

**GOA STATE INFORMATION COMMISSION
AT PANAJI**

CORAM: Shri Afonso Araujo, State Information
Commissioner
Complaint No.07/SIC/2010

Mr. Ignatius Braganza,
House No. A-147, Agarwaddo,
Calangute,
Bardez – Goa ... Complainant.

V/s.

Village Panchayat Secretary &
Public Information Officer,
Village Panchayat Calangute,
Calangute,
Bardez – Goa ... Opponent.

Complainant alongwith his representative Shri C. Baretto.
Opponent in person.

Dated: 27.04.2010

ORDER

In view of the letter dated 17.05.2000 of the Complainant to the Sarpanch of Village Panchayat Calangute, information was sought under RTI Act by request dated 13.10.2009 and the Complainant requires to know the action taken report on the letter dated 17.05.2000.

2. As the Complainant did not receive any reply, moved the First Appellate Authority on 26.11.2009 who by Order dated 28.12.2009 directed the Opponent to provide the information within seven days. Since, inspite of these directions, the Complainant was not provided with the information, moved this Complaint with the prayer directing the Opponent to furnish the information and penalties be imposed on the Opponent. The contention of the Opponent is that information sought is very old, of around ten years and the Public Information Officer cannot generate information but to give what is available in the office records.

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3. The letter of the Complainant to the Village Panchayat dated 17.05.2000 originated due to the notice No. 19(07)/B.D.O.-BAR/EOVP/ILL.CON/2000-2001/336 from the Block Development Officer and notice No. VP/CAL/F-20/2000-2001/333 dated 15.05.2000 from the Village Panchayat Calangute directing the Complainant to stop the illegal construction and produce the evidence of licence for such construction. The Complainant requires copy of the complaint filed by Shri Thomas Braganza alongwith findings/panchanama/report carried out for the purpose of issuance of the said show cause notice. Based on this letter dated 17.05.2000 the Complainant requires that the Opponent furnish the action taken report. The Village Panchayat authorities issued the notice to stop the illegal construction on 15.05.2000 and the same cannot be considered to be old. After all, the Village Panchayat must have passed a resolution before issuing this notice and this resolution must have been passed on some material and precisely these documents upon which the resolution was passed and notice was issued the Complainant requires under the RTI Act. Hence, the Opponent to provide the information sought in the request dated 13.10.2009 in reference to the letter dated 17.05.2000 within the period of twenty days from the date of receipt of the Order directly to the Complainant and report compliance.

Sd/-

(Afonso Araujo)
State Information Commissioner

