

GOA STATE INFORMATION COMMISSION AT PANAJI

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

Appeal No. 226/SIC/2010

Mr. William D'Souza,
H. No. 34/1, Barros Vaddo,
Sangolda,
Bardez – Goa

... Appellant.

V/s.

Public Information Officer,
Secretary,
Village Panchayat Sangolda,
Bardez – Goa

... Respondent.

Appellant alongwith Adv. H. B. Lobo.
Respondent in person.

J U D G M E N T (14.03.2011)

1. The Appellant, Shri William D'souza, has filed the present Appeal praying that Respondent be directed to furnish the information.

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

That the Appellant by his application dated 10.06.2010 sought certain information under the Right to Information Act, 2005 ('RTI Act' for short) from the Secretary, Village Panchayat of Sangolda/Respondent. That the Appellant sought certain information regarding documents based on which the Respondent had issued certain certificates. That the Respondent replied that the Certificate in Form-IV was issued on the basis of documents produced by Applicant. However, such documents have not been provided to the appellant and what was provided was the application of the applicant dated 26.03.2009. That the Respondent also stated that in case appellant wishes to have any further information he has to approach the issuing authority, i.e. the Sarpanch. Being not satisfied the Appellant preferred Appeal before the First Appellate

Authority who was pleased to dismiss the same by his Order dated 01.09.2010 on the grounds that Public Information Officer/Respondent herein has submitted "the required information under the RTI Act. There is no other documents/evidence available in the Panchayat." Being aggrieved the Appellant has preferred the present Appeal.

3. It is the case of Respondent that Panchayat construed the application of the applicant as documents. Accordingly, copy of the same was issued vide letter dated 23.12.2009. That the Panchayat does not have any documents except the said application of Shri Ramesh B. Chari and Smt. Minaxi B. Chari. It is the case of the Respondent that the Appellant was furnished copy of the Appeal filed by Shri Ramesh B. Chari and Smt. Minaxi B. Chari. That the Respondent has accordingly furnished the copies of said documents which are only available in the Panchayat office. According to the Respondent the Appeal is liable to be dismissed.

4. Heard both sides. Written arguments on behalf of Respondent are on record. The Respondent has explained in the written arguments how some title error has occurred. That the First Appellate Authority has clearly observed that the Respondent/Public Information Officer does not have any other documents than what has been furnished to the Appellant.

5. During the course of arguments Advocate for the Appellant states that whatever information the Respondent had has been furnished. He is satisfied with the same and that he has no grievance of any sort.

6. Since information has been furnished no further intervention of this Commission is required. Hence, I pass the following Order:

ORDER

Since information is furnished, no intervention of this Commission is required. The Appeal is disposed off.

Appeal is accordingly disposed off.

Pronounced in the Commission on this 14th day of March, 2011.

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

