

GOA STATE INFORMATION COMMISSION

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

Complaint No. 33/2006/TCP/P

Shri Ligorio Pereira
H. No. 40, Acsona - Utorda,
Majorda, Salcete - Goa.

..... Complainant.

V/s.

Public Information Officer,
Senior Town Planner,
Town and Country Planning Dept.,
Margao - Goa.

..... Opponent.

CORAM :

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

(Per G. G. Kambli)

Dated: 05/01/2007.

ORDER

The Commission by its judgment and order dated 31/10/2006 had directed the opponent to show cause as to why the penalty of Rs.250/- per day delay should not be imposed as per the sub-section (1) of Section 20 of the Right to Information Act, 2005. The Commission has observed in the said judgment and order that the opponent did not produce any documentary evidence to prove that the letter dated 4/8/2006 and the letter dated 30/8/2006 were sent to the Complainant. The opponent has filed reply stating that the letter bearing No.TPM/Const/Utorda/1 and 42/2065 dated 4/8/2006 was posted on 8/8/2006. The opponent has produced the Xerox copy of the extract of the postage stamps. It is seen from the said Xerox copy that the letter bearing No.2065 is shown against date 8/8/2006. Further, the opponent has also stated that the letter bearing No.TPM/Cert.-Infr.-Act/06/2303 dated 30/8/2006 was also sent to the Complainant. As can be seen from the Xerox copy, the letter bearing No.2303 is also shown in the postage stamps against the date 30/8/2006.

2. The opponent has now produced the documents to show that the letters dated 4/8/2006 and 30/8/2006 were sent to the Complainant. The letter dated

...2/-

4/8/2006 which was sent on 8/8/2006 was in response to the request letter dated 13/7/2006 of the Complainant which is within the statutory period of 30 days. Similarly, the letter dated 30/8/2006 is in reply to the letter dated 24/8/2006 which is also in time. Since the replies were given by the opponent within the statutory period of 30 days, we do not find any ground to proceed further with the imposition of the penalty against the opponent. Hence, we drop the proceedings. Inform the parties.

(G.G. Kambli)
State Information Commissioner, GOA.

(A. Venkataratnam)
State Chief Information Commissioner, GOA.