

GOA INFORMATION COMMISSION

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

Complaint / 22 / SIC / 2008 /

In Appeal No. 19 / 08-09

Shri Anthony D'Souza,
Hno: 441, Perxett Vaddo,
Firguem Bhatt, Guirim, Bardez - Goa.

..... Complainant

V/s

1. The Public Information Officer,
The Mamlatdar of Bardez Taluka,
Mapusa - Goa.

..... Opponent No.1...

2. The First Appellate Authority,
The Dy. Collector & S.D.O,
Bardez Taluka,
Mapusa - Goa.

..... Opponent No.2...

CORAM:

Shri G. G. Kambli

State Information Commissioner

(Per G. G. Kambli)

Dated: 18/08/2008

Complainant in person.

Shri Kishor G. Naik, U.D.C. represented PIO.

O R D E R

By an order dated 25/06/2006 passed in Appeal No. 19/2008-2009, this Commission directed the Opponent, the Public Information Officer to provide certified copy of the mutation case No. 600 in respect of Sy. No. 82/31 of Village Girim, which was in the name of Appellant's father Mr. Silvestra D'Souza within 2 week. As the Opponent failed to provide the information as per the direction of this Commission, the Complainant has filed the present complaint. The notice was issued to the Opponent. The Opponent filed the reply stating that the Talathi of Guirim was directed to furnish the information within 4 days vide memorandum dated 09/07/2008. In pursuant of the said direction, the Talathi of Guirim has furnished the copy of I & XIV in respect of Sy. No. 82/31 of Village Guirim, which was refused by the Complainant. Therefore, the Opponent No. 1 again directed the Talathi of Guirim to furnish mutation case papers of case No. 600 in respect of Sy. No. 82/31 of Village Guirim vide memorandum dated 25/07/2008. The Talathi of Guirim informed that the Mutation case No. 600

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under Sy. No. 82/31 of Village Guirim was allotted prior to the promulgation of Sy. Records and the same was allowed by the then Mamlatdar for records of rights and the office of the Talathi does not have this papers in respect of the said Mutation case.

2. It is observed that the Talathi of Guirim did not act deligently and not responded to the memorandum of the Opponent. It is to be noted that the Complainant did not seek copy of the I & XIV form but sought certified copies of the mutation case. The Talathi of Guirim could have given the reply much earlier rather than providing copy of I & XIV. Since, the records are not available with the Talathi of Guirim in respect of which the certified copies have been sought by the Complainant, the Opponent shall forward the copy of the application to the concerned Authority under section 6 (3) of the Right to Information Act 2005, under intimation to the Complainant within 5 days. The Talathi of Guirim shall also be warned that in future while dealing with the applications under the Right to Information Act, 2005 he should act promptly. Since, the information is not available with the Opponent, the Complaint stands dismissed.

Pronounced in the open Court on this 18/08/2008.

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