

GOA STATE INFORMATION COMMISSION
"Kamat Towers" 7th Floor, Patto Plaza, Panaji, Goa – 403 001
E-mail: spio-gsic.goa@nic.in Website: www.scic.goa.gov.in

Complaint No. 09/2024/SCIC

Shri Nazareth Baretto,
R/o. H. No. 126, Borda,
Margao, Salcette-Goa.

-----Complainant

V/s

The Public Information Officer,
Office of the Administrator of Comunidades,
South Zone Margao-Goa.

-----Opponent

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

Relevant Facts Emerging from the Complaint

Complaint received on	- 30-01-2024
First Hearing Held on	- 18-02-2025
Decided on	- 05-03-2025

Information sought and background of the Complaint

1. The State Information Commissioner vide order dated 17/10/2022 in Appeal No. 140/2022/SIC had directed the Respondent PIO to furnish information sought by the Appellant vide application dated 02/08/2021 within 15 days from the receipt of the order, free of cost.
2. Aggrieved by non-furnishing of the information by the Respondent PIO despite the Hon'ble Commission's order dated 17/10/2022, Appellant approached the Commission with a complaint dated 30/01/2024.
3. Complainant submitted that pursuant to the Commission's order dated 17/10/2022, Respondent PIO vide letter dated 31/01/2023 requested the Complainant to collect the information sought under the RTI Act 2005. However, upon receipt of the information, it was found that documents are not pertaining to the subject matter of the information sought. Complainant further submitted that the information sought by him was pertaining to Survey No. 14/1 for the plot of 600 sq. mtrs granted to him by the Comunidade of Davorlim but provided in respect of Survey No. 14/1 for an area of 19,200 sq. mtrs.

4. Complainant prayed before the Commission to direct the Opponent PIO to furnish the information in terms of the order dated 17/10/2022 passed by the Hon'ble Commission, impose penalty on the Respondent PIO u/s 20(1) of the Act and recommend disciplinary action u/s 20(2) of the Act.

Facts Emerging in the Course of Hearing

5. Pursuant to the Complaint, parties were notified fixing the matter for hearing on 18/02/2025.
6. Complainant and acting PIO Shri Vivek V.N. Dessai appeared in person for the hearing held on 18/02/2025 wherein the acting PIO was directed by the Commission to furnish information to the Appellant vide his RTI application and comply with the order dated 17/10/2022 passed by the Hon'ble Commission.
7. The matter was taken up for further hearing before the SCIC on 05/03/2025 for which Complainant and acting PIO appeared in person. Acting PIO, Shri Vivek V.N. Dessai filed a written submission dated 05/03/2025 stating that as per oral directions of the Hon'ble Commission dated 18/02/2025, information of 41 pages has been furnished to the Complainant vide his RTI application dated 20/08/2021. PIO further submitted that information sought by the Complainant at Point No. 19 & 20 of the RTI application is not available in his office records.
8. Complainant admitted that as per Commission's direction dated 18/02/2025, he has received desired information from the Opponent PIO and he is not pressing for the information sought at Point No. 19 and 20 of his RTI application dated 20/08/2021 as the same is not available in the office records of the Opponent PIO.

DECISION

As the Opponent PIO furnished all records available in his office to the Complainant as per his RTI application after the oral direction dated 18/02/2025 of the Commission on 18th February 2025 and the Complainant is satisfied with the information received from the Opponent PIO, the Commission decided to dispose off the Complaint No. 09/2024/SCIC today, i.e. 05/03/2025.

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

Sd/-

(ARAVINDKUMAR H. NAIR)

State Chief Information Commissioner, GSIC

