

**GOA STATE INFORMATION COMMISSION
AT PANAJI**

CORAM: Shri M. S. Keny, State Chief Information Commissioner

Complaint No. 395/SCIC/2010

Shri Ravi Uttam Desai,
H.No. 65/J/I,
Alpha Housing Complex,
Barebhat, Arlem,
Raia, Salcete –Goa.

... Complainant

V/s

1) The Public Information Officer,
The State Directorate of Craftsmen Training,
Panaji –Goa.

... Opponent No.1

2) The Public Information Officer,
Mamlatdar of Quepem, Taluka,
Quepem-Goa.

... Opponent No.2

Complainant present in person.

Opponent No. 1 absent.

Opponent No. 2 present.

ORDER
(16/07/2010)

The Complainant, Shri Ravi Uttam Desai, has preferred this Complaint praying that Opponent be ordered to provide the required information to the Complainant at the earliest and that inquiry be ordered.

1. The brief facts leading to the present Complaint are as under:-

That the Complainant submitted an application seeking certain information under Right to Information Act 2005 ('RTI' Act for short). That no information was given by Opponent No. 2 but the application was forwarded to Opponent No. 1 to provide the required information before 22/01/2010. That almost three months elapsed but no information was furnished. Hence Complainant was performed to file the present Complaint.

...2/-

2. Opponent resists the Complaint and their say is on record. It is the case of Opponent No. 1 that they did not receive any application under section 6(3) of the Right to Information Act. That a reply has been sent to the Complainant based on the application a copy of which was enclosed as copy in the Complaint. According to the Opponent Complaint is to be disposed off.

It is the case of the Opponent No. 2 that they had sent a letter under section 6(3) of the Right to Information Act but the same was not forwarded from the office of Opponent NO. 2. That the Opponent No. 2 has given the available information to the Complainant. That the Complainant has personally verified the entire service book of Shri R. G. Gaveri on 07/06/2010 and he did not wish to take certified copy thereof.

3. Heard the Complainant and the Opponent No. 2 in detail. I have carefully perused the records of the case.

It is seen that the Complainant by an application dated 23/12/2009 sought certain information under Right to Information Act from the Mamlatdar Quepem. The information was to see the service book of Shri R. G. Gaveri. The Opponent No. 2 transferred the said application under section 6(3) to Opponent No. 2 by letter dated 01/01/2010. By letter dated 03/05/2010 the Opponent No. 1 informed the Complainant that the service book of Shri R. G. Gaveri, A.TI was not available in their office as he was declared surplus and posted in the office of Mamlatdar Quepem and hence his application cannot be entertained.

During the arguments it transpired that the said Shri R.G. Gaveri had worked in various departments. According to Opponent No. 2 they have some records and whatever is with them they are ready to show.

5. What the Complainant seeks by the present application is only to see the service Book. It appears that all the details are not available with opponent No. 2, however, they have some records. The Complainant can very well see the same.

6. There is some delay in the whole process. I have seen from records that application under section 6(3) was issued but not forwarded etc. delay occurred due to this. In any case the Complainant does not press for the same. Public Information Officer should note in future that Right to Information Act is a time bound programme and the request is to be disposed within the stipulated period. Delays under Right to Information Act have dangerous ends.

7. In view of all the above, I pass the following order:-

"The Opponent No. 2 is directed to give inspection of all the records available with them within 10 days from the receipt of this order. After inspection the Complainant can seek whatever documents/records he wants after complying the required formalities.

The Complaint is accordingly disposed off.

Pronounced in the Commission on this 16th day of July, 2010.

(M.S. Keny)
State Chief Information Commissioner

