

GOA STATE INFORMATION COMMISSION
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Appeal No. 290/2025/SIC

Adv. Francis Rodrigues,
H. No. 215, Vivenda Consul,
Near Our Lady of Enfermos Chapel,
Sinquerim, Navelim,
South-Goa.403707

..... **Appellant**

V/s

1.The First Appellate Authority (RTI),
Supdt of Survey and Land Records,
Second Floor, Mathany Saldana Complex,
South Goa Dist Hdqrs, Margao Goa.

1.The Public Information Officer (RTI),
Inspector of Survey and Land Records (City Survey),
Second Floor, Mathany Saldana Complex,
South Goa Dist Hdqrs, Margao Goa.

.....**Respondents**

Shri. Atmaram R. Barve

State Information Commissioner

Filed on: 12/11/2025
Disposed on: 19/01/2026

ORDER

1. The present Second Appeal arises out of the Right to Information (RTI) application dated 14/07/2025 made by Adv. Francis Rodrigues the Appellant herein and addressed to the Public Information Officer (PIO) at the Office of the Inspector of Survey and Land Records, Mathany Saldana Complex, South Goa Dist Hdqrs, Margao-Goa.
2. By way of said application the Appellant herein sought certified copies of the documents pertaining to mutation & Form D in respect of particular Chalta No. at Margao.

3. In response to the said RTI application the PIO Shri. Savio Silveira replied dated 23/07/2025 informing the Appellant herein that there is no Mutation entry in Form D pertaining to aforementioned Chalta No. 18 of P.T. Sheet No. 179 of Margao City.
4. Aggrieved by this reply, the Appellant herein preferred the First Appeal before the First Appellate Authority vide Appeal memo dated 21/08/2025 & produced a copy of Form B and Form D pertaining to the said Chalta No. 18 of P.T. Sheet No. 179 to highlight that changes have been affected in the said Form D and that information has been denied by the PIO.
5. Vide order dated 11/09/2025 the FAA Smt. Anisha Matondkar disposed off the First Appeal. However, the said order was not clear whether the Appeal was allowed or rejected and also led special directions to the PIO.
6. Aggrieved by the said Order the Appellant herein preferred Second Appeal before this Commission vide Appeal memo dated 12/11/2025 and the matter came up to be heard from the present day onwards.
7. Both the parties put forth their contentions wherein the Appellant contended that in the light of the supporting documents presented by him the PIO ought to have proved necessary information.
8. The authorised representative of the PIO contended that the crux of the RTI application was a mutation entry and that no mutation entries are present in their records pertaining to specific Chalta No.18 of P.T. Sheet No. 179 and further added that the Form B relied upon by the Appellant cannot be

considered as a conclusive proof as certain names are added in the Record of Rights by way of concerned proceedings and not by way of mutation.

9. Upon perusal of Appeal memo, reply of the PIO and the arguments led by both the parties, this Commission is of considered opinion as under:

a. Prima Facie; the PIO appears to have promptly responded to the RTI application within stipulated time frame of 30 days.

b. The grievances and contentions of the Appellant herein arise out of the said reply provided by the PIO ought to have been dealt with in detail by the FAA.

c. The perusal of the order passed by the FAA reveals that the said order is a mere reiteration of the PIOs reply and that the FAA has not applied its mind in so far as passing an speaking order is concerned.

d. The FAA ought to have examined the relevance of Form B and Form D produced by the Appellant in the context of its RTI application.

e. In the absence of such a speaking orders at the level of the FAA, it is difficult for the Second Appellate Authority to decide and pass the orders in this matter which can potentially cause prejudice to the information seeker as well as PIO.

10. Therefore in view of the above the present second appeal is disposed with following order:-

a. The present second appeal is partially allowed.

- b. The present FAA Smt. Maya Amonkar is hereby directed to take up the First Appeal afresh, issue notices to concern parties and examine the contention of both the parties and pass speaking orders in this matter so as to enable a remedy to the information seeker.
- c. The relevant FAA shall conclude the said proceedings on or before 18/02/2026 and submit a compliance report to that effect by remaining present in person on 23/02/2026 at 11.00 a.m. The Appellant shall be at liberty to prefer a fresh Appeal, if aggrieved by the order of FAA. No further proceedings in this matter.
- No order as to cost.
 - Parties to be provided authenticated copies of this order separately under each appeal number.
 - 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/-

(ATMARAM R. BARVE)

State Information Commissioner