

GOA STATE INFORMATION COMMISSION

“Kamat Towers” 7th Floor, Patto Plaza, Panaji, Goa – 403 001
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Appeal No. 305/2026/SCIC

Adv. Jeena Joseph,
C1, Kundaikar Nagar Flats,
Dr. Dada Vaidya Road,
Panaji Goa. -----Appellant
V/s

1.The Public Information Officer,
Cyber Crime Police Station,
Ribandar Goa, 403006.

2.The First Appellate Authority,
Office of the Superintendent of Police,
Cyber Crime Police Station,
Ribandar Goa, 403006. -----Respondents

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

Relevant Facts Emerging from the Appeal

RTI application filed on	31/10/2025
PIO replied on	18/11/2025
First Appeal filed on	13/01/2025
First Appellate order on	
Second appeal received on	29/06/2026
First hearing	27/07/2026
Decided on	27/07/2026

Information sought and background of the Appeal

1. Adv. Jeena Joseph filed an application dated 31/10/2025 under RTI Act, 2005 to the PIO, Cyber Crime Police Station, Ribandar, Goa seeking certified copy of the full rejection/dismissal order in respect of her Cyber Crime complaint. The sought information includes reason, grounds, noting sheets, written details of every investigative step taken and the names of the officers and experts involved in the investigation into her complaint.

2. In response to the RTI application, PIO (Asstt. Superintendent of Police), Cyber Crime, Goa vide letter dated 18/11/2025 replied enclosing documents (Copy of the letter and copy of enquiry report dated 20/05/2025) in respect of Point No. 1 and 2 of the RTI Application and replying to the rest of the points viz. Point No. 3 & 4.
3. Being aggrieved by the reply/information furnished by the PIO, Appellant filed first appeal dated 13/01/2025 before the First Appellate Authority praying for direction to the Respondent PIO to furnish certified copies of entire enquiry file in respect of the complaint.
4. Material available on record indicates that notice has been served to the parties fixing the hearing on Appellant's first appeal initially on 29/01/2026 and subsequently on 19/02/2026. However, no copy of the order passed by the FAA (S. P, Cyber Crime) on first appeal is found.
5. Subsequently, Appellant preferred second appeal dated 29/06/2026 before the Commission praying for directions to the Respondent PIO to furnish every existing records forming the basis of the administrative conclusion recorded by the Respondent. Appellant further stated in the second appeal that hearing didn't materialise in the first appeal filed by the Appellant and no order was passed or communicated by the First Appellate Authority.

FACTS EMERGING IN COURSE OF HEARING

6. Pursuant to the filing of present appeal, matter took up for hearing on 27/07/2026 for which Appellant and APIO (Shri Deepak Pednekar, P.I) present for Respondent PIO.
7. Since the First Appellate Authority (S.P/Cyber Crime, Rahul Gupta, IPS) has not passed an order in the Appellant's first appeal dated 13/01/2025, the matter was fit for '*remand back*' to the First Appellate Authority to decide and pass an order on first appeal. However,

Appellant prayed before the Presiding Commissioner to proceed the matter before the Commission rather than remanding back to the FAA.

- 8.** Appellant filed an application dated 29.06.2026 requesting for condonation of delay in filing the present appeal.

Condoning the delay in filing the present appeal and accepting the Appellant's request to proceed in the matter rather than 'remanding back' to the First Appellate Authority, Presiding Commissioner decided to go ahead with the proceedings in the present appeal.

- 9.** Both the parties placed their oral and written submissions. In the written submissions dated 27/07/2026, Appellant prayed before the Commission to declare the reply/information dated 18/11/2025 furnished by the Respondent PIO as legally incomplete, evasive and contrary to the provisions of the RTI Act, 2005 and direct the Respondent PIO to furnish complete certified copies of all existing records relating to the processing, examinations, scrutiny, verification and disposal of Appellant's complaint dated 31/10/2025.

- 10.** APIO orally submitted that based on the Appellant's complaint, necessary enquiry was conducted by PSI, Sarvesh Sawant of Cyber Crime Police Station, Ribandar, Goa and submitted an enquiry report dated 03/04/2025 to the Police Inspector, Cyber Crime Police Station. A copy of the enquiry report has been furnished to the Appellant.

According to the APIO, the overall enquiry into the complaint revealed that the Petitioner was playing online gambling since 2020 and she gained profit and also faced loss of money during her online gambling. The essence of the enquiry report is that the matter (Complaint) does not attract the provisions of Information Technology Act. APIO added that the similar complaint was lodged by the Appellant before Chennai Cyber Crime Police and the same was disposed stating that the Complainant had gain and loss on online gaming.

DECISION

- i. **Considering the facts & circumstances of the appeal, submissions as well as oral arguments placed by the parties, Commission hereby directed the Respondent PIO to furnish the Appellant within seven days from the date of this order, copies of statements recorded, if any, and whatever documents/records/materials relied upon by the Enquiry Officer during the course of enquiry, which finally comes to the conclusion that the subject matter of the appellant's complaint does not attract the provision of Information Technology Act, 2000.**
- ii. **File compliance report within 15 days from the receipt of this order.**
 - Matter disposed.
 - Proceedings stand closed.
 - Pronounced in Open Court.
 - Notify the parties.

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.

Sd/-

(ARAVIND KUMAR H. NAIR)

State Chief Information Commissioner, GSIC

