

## **GOA INFORMATION COMMISSION**

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

Appeal No. 82/2007-08/Police

Shri. Narendra R. Naik,  
H. No. 1476, Chirputem,  
Priol, Ponda - Goa.

..... Appellant.

V/s.

1. Public Information Officer,  
The Superintendent of Police (North),  
Police Headquarters, Panaji - Goa.
2. First Appellate Authority,  
The Dy. Inspector General of Police,  
Police Headquarters, Panaji - Goa.

..... Respondents.

### **CORAM:**

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

(Per A. Venkataratnam)

Dated: 18/01/2008.

Adv. P. Sawant for the Appellant.

Adv. K. L. Bhagat for the Respondents.

### **ORDER**

This disposes off an appeal against the "impugned order" dated 30<sup>th</sup> August, 2007 of the Respondent No. 2 who is the first Appellate Authority under the Right to Information Act, 2005 (RTI Act for short). By his impugned order, the Respondent No. 2 rejected the first appeal filed before him and confirmed the letter dated 14/07/2007 of Respondent No. 1, Public Information Officer, rejecting the request dated 26/06/2007 of the Appellant for supply of five documents. Earlier, the same Appellant has requested on 21/5/2007 a total of 8 documents including the five requested now for which only three were supplied by the Public Information Officer and five were not supplied, on the ground that the investigation is almost completed and that the chargesheet to be filed soon. Accordingly, when the first appeal was filed no chargesheet was filed by the Police but at the time of the passing of the impugned order by the Respondent No. 2, the chargesheet was already filed by the Police in the criminal court. The

...2/-

Appellant is the Complainant who had filed the FIR. In his original request dated 21/5/2007 the Appellant mentioned that he wanted the documents to file a private criminal complaint against the accused as he suspected inaction by the Police.

2. Notices were issued and the statements were filed by both the Respondents. We find that as the investigation is completed and chargesheet is filed, the main grievance of the Appellant is addressed. We, therefore, do not see any reason for interfering with the impugned order and accordingly dismiss the appeal. The Appellant has sufficient opportunity at the time of the trial of the criminal case to obtain the documents.

Pronounced in the open court on this 18<sup>th</sup> day of January, 2008.

Sd/-  
(A. Venkataratnam)  
State Chief Information Commissioner, GOA.

Sd/-  
(G. G. Kambli)  
State Information Commissioner, GOA.