

**GOA STATE INFORMATION COMMISSION  
AT PANAJI**

**CORAM:** Shri Afonso Araujo, State Information Commissioner

Complaint No. 54/SCIC/2009  
In  
Complaint No.02/SCIC/2009

Shri Uday Priolkar,  
H. No. C-5/55, Mala,  
Panaji – Goa

... Complainant.

V/s.

1) The Public Information Officer,  
The Commissioner,  
Corporation of City of Panaji,  
Panaji – Goa

... Opponent.

Complainant in person.

Shri B. Prabhudessai for the Opponent.

**Dated: 25.03.2010**

**ORDER**

The information sought by request dated 12.03.2009 was disposed by Order of this Commission dated 19.05.2009 with the observation that the Complainant was satisfied with the information received and does not wish to proceed with the case.

2. Subsequently, by letter dated 21.07.2009, the Municipal Engineer of Public Authority of Corporation of City of Panaji, addressed to the Complainant and in reference to para 2 of the application under RTI Act of the Complainant dated 12.03.2009 has stated that the NOC was issued to the Assistant Engineer, SD-II, W.D.-III (PHE-N), Tonca, Caranzalem-Goa to lay sewerage line on retaining wall which is constructed by the Corporation and not along retaining wall of the houses of the Complainant. In view of the above letter the Complainant

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approached this Commission with the grievances that the information has to be provided by the Opponent and not by the Municipal Engineer.

3. The reply of the Opponent dated 02.04.2009 to the query at Sr. No. 4 of the request dated 12.03.2009 is that no such NOC was issued to lay sewerage pipeline alongwith retaining wall of the houses and now the Municipal Engineer has stated that NOC was issued to lay sewerage line on retaining wall and not along retaining wall. The Complainant submitted that this information is wrong information and showed some photographs indicating that there is a pipeline along the retaining wall. Irrespective of the fact that the NOC was already issued as per letter dated 21.10.2009, the question will always remain to be answered whether the sewerage pipe was on the retaining wall or along the retaining wall.

4. Since the letter dated 21.07.2009 originated from the Municipal Engineer of Public Authority of Corporation of City of Panaji and pertains to the information sought under the RTI Act at Sr. No. 4 of the request dated 12.03.2009 and disposed by Commission by Order dated 19.05.2009 passed in Complaint No. 02/SCIC/2009 and since the Complainant showed some photographs indicating the pipeline along the wall, the Opponent to clarify about these facts with evidence on the position of the pipeline vis a vis the wall, to the Complainant within the period of seven days from the receipt of this Order.

Pronounced on this 25<sup>th</sup> day of March, 2010.

**Sd/-**  
**(Afonso Araujo)**  
**State Information Commissioner**

