

**GOA STATE INFORMATION COMMISSION**  
**AT PANAJI**

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

Appeal No. 140/SIC/2008

Shri Subodh S. Sawant,  
B-2, Shanti Campus, Nr. Mehul Talkies,  
Nr. Mahesh Tutorials, Mulund (W),  
Mumbai – 400 080 ... Appellant

V/s

1. Public Information Officer,  
Shri Pramod D. Bhat,  
Office of the Mamlatdar of Bicholim Taluka,  
Bicholim –Goa ... Respondent No.1.
2. First Appellate Authority,  
Shri Arvind V. Bugde,  
Deputy Collector & S.D.O.,  
Bicholim - Goa ... Respondent No.2.

Appellant in person.

Respondent No. 1 alongwith Adv. K. L. Bhagat.

Respondent No. 2 absent.

**J U D G M E N T**  
**(22.12.2010)**

1. The Appellant, Shri Subodh S. Sawant, has filed the present Appeal praying that information be furnished; for penalty and other reliefs as mentioned in the Memo of Appeal.

2. I need not refer to the facts of the case in detail. It is seen that by Judgment and Order dated 18.12.2008 it is observed as under:-

“The Appeal is allowed. The Respondent No. 1 is directed to provide the information as sought by the Appellant within one week from the date of this Order. The decision of awarding compensation and for imposition of penalty is deferred till the complete information is provided to the Appellant. Compliance report is to be filed on 08.01.2009 at 11:00 a.m.”

3. During the course of his arguments Adv. Shri S. S. Sawant/Appellant submits that full information has been furnished.

4. Appellant contends that there is delay. According to Adv. K. L. Bhagat there is no delay as such. It is pertinent to note that the decision on imposition of penalty was deferred till the complete information is provided to the Appellant. Now that information is furnished, the Public Information Officer is to be given an opportunity to explain the same in the factual backdrop of this case.

5. In view of the above, no intervention of this Commission as far as information is concerned, is required as the information is already furnished according to the Appellant. Since there is delay the Respondent No. 1 is to be heard on the same. Hence the Order:-

#### **ORDER**

Issue notice under section 20(1) of the R.T.I. Act to Respondent No. 1/Public Information Officer to show cause why penalty action should not be taken against him for causing delay in furnishing information. The explanation, if any, should reach the Commission on or before 31.01.2011. Public Information Officer/Respondent No. 1 shall appear for hearing.

Further enquiry posted on 31.01.2011 at 10:30.a.m.

Pronounced in the Commission on this 22<sup>nd</sup> day of December, 2010.

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

