

GOA STATE INFORMATION COMMISSION

AT PANAJI

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

Appeal No. 274/SIC/2011

Shri Cyril Fernandes,
Attorney for Vernon Fonseca,
405-B, "Symphony",
Lokhandwala Complex,
Andheri,
Mumbai – 400 053

.... Appellant

V/s.

1) Public Information Officer,
Electricity Department Div. XVII,
Vidyut Bhavan,
Mapusa – Goa

.... Respondent No.1

2) First Appellate Authority,
Office of the Superintending Engineer,
Circle II (N),
Vidyut Bhavan,
Panaji – Goa

.... Respondent No. 2.

Appellant in person.

Respondent No. 1 in person.

J U D G M E N T
(05.04.2012)

1. The Appellant, Shri Cyril Fernandes, has filed the present Appeal praying that appropriate action be taken against the Respondent No. 1 for providing incomplete, false and misleading information.

2. The case of the Appellant in short is as under:-

That the Appellant vide application dated 18.09.2011 sought certain information under the Right to Information Act, 2005 ('R.T.I. Act' for short) from the Public Information Officer ('P.I.O.)/Respondent No. 1. That the Appellant received a reply dated 07.10.2011. That the information furnished therein was false and misleading.

Being aggrieved the Appellant preferred Appeal before the First Appellate Authority. By order dated 16.11.2011 the First Appellate Authority/Respondent No. 2 directed the PIO to provide correct information by 18.11.2011. It is the case of the Appellant that the information given to

him in pursuance of the Order of First Appellate Authority was also incomplete and misleading as his application was not forwarded to the office of Executive Engineer, Division XVII. Being aggrieved the Appellant has preferred the present Appeal on various grounds as set out in the Memo of Appeal.

In pursuance of the notice issued the Respondents appeared. Respondent No. 2 has filed the reply which is on record.

3. Heard both sides and perused the records. The main grievance of the Appellant was that the concerned officer has not given any reply in respect of the information sought. During the course of hearing P.I.O. was directed to send the application to Executive Engineer (Shri Kerkar) and to obtain the minutes, if any. Accordingly, the said Engineer sent a letter. The said letter was also given to the Appellant. Of course the letter ought to have been addressed to the Appellant but the same is addressed to the Commission. The PIO to take note of the same in future. As per the letter it is found that no minutes were recorded.

4. Since the information is furnished the Appellant has no grievance of any sort and hence, I pass the following Order:-

ORDER

No intervention of this Commission is required. The Appeal is disposed off.

The Appeal is disposed off accordingly.

Pronounced in the Commission on this 05th day of April, 2012.

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