

## **GOA INFORMATION COMMISSION**

Ground Floor, "Shrama Shakti Bhavan", Patto Plaza, Panaji.

Appeal No. 74/2007-08/DTE

Mr. Premanand G. Phadte  
46/E, Arlem - Raia,  
Salcete - Goa.

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Appellant.

V/s.

1. Public Information Officer,  
The Jt. Director (E),  
Directorate of Technical Education,  
Porvorim - Goa.
2. First Appellate Authority,  
The Director,  
Directorate of Technical Education,  
Porvorim - Goa.

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Respondents.

### **CORAM:**

Shri A. Venkataratnam  
State Chief Information Commissioner  
&  
Shri G. G. Kambli  
State Information Commissioner

(Per G. G. Kambli)

Dated: 24/10/2007.

### **ORDER**

Appellant in person. Respondent No. 1 in person and filed reply on behalf of the Respondent No. 1 and also for the Respondent No. 2. Heard the Appellant as well as the Respondent No. 1. The Appellant submitted that he sought the information from the Respondents on 5 points, out of which, information only on first two points have been provided. As regards information pertaining to the points No. 3, 4 and 5, the Respondents informed the Appellant that the information is available with the Goa Education Development Corporation. The Appellant submitted that if the information was available with Goa Education Development Corporation, the Respondents ought to have transferred his application to the Public Information Officer of the said Corporation under section 6(3) of the Right to Information Act, 2005.

2. We agree with the contention of the Appellant that in case information sought by the Appellant is not available with the Respondents but with some other public authority, the Respondents ought to have transferred the application

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to the concerned public authority within 5 days as per the provision of section 6(3) of the Act. Hence, we direct the Respondent No. 1 to transfer the application of the Appellant to the concerned Public Information Officer of the Goa Education Development Corporation for taking suitable action in the matter under intimation to the Appellant within 5 days from today.

3. Pronounced in the open court on 24<sup>th</sup> October, 2007 in the presence of Appellant as well as the Respondent No. 1.

(G. G. Kambli)  
State Information Commissioner

(A. Venkataratnam)  
State Chief Information Commissioner