

GOA INFORMATION COMMISSION

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

Appeal No. 166/2008

Shri. Kashinath Shetye,
Bambino Building, Alto Fondvem,
Ribandar, Tiswadi - Goa.

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Appellant.

V/s.

1. Public Information Officer,
The Under Secretary (Law) (Estt.),
Secretariat, Porvorim – Goa.
2. First Appellate Authority,
The Joint Secretary (GA),
Secretariat, Porvorim – Goa.

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Respondents.

CORAM:

Shri A. Venkataratnam
State Chief Information Commissioner
&
Shri G. G. Kambli
State Information Commissioner

(Per A. Venkataratnam)

Dated: 30/12/2008.

Appellant in person.

Both the Respondents were represented by Adv. K. L. Bhagat,
Government Counsel.

ORDER

The Appellant has asked on 25/07/2008 a number of questions from the Public Information Officer under the Right to Information Act, 2005 (RTI Act for short). On 18/9/2008, the Public Information Officer has replied to the request with number of annexures. The questions for which the information is not available, were sent to the other Public Information Officers. On the other hand, the Appellant did not submit any particular question for which the information was not given to him. He was insisting on imposition of the penalty for the delay caused. The learned Adv. K. L. Bhagat on behalf of both the Respondents submitted that the delay was already explained by the Public Information Officer, namely, he was busy with the Assembly questions and he has taken over after the filing of application under RTI Act. That apart, the Appellant has not made out any case of malafides on the part of the Respondent No. 1. As the information is voluminous and as also the Public Information

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Officer has taken considerable efforts to gather information and furnish it to the Appellant, we do not deem it necessary to initiate the penalty proceedings. The appeal, therefore, stands dismissed.

Pronounced in the open court on this 30th day of December, 2008.

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

Sd/-
(G. G. Kambli)
State Information Commissioner

