

GOA STATE INFORMATION COMMISSION
AT PANAJI

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

Complaint No.443-SCIC-2010

Kum Surekha Haldankar,
House No.760/26, Wadakade,
Alto Porvorim, Bardez-Goa.

----Complainant.

V/s

1) Public Information Officer,
Goa Antibiotics & Pharmaceuticals Ld.,
Tuem, Pernem-Goa

.....Respondent No.1

2) The First Appellate Authority ,
The General Manager,
Goa Antibiotics & Pharmaceuticals Ltd.,
Tuem, Pernem-Goa

.....Respondent No.2

Complainant in person

Opponent present

Adv. V. Naik for opponent present

ORDER
(15-07-2011)

1. By order dated 22/11/2010 this Commission ordered that the complainant to prove that the information furnished is false, incorrect etc.

2. Accordingly inquiry was held and whatever records required were brought and checked.

3. It is seen that the complainant had filed an appeal bearing No.195/SCIC/2008. By judgment and order dated 31/3/2010, it is ordered as under:-

“ The Appeal is partly allowed. The Respondent No.1 to provide information at Sr.no.1 (e) and 1(i) within the period of 20 days and report compliance.”

It is seen that by letter dated 03/05/2010, the information was furnished to the complainant. The information was furnished as under:-

“1(e) There is no documents available indicating that the Govind Tilve was on leave on 18/02/2006 on the contrary, a copy of attendance register showing his presence on 18/2/2006 is enclosed.

1 (i) The suspension order was issued by Mr. Govind Tilve with the concurrence of Managaing Director, however, no specific written approval was obtained as the action was initiated as per authorization delegated by the Board”.

According to the Complainant the information furnished was irrelevant and false. That Govind Tilve was not present whole day in the office on 18/02/2006. and that a separate attendance register for Managers was maintained. No copy of register was produced.

Documents were checked however the same were as per information furnished. Under R.T.I. information available on record is to be seen. Available records shows what is furnished is as per records.

Regarding 1(e) no written approval of Managing Director was obtained and Shri Govind Tilve referred the matter to the Board directly by passing the authority and executive powers of the Managing Director. According to the complainant as per existing order the Board cannot interfere in the administration matter directly without the written consent of Managing Director and that Shri Govind Tilve has not produced authorization delegated to him by the Board etc.

The records were called and they confirm what is stated in reply dated 03/05/2010 in respect of point No.1 (i). The

records were shown to the complainant. According to the complainant the same are not proper.

4. No doubt the complainant has some genuine problems/grievances, which may be right, however, this is not the forum to get redressal of the same. The remedy of the complainant lies elsewhere. Under R.T.I. whatever is available in the material form on record is to be provided. The veracity of the same is to be tested on the touch stone of proper Authority.

The complainant has serious objection for the manner in which action was taken against her. Her objection are mainly about shortfalls in the procedure adopted etc. however, to my mind redressal of her grievances is elsewhere. Though willing this Commission can hardly help in that. Since information furnished is as per records available it cannot be said that information is incorrect, improper and false.

5. In view of all the above no further inquiry is required. Hence I pass the following order.

ORDER

Since information is furnished as available on the record the inquiry is disposed off.

The proceedings are accordingly disposed off.

Pronounced in the Commission on this 15th day of July 2011.

Sd/-
(M.S. Kenny)
Goa State Information Commissioner

