

# **GOA INFORMATION COMMISSION**

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

**Appeal No. 102 /SIC/2008.**

Shri Subodh S. Sawant,  
B-2, Shanti Campus, Nr. Mehul Talkies,  
Nr. Mahesh Tutorials, Mulund,  
West, Mumbai – 400080.

V/S

- 1) The Public Information Officer,  
Shri Pramod D. Bhat,  
Office of the Mamlatdar of Bicholim Taluka,  
Bicholim – Goa.
- 2) The First Appellate Authority,  
Shri Arvind V. Budge,  
The Dy. Collector & S.D.O., Bicholim – Goa.

## **CORAM:**

Shri G. G. Kambli  
State Information Commissioner

(Per G. G. Kambli)

Dated: 22/09/2008.

Appellant present in person.

Respondent No. 1 present in person.

Respondent No. 2 absent.

## **O R D E R**

Heard both the parties. The Appellant by his application dated 07/05/2008 bearing reference No. 24/7 approached the Respondent No. 1 seeking two certified copies of the leave application/leave Account of the Devasthan clerk, Shri Sadanand Gaad, working in the office of the Respondent No. 1 for the period from 01-01-2004 to 31-12-2004.

2. The Appellant did not receive any reply from the Respondent No. 1 within the time limit specified in section 7 of the Right to Information Act, 2005 (for short the Act). The Appellant, therefore, filed the first Appeal before the Respondent No. 2 on 02/07/2008 against the deemed refusal. The Respondent No. 2 also failed to decide the first appeal within the time

...2/-

limit laid down in sub-section (6) of section 19 of the Act. Hence, the Appellant has been compelled to file the present 2<sup>nd</sup> Appeal before this Commission on 27/08/2008.

3. The notices were issued to the parties. The Appellant and the Respondent No. 1 remained present in person. The Respondent No. 2 chose to remain absent nor did he file any reply. The Respondent No. 1 stated that the services of Shri Sadanand Gaad, Devasthan clerk have been terminated. The Appellant submitted that the information sought by him must be provided as per Act, even though the services of Shri Gaad are terminated. The Respondent No. 1 stated that he needs some time to provide the information sought by the Appellant.

4. The Respondent No. 1, is therefore, hereby directed to provide information sought by the Appellant vide application dated 07/05/2008 bearing reference No. 24/7 within the period of 30 days from today on payment of necessary charges as prescribed by rules.

5. Pronounced in the open Court on this 22<sup>nd</sup> day of September, 2008 in the presence of the Appellant as well as the Respondent No. 1.

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

# **GOA INFORMATION COMMISSION**

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

**Appeal No. 103 /SIC/2008.**

Shri Subodh S. Sawant,  
B-2, Shanti Campus, Nr. Mehul Talkies,  
Nr. Mahesh Tutorials, Mulund,  
West, Mumbai – 400080.

V/S

3) The Public Information Officer,  
Shri Pramod D. Bhat,  
Office of the Mamlatdar of Bicholim Taluka,  
Bicholim – Goa.

4) The First Appellate Authority,  
Shri Arvind V. Budge,  
The Dy. Collector & S.D.O., Bicholim – Goa.

## **CORAM:**

Shri G. G. Kambli  
State Information Commissioner

(Per G. G. Kambli)

Dated: 22/09/2008.

Appellant present in person.

Respondent No. 1 present in person.

Respondent No. 2 absent.

## **O R D E R**

Heard both the parties. The Appellant by his application dated 07/05/2008 bearing reference No. 19/7 approached the Respondent No. 1 seeking two certified copies of the leave application/leave Account of the Devasthan clerk, Shri Sadanand Gaad, working in the office of the Respondent No. 1 for the period from 01-01-2005 to 31-12-2005.

2. The Appellant did not receive any reply from the Respondent No. 1 within the time limit specified in section 7 of the Right to Information Act, 2005 (for short the Act). The Appellant, therefore, filed the first Appeal before the Respondent No. 2 on 02/07/2008 against the deemed refusal. The Respondent No. 2 also failed to decide the first appeal within the time

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limit laid down in sub-section (6) of section 19 of the Act. Hence, the Appellant has been compelled to file the present 2<sup>nd</sup> Appeal before this Commission on 27/08/2008.

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4. The Respondent No. 1, is therefore, hereby directed to provide information sought by the Appellant vide application dated 07/05/2008 bearing reference No. 19/7 within the period of 30 days from today on payment of necessary charges as prescribed by rules.

5. Pronounced in the open Court on this 22<sup>nd</sup> day of September, 2008 in the presence of the Appellant as well as the Respondent No. 1.

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