

GOA STATE INFORMATION COMMISSION
AT PANAJI

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

Appeal 94/SIC/2010

Mrs. Blanche Corneiro,
Plot 51, Journalist Colony,
Alto Betim, Porvorim Bardez-Goa

... Appellant.

V/s

1) The First Appellate Authority ,
Collector & District Magistrate (North),
Collectorate Building, Panaji-Goa

... Respondent No.1.

2) The Public Information Officer,
Deputy Collector (Revenue) North,
Collectorate Building, Panaji-Goa

...Respondent No.2.

Appellant present

Respondent present

Judgement

(10/06/2011)

1. The Appellant, Smt. Blanche Carneiro has filed the present appeal praying that the information be furnished, that the Appellant be compensated and that penalty be imposed on the P.I.O.

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

That the Appellant, vide application dated 09/11/2009, sought certain information under Right to Information Act, 2005 ('R.T.I.' Act for short) from the Public Information Officer (P.I.O.)/Respondent No.2. That the P.I.O. failed to furnish the information. Hence the Appellant preferred appeal before the First Appellate Authority (F.A.A.)/Respondent No.1. That the F.A.A. failed to dispose the appeal. That on 09/01/10, he received a letter dated 06/01/2010, signed by P.I.O., requesting to collect the copy of memorandum to the Mamlatdar. Being aggrieved by the failure of P.I.O. to give

information and also by F.A.A. to respond to the appeal the Appellant has preferred the present appeal.

3. The case of the Respondent No.2 is fully set out in the reply which is on records. It is the case of Respondent No.2 that the Appellant had given a complaint dated 31/07/2009, regarding illegal construction in survey no.202/16 of village Siolim Bardez, and referring the said complaint the Appellant had filed application under R.T.I. and had sought the information as to the action taken report. That the Appellant was informed vide letter dated 06/01/2010, that his complaint has been forwarded to the Mamlatdar of Bardez for taking action and he was asked to collect the copy the Memorandum. That the Mamlatdar of Bardez has even filed a checklist against Shri Daniel Caetano Souza, in respect of construction of septic Tank without conversion before Deputy Collector & S.D.O. Mapusa, and this is also informed to the Appellant vide letter dated 10/06/2010. That the information has not been denied to the Appellant. But the Appellant has not collected the same although he is informed.

The reply of the Appellant is also on records.

4. Heard both sides and perused the records. It is seen that by application dated 09/11/2009, the Appellant sought certain information i.e certified copy of the letters inquiring into the complaint and certified copy of the action taken report. By letter dated 16/11/2009, the Dy. Collector Shri M.V. Corjuencar informed the Mamlatdar of Bardez, that he has not received the desired information. It is seen that since information was not furnished the appellant preferred the appeal before the First Appellate Authority/Respondent No.1. By reply dated 06/01/2010, the Appellant was called to collect the information on payment of fees. It appears that appellant

did not collect the same, letter dated 10/06/2010 was sent under certificate of posting. By this letter the information was furnished.

5. It is to be noted here that the information sought was very simple i.e certified copy of the letter/s inquiring into the complaint and about action taken. Letters are on record about attempt made, however, the Appellant has not been informed about the same. P.I.O. to see that requests are promptly attended to. Slight delay in taking proper action and /or furnishing proper reply under R.T.I. creates lot of problems to a common man and lands him before F.A.A. and this Commission This is legally not permissible. Hope that the P.I.O. will bear in mind about time schedule in future.

6. The grievance of the Appellant was about conversion sanad. On going through the records the appellant was convinced that whatever asked was furnished. Appellant submits that information is furnished he is satisfied with the same and that he has no grievance of any sort.

7. Since information is furnished no intervention of this Commission is required. Hence I pass the order:-

ORDER

No intervention of this Commission is required as information is furnished. The appeal is disposed off.

The appeal is accordingly disposed off.

Pronounced in the Commission on this 10th day of June, 2011.

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

