

**GOA STATE INFORMATION COMMISSION
AT PANAJI**

CORAM: Shri Afonso Araujo, State Information
Commissioner

Complaint No.24/SIC/2010

Shri Agnelo Gama,
H. No. 20/A, Arossim,
P.O. Cansaulim – Goa
Complainant.

...

V/s.

The Public Information Officer,
Government of Goa,
Directorate of Municipal Administration,
Directorate of Urban Development,
Collectorate Building, Ground Floor,
Panaji – Goa

... Opponent.

Complainant alongwith Adv. Raikar,
Opponent in person.

Dated: 29.04.2010

ORDER

The Complainant by request dated 25.11.2009 addressed to the Chief Secretary sought information under the RTI Act and required certified copy of letter No. 3-27-73-LSG(SAMB) from Urban Development Department to the Secretariat, Panaji dated 03.05.1974 which the Complainant made to the President, Mormugao Municipal Council for appointing the Complainant to a suitable post on humanitarian grounds.

2. The Public Authority of Chief Secretary on 10.12.2009 forwarded the request of the Complainant dated 25.11.2009 to the Secretary (Urban Development), Secretariat, and by communication dated 05.01.2010 the Opponent informed the Complainant that his request has already been rejected u/s. 8(3) of the RTI Act by letter dated 21.06.2009 of the Additional Director of Municipal Administration and provided the Complainant a copy of the letter dated 21.06.2007.

...2/-

3. It appears that the Complainant by request dated 25.11.2009 sought information under RTI Act and required the file and letter bearing No.3-27-73-LSG(SAMB) dated 03.05.1974 and this request was rejected u/s. 8(3) of the RTI Act, the information being thirty three years old. Nothing prevents the Complainant from seeking again the same information under the RTI Act, but the question remains as the Complainant after the communication dated 21.06.2007 rejecting his request for the letter dated 03.05.1974, did nothing in that regard. The Complainant ought to have approached either the First Appellate Authority or the Commission. More so when the letter of the Complainant dated 03.05.1974 was for his appointment to a suitable post on humanitarian grounds. Since the request for information sought in the letter dated 25.11.2009 has been disposed as back as on 21.06.2007 and the file and the letter continues to be not traceable as more than three decades have passed, the Opponent rightly disposed the application in the communication dated 15.01.2010. Accordingly, this Complaint is disposed off.

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

