

GOA INFORMATION COMMISSION

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

Complaint No. 63/2007-08/Forest

Shri. Soiru Khushali Sawant,
Muscavrem, Colomba,
Sanguem – Goa.

..... Appellant/Complainant.

V/s.

Public Information Officer,
The Deputy Conservator of Forests,
South Goa Division,
Margao – Goa.

..... Respondent/Opponent.

CORAM :

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

(Per A. Venkataratnam)

Dated: 24/01/2008.

Adv. J. V. Fernandes for the Appellant.

Respondent in person.

ORDER

This appeal dated 12/12/2007 is filed for non-execution of the order of the first Appellate Authority dated 30/10/2007. As he has no grievance against the first Appellate Authority, he has not made the first Appellate Authority as a Respondent. Under section 19(3) of the Right to Information Act, 2005 (for short the RTI Act), a second appeal lies only against the order of the first Appellate Authority. As the Appellant has no grievance against the first Appellate Authority, this "appeal" cannot be considered as the second appeal. We are, however, treating this as a complaint against the Public Information Officer under section 18 of the RTI Act instead of dismissing the appeal. The Opponent did not give complete reply to two questions 1 (a) and (b) of the original request of the Complainant dated 24/08/2007. The Public Information Officer, who appeared for the hearing, agreed to give this information. We direct him to give the information to these two points within the next 10 days. With this,

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the complaint is partly allowed. We are not inclined to consider the prayer of the Complainant to start penalty proceedings against the Public Information Officer.

Pronounced in the open court on this 24th day of January, 2008.

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

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