

GOA STATE INFORMATION COMMISSION AT PANAJI

CORAM: Shri Afonso Araujo, State Information Commissioner

Appeal No. 240/SIC/2008

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

... Appellant.

V/s.

1. Public Information Officer,
The Secretary,
Village Panchayat of Chimbhel,
Tiswadi – Goa.
2. First Appellate Authority,
The Block Development Officer,
Tiswadi Block, Panaji - Goa.

... Respondents.

Appellant in person.

Adv. Ms. Manju Naik for the Respondent No. 1.

JUDGEMENT

(Per Afonso Araujo)

The information sought by the Appellant under the Right to Information Act, 2005 (for short the RTI Act) in the request dated 22/09/2008, is in respect of movable and stationary handcarts, stalls, kiosks, milk booths existing within the Panchayat area.

2. The information required is mentioned at serial No. 1 to 11 and consists of list of those movable and stationary handcarts, stalls, kiosks, milk booths; copies of the licences issued to them; list of those having electrical connections from the Electricity Department; list of those which are illegal; list of those which are as per design, norms and standard; list of those which are not as per design, norms and their area; copies of the provision under which they were approved by the

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Village Panchayat; list of those having food and drugs licences and list of those having licence in the name of any panch member of his family member of committee.

3. The Respondent No. 1 by communication dated 20/10/2008 provided the information sought in request dated 22/09/2008 in all 11 items. The Appellant preferred the First Appeal on 28/10/2008 and by Order dated 26/11/2008, the First Appellate Authority partly allowed the Appeal with a direction to give an opportunity for the Appellant to inspect the records. The Appellant preferred the Second Appeal on 1st December, 2008 with a prayer to furnish the information free of cost, penalties to be imposed on the Public Information Officer/First Appellate Authority and compensation.

4. The information sought by the Appellant in the request dated 22/09/2008 was promptly provided by the Respondent No. 1 in the communication dated 20/10/2008. It appears that the Appellant does not have any grievance to the information provided by the Respondent No. 1 as the First Appellate Authority in his order has observed that the Appellant has not stated in the Appeal "which part of that reply is incomplete, which part is false, which part is misleading". Moreover the Appellant has stated that he has not received any reply dated 20/10/2008 and at the same time produced the copy of the reply dated 20/10/2008 before the First Appellate Authority.

5. The grievance of the Appellant in this Appeal is again that the information was denied by the Respondent No. 1 and requires that the Respondent No. 1 be directed to provide information to the Appellant

free of cost, compensation and penalties to the Respondents. Considering that the Respondent No. 1 has provided the information within the prescribed period of thirty days and the Appellant has not pointed out in what manner is not satisfied the information provided, the Appellant is not entitled for any relief. Hence, the following Order: -

ORDER

The Appeal is dismissed.

Pronounced on this 17th day of December, 2009.

Sd/-
(Afonso Araujo)
State Information Commissioner

