

GOA STATE INFORMATION COMMISSION
AT PANAJI

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

Complaint No. 582/SIC/2010

Mr. Harish Sada Naik,
C/o. Manohar Sada Naik,
H. No.402, St. Inez, Alto,
Dr. Gama Pinto Road,
Panaji – Goa

... Complainant.

V/s.

Public Information Officer,
Corporation of City of Panaji,
Panaji – Goa

... Opponent.

Complainant in person.
Shri D. Maralkar, representative of Opponent.

O R D E R
(23.06.2011)

1. The Complainant, Shri Harish Sada Naik, has filed the present Complaint praying that the Opponent be directed to furnish the information sought for vide his application dated 20.08.2010 i.e. copy of site inspection report; that penalty be imposed and disciplinary action be initiated against the Opponent.

2. It is the case of the Complainant that he filed an application dated 20.08.2010 seeking certain information under Right to Information Act, 2005 ('R.T.I. Act' for short) from the Public information Officer (PIO)/Opponent. That the Complainant received a letter dated 02.09.2010 from the Opponent Under Certificate of Posting calling the Opponent to his office for certain clarifications on the subject matter. That the application was clear. However, the Opponent with malafide intention tried to withhold the information. Since information was rejected the Complainant has preferred the present Complaint.

3. Notice was issued to the Opponent. In pursuance of the notice the Opponent did not remain present, however, his representative Shri D. Maralkar remained present.

4. Heard both sides and perused the records. During the course of arguments the Complainant as well as his representative Shri Savio Britto states that information has been furnished. He is satisfied with the same and that he has no grievance of any sort. Since information is furnished no intervention of this Commission is required.

5. Before concluding I must say that Complainant filed an application dated 20.08.2010. It is seen that PIO by letter dated 02.09.2010 requested the Complainant to call on his office for more clarifications on the subject matter. It is not known from the record whether Complainant attended the office. In any case Complainant ought to have filed First Appeal before approaching the Commission. In future, Complainant should note that without exhausting the remedy of the First Appeal he should not approach the Commission directly. In any case, in the true RTI spirit the Complaint is entertained.

6. In view of all the above, I pass the following Order:

ORDER

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

Complaint is accordingly disposed off.

Pronounced in the Commission on this 23rd day of June, 2011.

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