

GOA STATE INFORMATION COMMISSION AT PANAJI

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

Appeal No.138/SCIC/2010

Shri Sunil R. Jadeja,
F.2, Gangotri, B.B. Borkar Road,
Alto Porvorim,
Bardez- Goa.

....

Appellant

V/s

1) State Public Information Officer,
Dy. Director (Admn.)
O/o CEE, Vidyut Bhavan,
Panaji –Goa.

....

Respondent

Representative of appellant present.

Respondent alongwith Adv. S. Sawant.

J U D G E M E N T **(30/08/2010)**

1. The Appellant, Shri Sunil R. Jadeja, has preferred this Appeal praying that S.P.I.O be directed to provide the requisite information correctly and in full at the earliest and also for penalty.

2. The brief facts leading to the present appeal are as under:-

That the Appellant, vide his letter dated 29/03/2010, sought certain information from the Respondent under Right to Information Act ('RTI' Act for short). That the Public Information Officer/Respondent vide his letter dated 27/04/2010 provided some information and in respect of some mentioned as 'Not available'. It is the case of the Appellant that PIO/Respondent has willfully withheld the requested information by providing incomplete information. That being not satisfied the Appellant preferred Appeal before the First Appellate Authority (F.A.A' for short) that F.A.A. passed the order directing P.I.O. to make rigorous efforts to trace all the correspondence and furnish the same to the Appellant within 10 days. That no information was furnished. Being aggrieved the Appellant preferred the present appeal on the grounds as set out in the memo of appeal.

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3. Today when the matter was called Appellant was absent Adv. S. Sawant for Opponent was present and he wanted some time to file the reply. However, later on Respondent No. 1 appeared Representative of the Appellant also appeared and he submitted an application praying for withdrawal of appeal. Respondent submitted that orders may be passed even though Adv. had left.

4. I have carefully gone through the records of the case.

By application dated 29/03/2010 the appellant sought certain information from the Respondent. By letter dated 27/04/2010 the Respondent furnished the information. However, in respect of point No. 1, 2, 5, 6, 7 and 11 the same were replied as 'Not Available'. The Appellant, considering the same as willful denial preferred the appeal before First Appellate Authority. By order dated 12/05/2010 the F.A.A directed Public Information Officer to make rigorous efforts to trace all correspondence which is stated to be 'Not Available' and furnish to the Appellant within 10 days.

5. The Appellant has now filed an application stating that he would like to withdrew the Appeal as the Requisite information has been provided to him and he has no claim in the said matter.

6. Since, the Appellant has been satisfied that full information is furnished to him, no intervention of this Commission is required. Regarding penalty the same does not arise as whatever information available was furnished within time.

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

O R D E R

Since information is received no intervention of this Commission is required. The request on the appellant is granted and the Appeal is disposed off as with drawn.

Appeal is accordingly disposed off.

Pronounced in the Commission on this 30th day of August, 2010.

Sd/-
(M.S. Keny)
Chief Information Commissioner

