

GOA INFORMATION COMMISSION

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

Penalty Case No. 02/2008 in
Complaint No. 69/2007

Shri. C. S. Barreto,
H. No. 206, Mazalvaddo,
Assagao, Bardez - Goa.

..... Complainant.

V/s.

Public Information Officer,
The Secretary,
Village Panchayat of Candolim,
Candolim, Bardez – Goa.

..... Opponent.

CORAM:

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

(Per A. Venkataratnam)

Dated: 18/06/2008.

Complainant in person.

Adv. Vivek Rodrigues for the Opponent.

ORDER

This matter has been decided by us earlier by our order dated 06/05/2008. The facts are that a wrong plan of "Hotel Silver Sands" standing in survey No. 148/5 in Candolim village was given to the Complainant on his request under the Right to Information Act, 2005 (RTI Act for short). When it was pointed out to the Opponent that the plan is a wrong plan, the Opponent has given once again another plan which is only addition to the original construction plan. When confronted again with this, the Opponent has now claimed that the original plan is not traceable and an affidavit was already filed on 19/11/2007 in the Hon'ble High Court prior to the filing of his request for information on 18/12/2007. Though the time gap was just one month, he furnished wrong plan to the Complainant by mistake. In his reply to the show cause notice issued by this Commission, he has pleaded an unconditional apology and assured to us that he will be more careful in future. He had nothing more to say in his defence. We, therefore, view this mistake of the Opponent as bonafide mistake and warn him to be more careful in future. Accordingly, the penalty proceedings against him are dropped.

Pronounced in the open court on this 18th day of June, 2008.

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

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

