

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

Tel No. 0832-2437880/2437208 email: spio-gsic.goa@nic.in website: www.gsic.goa.gov.in

Appeal No. 311/2023/SCIC

Shri. Jawaharlal T. Shetye,
H.No. 35/A, Ward No. 11,
Khorlim, Mapusa,
Bardez-Goa.

.....Appellant

V/S

1. The Public Information Officer,
Mapusa Municipal council,
Mapusa, Bardez-Goa.

2. The First Appellate Authority,
Mapusa Municipal council,
Mapusa, Bardez-Goa.

.....Respondents

Shri. Aravind Kumar H. Nair State Chief Information Commissioner

Filed on: 05/09/2022

Decided on: 21/01/2025

FACTS IN BRIEF

1. Shri. Jawaharala T. Shetye filed an RTI application dated 06/06/2023 seeking:-

1) Certified copy of show cause notice issued by the Mapusa Municipal Council (MMC) with regards to the complaint over car parking by one Ratnakar Pednekar.

2) Status report on the show cause issued by the Mapusa Municipal Council vide NO. SSI/11/4076/2022 dated 26/10/2022.

3) Name and designation of the officers entrusted by the MMC to monitor the said show cause related developments.

2. The RTI applicant, sought information on 5 points but the PIO did not respond to the application prompting the applicant to approach the First Appellate Authority by filing first appeal dated 07/07/2023.

3. As per the documents submitted by the Appellant alongwith his second appeal dated 05/09/2022, the First Appellate Authority

(Chief Officer, MMC Shri. Chandrakant Shetkar) fixed hearing on 14/08/2023 in his chamber but no documents establish hearing or the order issued by the FAA.

4. Pursuant to the second appeal, parties were notified and the matter was heard on couple of occasion in 2023 and till February 2024. Subsequently no hearing held in the matter from March 2024 to September 2024 as the posts of SCIC and SIC remained vacant during that period.
5. The incumbent SCIC took up the matter on 26/09/2024 wherein the Respondent PIO was directed to furnish the latest status of the RTI application and the information.
6. During the final hearing today i.e. 21/01/2025, PIO submitted that the information sought by the 'A' is pertaining to the Technical Section of MMC and the information will be furnished to the 'A' after obtaining from the PIO/ Technical Section.

ORDER

7. After hearing both the Appellant and the Respondent, the Commission decided today i.e. 21/01/2025 to dispose the matter by issuing directions to:-
 - 1) The PIO/ Technical Section of the Mapusa Municipal Council to furnish information free of cost to the Appellant Shri. Jawaharlal Shetye as per his RTI application dated 06/06/2023 within 15 days from the receipt of this order.
 - 2) The Chief Officer, Shri. Chandrakant Shetkar to invariably hear the first appeal issue order after hearing as per the FAA's obligation under the provision of the RTI Act and to provide written order to both the parties in the appeal. In this particular matter, no order was found issued by the FAA.

3) Respondent PIO, Shri. Nilesh Lingudkar should ensure that the Appellant is received the desired information from the PIO/ Technical Section within 15 days from this order.

- Appeal disposed.
- Proceeding stands closed.
- Pronounced in open court.
- Notify the parties.

Sd/-

(Aravind Kumar H Nair)

State Chief Information Commissioner