

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

Appeal No.307/2026/SCIC

Shri Ashok Menon,
8/S/3, Kamat Classic,
Phase IV, Caranzalem,
North Goa, 403002.

-----Appellant

V/s

1. The First Appellate Authority,
Office of the Superintendent of Police (North),
North District Headquarters,
Porvorim, Goa 403521.

2. The Public Information Officer,
Office of the Sub-Divisional Police Officer,
Panaji, Goa 403001.

-----Respondents

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

Relevant facts Emerging from the Appeal

RTI application filed on	27/01/2026
PIO replied on	16/02/2026
First Appeal filed on	13/03/2026
First Appellate order on	20/05/2026
Second appeal received on	25/06/2026
First Hearing	23/07/2026
Decided on	23/07/2026

Information sought and Background of the Appeal

1. Shri. Ashok Menon filed an application dated 27/01/2026 under RTI Act, 2005 to the PIO, Panaji Police Station seeking following information :

- a) *"Certified copies of the complete case file pertaining to Final Report No. 02 of 2022 dated 01/01/2022 including FIR, investigation records, case diaries, notings, chargesheet etc.*
- b) *Certified copies of all protest petitions, if any, filed in the said case bearing Final Report No. 02 of 2022 dated 01/01/2022".*

2. In response to the RTI application, PIO (S.D.P.O, Panaji) vide letter dated 16/02/2026 replied to the Appellant as under to both the points in the RTI application.

"APIO/PIO Panaji Police Station submitted from his available Police Station records that the information sought by the applicant is exempted from disclosure u/s 8(1)(h) of the RTI Act, 2005 as the said Crime No. 132/2016 u/s 468, 471, 420 IPC is under re-investigation".

3. Being aggrieved by the reply furnished by the PIO, Appellant filed first appeal dated 13/03/2026 before the First Appellate Authority (S.P. North) praying for direction to the Respondent PIO to furnish complete information as sought vide application dated 27/01/2026.

4. First Appellate Authority (S. P. North Goa) vide order dated 20.05.2026 dismissed the first appeal upholding the say of PIO that *"Since the PSI of Panaji Police Station stated that Cr. No. 132/2016 is presently under investigation, sought information cannot be provided u/s 8(1)(h) of the RTI Act, 2005 as it would impede the process of further investigation".*

5. Subsequently, Appellant preferred second appeal dated 25/06/2026 before the Commission praying that order passed by the First Appellate Authority be quashed and set aside and furnish information sought vide RTI application dated 27/01/2026.

FACTS EMERGING IN COURSE OF HEARING

6. Pursuant to the filing of the present appeal by the Appellant, matter took up for hearing on 23/07/2026 for which Appellant present along with Adv. Prema Maktar. Respondent PIO was represented by Shri Manjunath Naik, Police Sub Inspector, Panaji who filed Respondent PIO's written submission dated 19/07/2026 stating that :

a) Applicant was duly informed that Panaji Police Station Crime No. 132/2016 is presently under re-investigation and hence the information

could not be provided u/s 8(1) (j) of the RTI Act, 2005 as the disclosure of information at this juncture would impede the process of investigation.

- b) It was found that although a “B-Final Summary” had earlier been submitted before the Hon’ble JMFC court, Panaji, the proceedings in the said crime is not attained finality.*
- c) Hon’ble JMFC ‘F’ Court, Panaji rejected the B-Final summary and directed the I.O to conduct further investigation and submit a compliance report.*
- d) Based on the court order, investigation on Crime No. 132/2016 stood re-opened and is presently under further investigation.*
- e) Once the investigation reaches its logical conclusion and no exemption under the RTI Act survives, the request for information shall be considered.*
- f) Since furnishing information in respect of the matter under re-investigation would impede the process of investigation, present appeal filed by the Appellant may please be dismissed.*

- 7.** On the other hand, Appellant’s contention is that the Respondents failed to appreciate the fact that proceedings against the Appellant were already closed by filing B-Summary report in the year 2022 and parting with the information pertaining to that would in no way hamper the subsequent investigation in the matter.

Appellant prayed before the Presiding Commissioner that information sought vide RTI application dated 27/01/2026 including B-Final Summary report and all documents pertaining to Pre-Summary report or what formed part of the B-Final Summary report, may kindly be furnished.

DECISION

- i. Taking into account of the Respondent PIO’s submission that the information sought by the Appellant vide RTI application dated 27/01/2026 cannot be furnished as the matter (Panaji Police Station Crime No. 132/2016)**

referred in the application is presently under re-investigation and Appellant's submission that since the proceedings against the Appellant were already closed by filing B-Final Summary report in the year 2022, the disclosure of the information pertaining to B-Summary report filed in the year 2022, would in no way hamper the current re-investigation, Commission has come to the conclusion that there is no ground to seek or provide information pertaining to the investigation which has been re-opened in the year 2025, pursuant to the order dated 26/06/2025 of the JMFC, 'F' Court, Mercas, Goa.

HOWEVER,

- a) *Respondent PIO is directed to allow the Appellant to physically inspect the concerned files/documents pertaining to the B- Final summary in respect of Panaji Police Station, Crime No. 132/2016 and all records/documents of CrimeNo. 132/2016 from the beginning of the investigation into Crime No. 132/2016 upto the stage of submitting B- Final Summary.*
 - b) *Physical inspection of the records/files of B Final Summary and prior to that of Crime No. 132/2016 should be granted to the Appellant.*
 - c) *Furnish those documents/information identified by the Appellant during the course of inspection within 7 days from the receipt of the written request from the Appellant after inspection specifying the desired information (documents).*
- ii. Respondent PIO to file compliance report to the Commission within 15 days from the receipt of this order.

- Matter disposed.
- Proceeding stands 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