

**GOA STATE INFORMATION COMMISSION  
AT PANAJI**

**CORAM:** Shri Afonso Araujo, State Information Commissioner

Appeal No. 25/2009

Shriram S. P. Raiturkar,  
C/o. Adv. S.P. Raiturkar,  
Opp. State Bank of Mysore,  
Margao – Goa

... Appellant.

V/s.

1) The Public Information Officer,  
Executive Engineer,  
P.W.D. Works Division No. XVIII (Roads),  
Ponda – Goa

... Respondent No. 1.

2) The First Appellate Authority,  
Superintending Surveyor of Works,  
P.W.D., Altinho,  
Panaji – Goa

... Respondent No. 2.

Appellant in person.

Shri K. L. Bhagat for the Respondents.

J U D G M E N T

(Per Afonso Araujo)

By request dated 20.10.2008 the Appellant sought information under the Right to Information Act, 2005 (for short, 'The RTI Act') from the Respondent No. 1 pertaining to the Division XVIII, Ponda regarding roads from 01.01.2006 till the date of furnishing the information and required certified copies of all tender notices; all short tender notices; all quotations; all work order copies; all schedules of the works along with quoted rates; all sketch and location plan of the work where it is executed and certified copies of cash register cheque book from 01.01.2005 till date of furnishing information issued to all works including the name of contractor, name of the work, amount, R.A/cash bills and cheque numbers.

2. The Respondent No. 1 by communication dated 04.11.2008 informed the Appellant that the information required from 01.01.2005 onwards is voluminous and it would take some time to furnish the same and the moment it is ready the Appellant will be intimated to deposit the amount required for the attested copies of the information. Subsequently,

...2/-

on 17.11.2008 the Respondent No. 1 addressed a letter to the Appellant stating that the information for certified copies of all documents mentioned at Sr. No. 1 to 7 is in progress and being voluminous involving 75,000 pages of different sizes, the cost of these copies work out to Rs. 3,00,000/-and requested the Appellant to deposit this amount so as to enable to take up the work. The letter further states that in case the actual amount works out to be less than the calculated amount, the balance amount would be refunded to the Appellant and if the amount exceeds, the Appellant will have to deposit the balance amount.

3. The Appellant on 12.01.2009 again sought the information and confined to works from 1.11.2006 to 31.03.2008 and limited the information to the certified Xerox copies of all tender notices of Plan and Non-Plan works including site plans; certified Xerox copies of all short tender notices; certified copies of all quotations and certified copies of all works order. The Respondent No. 1 on 10.02.2010 in reply to the letter dated 12.01.2009 of the Appellant, again stated that the work of certified copies is voluminous compilation involving approximately 15,000 pages of different sizes and the cost works out to Rs. 50,000/-. The Appellant preferred the First Appeal on the ground that the Respondent No. 1 deliberately did not provide the information for more than two months and the same may be provided free of cost. By Order dated 07.04.2009 the First Appellate Authority disposed the Appeal with the observation that the Respondent No. 1 has not shown any malafide intention to hide or refused to give information and directed the Respondent No. 1 to provide the certified copies of the relevant documents sought in the application dated 12.01.2009 on payment of necessary charges. This is the Impugned Order.

4. In spite of the fact that the Appellant in the request dated 12.01.2009 has reduced the information compared with the earlier information sought in request dated 20.10.2008, the information sought continued to be voluminous and which had to be provided on payment of fees of Rs. 50,000/-. The Appellant cannot say now that he does not require part of the information or the information provided does not form part of the information sought. The Appellant ought to have made this

grievance at the time the Appellant curtailed the information in the request dated 12.01.2009 and the cost of the information was reduced from Rs. 3 lakh to Rs. 50,000/-. Moreover, the First Appellate Authority directed the Respondent No. 1 to provide certified copies of the relevant documents sought in the application dated 12.01.2009 on payment of necessary charges. The Appellant to obtain the information sought on payment of necessary fees and accordingly to proceed whether the Appellant is satisfied or not with the information provided. There are no reasons to interfere with the Impugned Order. Hence, the following Order:

**ORDER**

The Appeal is dismissed.

Pronounced on this 11<sup>th</sup> day of March, 2010.

**Sd/-  
(Afonso Araujo)  
State Information Commissioner**

