

**GOA STATE INFORMATION COMMISSION
AT PANAJI**

CORAM: Shri Afonso Araujo, State Information Commissioner

Complaint No. 45/SIC/2010

Shri J. T. Shetye,
H. No. 35, Ward No. 11,
Khorlim,
Mapusa – Goa

... Complainant.

V/s.

Public Information Officer,
Chief Officer,
Mapusa Municipal Council,
Mapusa – Goa

... Opponent.

Complainant in person.
Opponent absent.

Dated: 18.06.2010

ORDER

The Complainant on 01.02.2010 sought information under the RTI Act and pertaining to the complaint dated 12.01.2010 and requires to know: (1) the daily progress report of the complaint dated 12.01.2010; (2) inform the names of the officials who handle that complaint and (3) when the complaint dated 12.01.2010 would be dealt by the Opponent. As the Opponent did not provide the information within the period of thirty days, preferred this Complaint with the prayer directing the Opponent to provide the information free of cost and invoke penalty clause and recommend disciplinary proceedings.

2. In fact the information sought on 01.02.2010 pertaining to the complaint dated 12.01.2010, the Opponent did not provide the information w within the period of thirty days as envisaged u/s. 7(1) of the RTI Act. The contention of the Opponent is that the RTI Act does not empower the PIO to create the information. On perusing the request for information dated 01.02.2010 the Complainant requires the progress report of the complaint dated 12.01.2010 which is in respect of the shopkeeper running the business of Hot Chips prepared in open space on the footpath in a residential complex at Ansabhat, Mapusa. The Opponent need not give daily progress report, the names of the officials who handled the complaint but the Complainant is entitled to know what action the Public Authority

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took on the complaint dated 12.01.2010. Moreover, in the records there is a letter dated 27.01.2010 of the Health Officer, Urban Health Centre, Mapusa addressed to the Chief Officer, Mapusa Municipal Council pertaining to the same complaint dated 12.01.2010 wherein the Health Officer has stated that the person present in the shop failed to present any documents authorizing to carry out business and with the request to investigate and take required action. The Complainant is justified in requiring to know what action the Public Authority of the Mapusa Municipal Council has taken in respect of letter dated 12.01.2010. Hence, this Complaint succeeds and the Opponent to provide the information to the request dated 01.02.2010 and inform the Complainant about the action taken on the complaint dated 12.01.2010. The Opponent to provide the information within the period of fifteen days from the date of receipt of this Order.

Sd/-
(Afonso Araujo)
State Information Commissioner