

**GOA STATE INFORMATION COMMISSION  
AT PANAJI**

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

Appeal No. 36/SIC/2010

Shri G. D. Phadte,  
898, Nila Niwas, Alto Torda,  
Porvorim – 403 521

... Appellant.

V/s.

1) The Public Information Officer  
Secretary,  
Penha de Franca Village Panchayat,  
Britona,  
Bardez – Goa

... Respondent No. 1.

2) The First Appellate Authority,  
Block Development Officer,  
Bardez,  
Mapusa - Goa

... Respondent No. 2.

Appellant in person.  
Respondents absent.

**J U D G M E N T**

(Per Afonso Araujo)

The Appellant on 14.11.2009 sought information under RTI Act from the Respondent No. 1 and requires at Sr. No. 2 – letter of the Panchayat bearing outward No. 2193 dated 23.07.2008 in respect of construction plan submitted by Mohan V. Govekar, for construction license in Survey No. 172 of Penha de Franca Village, at Alto Porvorim; at Sr. No. 3 – all other records existing in the same matter, namely, correspondence exchanged, applications, documents, maps, plans and drawings submitted for construction license and all other records including reports and recommendations or objections received from authorities and individuals; at Sr. No. 4 – site plan of Postal Staff Quarters at Porvorim. As the information was not provided in spite of reminders of the Appellant dated 25.11.2009, 26.11.2009 and 01.12.2009, the Appellant preferred the First Appeal and the First Appellate Authority by Order dated 13.01.2010 directed

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the Respondent to provide information within seven days.

2. On 20.01.2010 the Respondent informed the Appellant that the documents, copies, plans and drawings submitted for construction license were collected by the concerned party for approval and the relevant file containing approved plans of construction has not come back to the office as the file is with the concerned person and that the file pertaining to Postal Staff Quarters at Porvorim is not traceable inspite of detailed search. Not content with the information provided the Appellant preferred this Second Appeal.

3. The information sought by the Appellant in his request dated 14.11.2009 is specific and as mentioned at Sr. No. 1 – the Appellant requires letter of the Panchayat bearing outward No. 2193 dated 23.07.2008 in respect of construction plan submitted by Mohan V. Govekar for construction in survey No. 172 of Penha de Franca Village. The contention of the Respondent that the relevant file containing approved plan has not come back to the office cannot be accepted. The Appellant is entitled for the information sought and the Respondent must provide this information to the Appellant of any correspondence, applications, from the records of the Village Panchayat. Similarly, the replies of the Respondent in respect of information sought at Sr. No. 4 is also vague. The Appellant requires site plan of survey No. 172 of the Postal Staff Quarters Porvorim and the Respondent has to provide this information and its construction license and whatever records pertaining to the Postal Staff Quarters. The First Appellate Authority rightly directed the Appellant to provide the information. Hence, the following Order:

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**ORDER**

The Respondent to provide the information in the request dated 14.11.2009 at Sr. No. 2, 3 and 4 to the Appellant within the period of twenty days from the date of receipt of the Order.

Pronounced on this 15<sup>th</sup> day of July, 2010.

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