

**GOA STATE INFORMATION COMMISSION
AT PANAJI**

CORAM: Shri Afonso Araujo, State Information Commissioner

Complaint No. 20/SIC/2010

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

... Complainant.

V/s.

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

... Opponent.

Complainant in person
Opponent absent.

Dated: 22.04.2010

ORDER

The Complainant on 07.01.2010 sought the following information under the RTI Act:

- 1). Copy of action taken report of show cause notice issued to Smt, Pramodini V. Chari, H. No. 54, Altinho for construction of illegal toilet room and septic tank on Chalta No. 105 city survey Panaji, P/T. Sheet No. 74 vide letter No. F5/CCP/ENG/SCN/46/2007-08/5960 dated 27.01.2009.
- 2). Copy of Action taken report on reply filed on 23.06.2009 by Shri Vishnu A. Priolkar of notice No. F6/CCP/ENG/PH/2009-10/1050 dated 11.06.2009.
- 3). Copy of Action taken report on application dated 11.11.2008.

The Opponent by communication dated 18.01.2010 provided the information sought. Not satisfied with the information given the Complainant filed the present Complaint with a prayer to direct the Opponent to provide the information at Sr. No. 1, 2 and 3 to his letter dated 07.01.2010 and penalty of Rs. 250/- per day and initiate disciplinary action against the Opponent.

...2/-

2. The information provided to the information sought at Sr. No. 1, the Opponent stated that opportunity for personal hearing was given to both the parties on 26.03.2009. Though no hearing could take place the Opponent by all means ought to have indicated in what manner whether orally or in writing the personal hearing was given to the parties on 26.03.2009. After all a show cause notice was issued and the Complainant requires action taken report on this show cause notice. The Opponent while providing information at Sr. No. 2 has stated that both the parties were called for personal hearing on 26.03.2009 vide letter dated 11.06.2009. It appears that notice No. F6/CCP/ENG/PH/2009-10/1050 was issued on 11.06.2009 to which Vishnu A. Priolkar filed a reply on 23.06.2009 and the Complainant requires to know action taken report on this reply. The letter calling for personal hearing is dated 11.06.2009 and Vishnu A. Priolkar filed a reply on 23.06.2009. If the reply filed by Vishnu A. Priolkar was on 23.06.2009, the Complainant requires to know what is the action taken on this reply. Similarly, the information sought at Sr. No. 3 the Complainant requires copy of action taken report to his application dated 11.11.2008. By merely stating that necessary action has been taken as per law, it does not serve the purpose. The information sought is in a particular form and it should be provided also in the same manner. The Opponent should specify whether any action was taken or not on the application of the Complainant dated 11.11.2008 and if it was taken, the Opponent to inform in what manner such action was taken.

3. Before dealing with the question of imposing penalty and recommending disciplinary proceedings, the Opponent to provide the information sought at Sr. No. 1, 2 and 3 to the Complainant within a period of twenty days from the date of receipt of the Order.

Sd/-
(Afonso Araujo)
State Information Commissioner

