

## **GOA INFORMATION COMMISSION**

Ground Floor, "Shrama Shakti Bhavan", Patto Plaza, Panaji.

Appeal No. 189/SCIC/2008

Dr. G. C. Pradhan,  
F-1. Ashoka – II, Vasudha Colony,  
P.O. Bambolim Complex,  
Alto Santa Cruz – Goa.

..... Appellant.

V/s.

1. Public Information Officer,  
State Council of Educational Research & Training,  
Alto, Porvorim – Goa.
2. First Appellate Authority,  
The Director of Education,  
Panaji - Goa.

..... Respondents.

### **CORAM:**

Shri A. Venkataratnam  
State Chief Information Commissioner

(Per A. Venkataratnam)

Dated: 04/12/2008.

### **ORDER**

The Appellant has presented this "Appeal for review application" for consideration against the appellate order dated 29/09/2008 of the undersigned passed in the second appeal No. 64/SCIC/2008. A notice was served on him for arguments for admission. On the day fixed for hearing the present miscellaneous application, the Appellant could not point out any provision under the Right to Information Act, 2005 (RTI Act for short) for reviewing the orders passed by either a single bench of the Information Commission or by a full bench of Information Commission. He further submitted that the Central Information Commission does not revise its own orders or the full bench reviews orders of one of its members. The procedures adopted by the Central Information Commission are not applicable to this Commission. The Petitioner was asked to submit a specific provision of the RTI Act under which he had moved the present application. He has cited section 23 under which he has come before me. The section 23 reads as follows: -

"Bar of jurisdiction of courts.- No court shall entertain any suit, application or other proceedings in respect of any order made under this Act and no such order shall be called in question otherwise than by way of an appeal under this Act."

...2/-

2. A plain reading of the above section shows that the Civil Courts are barred from entertaining suits, applications, other proceedings after an order was made under this Act. It does not empower the citizens to present either an appeal or a review petition to the Information Commission against the order passed by the Information Commission or one of its members.

3. For the above reasons, this review application cannot be admitted and is hereby dismissed.

Announced in the open court on this 4<sup>th</sup> day of December, 2008.

Sd/-  
(A. Venkataratnam)  
State Chief Information Commissioner

