

## **GOA INFORMATION COMMISSION**

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

Complaint No. 67/2007-08/PER

Shri. Viyen Azavedo,  
Nusi Maritime Academy,  
Chinchinim - Goa.

..... Complainant.

V/s.

The Public Information Officer,  
Department of Personnel,  
Secretariat, Porvorim - Goa.

..... Opponent.

### **CORAM :**

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

(Per G. G. Kambli)

Dated: 10/03/2008.

### **ORDER**

The Complainant filed his written submissions and also made oral submissions. The Complainant contended that the Opponent did not provide the information within the specified time limit of 30 days as provided in the Right to Information Act, 2005 (for short the Act) and therefore, the request of the Complainant is deemed to have been refused by the Opponent. Hence, the Complainant is entitled to the information free of cost as provided in section 7(6) of the Act.

2. The Complainant further submitted that the Opponent has asked the Complainant to pay Rs.2/- towards the supply of information which according to the Complainant is not payable. We have held in several cases that unless the information is sought under section 7(5) of the Act, the information cannot be supplied free of cost even if it is provided after the expiry of 30 days period.

...2/-

3. On perusal of the papers as available on the record, it is seen that the Opponent vide letter dated 16/01/2008 had already forwarded the copy of the O.M. dated 7/6/1983. Again vide letter dated 29/2/2008 a copy of the said letter alongwith the O.M. dated 7/6/1983 was forwarded to the Complainant. This being the position, nothing survives in the present complaint and the same deserves to be rejected. Accordingly, the complaint stands rejected.

Announced in the open court in the presence of the Complainant on 10<sup>th</sup> day of March, 2008.

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

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