant, before the Commission and provided the same to the Appellant, free of cost, to the full satisfaction of the Appellant.

11. Even though the Respondent PIO failed to furnish the information to the Appellant within the stipulated time frame of the Act, he deserves appreciation for furnishing complete and voluminous information, free of cost, to the Appellant on the direction of the Presiding Commissioner.
12. On receipt of the information today i.e. 19/06/2025, Appellant files a written submission stating that the Respondent PIO has furnished the information before the Hon'ble State Chief Information Commissioner today i.e. 19/06/2025 after the intervention by the Presiding Commissioner.
13. Appellant in the written submission prayed to close the present appeal.

DECISION

- i. **Since the Appellant received complete information to his satisfaction from the Respondent PIO following the intervention by the Presiding Commissioner and Appellant prayed, in writing, before the Commission to close the appeal on account of receiving the desired information after the direction of the Hon'ble Commission, the present appeal bearing No.105/2025/SCIC is disposed off today i.e. 19/06/2025.**
- ii. **During the course of disposing the present appeal, Respondent PIO submitted before the Commission that the information in respect of another appeal (Appeal No. 117/2025/SCIC) filed by the Appellant over RTI application dated 13/12/2024 is ready to furnish the Appellant. Based on the submission, the said AppealNo.117/2025/SCIC dated 14/05/2025 scheduled for hearing on 03/07/2025 was taken up for hearing today, as the Appellant and Respondent are same.**

- iii. **Considering the oral submission made before the Commission by the Respondent PIO that information to be furnished to the Appellant pertaining to RTI application dated 13/12/2024 (of the Appeal No.117/2025) is kept ready on the part of the Respondent, Commission decided to dispose the Appeal No.117/2025/SCIC dated 14/05/2025 today i.e. 19/06/2025 with the following direction:**

To the Respondent PIO

Furnish the information sought by the Appellant vide RTI application dated 13/12/2024 on 27/06/2025, free of cost.

To the Appellant

Collect the information sought vide RTI application dated 13/12/2024 from the office of the Respondent on 27/06/2025.

Aggrieved party if any, may move against this order by way of a Writ Petition as no further Appeal is provided against this order under the Right to Information Act,2005.

- Proceeding stands closed.
- Pronounced in open Court.
- Notify the parties.

Sd/-

(ARAVIND KUMAR H. NAIR)
State Chief Information Commissioner, GSIC