

**GOA STATE INFORMATION COMMISSION
AT PANAJI**

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

Appeal No.211/SCIC/2011

Shri Suryakant Babani Parab
R/o.H. No.134, Near Bhumica Temple,
Alorna/Halarne via Assonora,
Taluka-Pernem, North-Goa

... Appellant.

V/s.

1. The Public Information Officer
Dy. Conservator of Forest,
North Goa Division,
Ponda-Goa
2. The First Appellate Authority,
Chief Conservator of Forest,
Panaji-Goa

... Respondents

Appellant present.

Respondent No.1/P.I.O. present.

J U D G M E N T
(18/04/2012)

1. The Appellant, Shri Suryakant Babani Parab, has filed the present appeal praying that the information sought for be furnished to him.
2. The brief facts of the case are as under:-

That the appellant, vide application dated 13/06/2011, sought certain information under Right to Information Act, 2005 ('R.T.I.' act for short) from the Public Information officer(P.I.O.) i.e. the respondent No.1. That no information is furnished. Being not satisfied the appellant preferred an appeal before the First Appellate Authority(F.A.A.)/Respondent No.2. That no order was passed on the appeal. Being aggrieved the appellant has preferred the present appeal.

3. The respondent No.1 resists the appeal and the reply of the respondent is on record. In short, it is the case of the respondent No.1 that the appellant had submitted an application dated 17/3/2011 received in their office on 25/4/2011 from the Office of Dy. Town Planner & Public Information Officer III under R.T.I. seeking information. That reply was given to the appellant vide letter dated 24/5/2011. That the F.A.A. vide letter dated 24/8/2011 submitted a xerox copy of an appeal filed by the appellant alongwith enclosures with a direction to submit the clarification in the matter. The clarification in this regard has been submitted to the First Appellate Authority vide letter dated 15/9/2011. The letter of the appellant dated 13/6/2011 was not received in this office and that he could not respond to the same. That the appellant had visited their office and that land status as per office records was intimated to him on his visit to the office. That the appeal before First Appellate Authority is not yet disposed off. In short according to the respondent No.1 that the requisite information has been provided to him in time and in full as per the provisions of the R.T.I. Act and as such the appeal is liable to be dismissed.

4. Heard both sides and perused the records. It was contended that application dated 13/6/2011 was not received. In any case information was furnished. Appellant confirms of having received.

Since information is furnished, no intervention of this Commission is required.

5. I must make mention here of the contention that no appeal is decided.

It is to be noted here that R.T.I. is a time bound programme between the information seeker and administration. The request is to be decided within 30 days. Similarly appeal is to be filed within 30 days from the date of order of P.I.O. and the F.A.A. should dispose the same within 30 days. No doubt extended period of 15

days are available to the F.A.A. but reasons for the same should be given. First Appellate Authority/Respondent No.2 to take note of the same in future.

6. In view of all the above, I pass the following 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 18th day of April, 2012.

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