

**GOA STATE INFORMATION COMMISSION
AT PANAJI**

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

Appeal No. 75/SCIC/2009

1. Shri Gautam Bene,
H. No. 88, Deulmol,
Quepem – Goa.
2. Shri Kashinath J. Shetye,
R/o Bambino Building,
Alto Fondvem, Raibandar,
Tiswadi – Goa.

..... Appellants.

V/s.

1. Public Information Officer,
Assistant Director of Transport,
Quepem – Goa.
2. First Appellate Authority,
Dy. Director of Transport,
Margao – Goa.

..... Respondents.

Appellant No. 1 and 2 in person.

Respondent No. 1 & 2 in person.

Shri Jeetendra R. Naik, Legal Assistant on behalf of Respondent No. 2.

ORDER
(18-01-2010)

1. The Appellants have preferred this Second Appeal praying that information as requested by the Appellant be furnished to him free of cost; that penalty be imposed on the Public Information Officer/First Appellate Authority; that disciplinary proceedings be initiated and that compensation be given.

2. The facts of the case and the grounds on which the appeal is preferred are set out in the Memo of Appeal. The main grievance of the Appellant is that his appeal not heard by the First Appellate Authority and hence the Appeal.

3. The Respondents resist the Appeal. The say of Respondent No. 2 is on record.

...2/-

4. Heard both sides and perused the records. It is the case of the Respondent No. 2 that Appellant did not remain present and as such before passing order/judgment the present Appeal was filed.

The Appellant Shri Shetye states that he has no objection if the matter is heard and decided by the First Appellate Authority. According to the First Appellate Authority they are ready to hear the matter.

5. In the factual matrix of this case and since Appellant is ready to go before First Appellate Authority, I feel that the matter be dealt at First Appellate stage so that party does not lose any valuable right of Appeal.

6. In view of the above, the Appellant/s to appear before the First Appellate Authority. The First Appellate Authority to hear the Appeal and dispose off the same within 15 days from the day of receipt of the Order.

Needless to add that no opinion is expressed on merits of the case.

The Appeal is accordingly disposed off.

Panaji dated 18th day of January, 2010.

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

