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**BEFORE THE GOA STATE INFORMATION COMMISSION**  
Seventh Floor, Kamat Towers, Patta, Panaji, Goa.

**CORAM: Smt. Pratima K. Vernekar,**  
State Information Commissioner  
**Appeal No.82/ SIC/2014/**

Dr. Kalidas Prakash Vaingankar,  
H. No. 138, Rua De Maria,  
Sancoale, Cortalim, Goa-403710  
V/s.

.....Appellant

The Public Information Officer,  
Asst Registrar Exam (PG), Goa University,  
Taleigao Plateau, Goa

.....Respondent

Appeal Filed on . 25/07/2015

Disposed on. 06/05/2016

**ORDER**

1. Applicant vide application dated 21/02/2014 sought information seeking certified copy of the answer book on subject Constitution 1, for the exam held in the month of year of October 2013 for the first semester of LLB degree. The Public Information Officer (PIO) vide letter dated 18/03/2014 replied to the Appellant and denied said information by referring to point No. 9 of University Circular No. GU/EXAMS/55/2011/338 dated 20/05/2011/338 dated 20/05/2011.
2. Being aggrieved by the said reply, the Appellant filed first Appeal before First Appellate Authority (FAA). The FAA passed an Order on 24/04/2014 directing PIO to provide photo copy of the answer book as sought by the appellant within week time. Pursuant to the Order of First Appellate Authority (FAA), Respondent No. 1 vide letter dated 30/04/2014 provided Xerox copy of the answer script without the marks of seat No. 182 for the subject Constitution 1 to the Appellant and obtain his acknowledgement on the said letter.
3. Being not satisfied with the information the present Second Appeal came to be filed under section 19 (3) of the Right to Information Act.

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4. In spite of the notice the Appellant had continuously remain absent during the hearing. A letter dated 8/02/2016 has been received by this Commission from the Appellant requesting to dispose off the Appeal on merits and also quoted Section 7(2) of Goa State Information Commission (Appeal Procedure) Rules, 2006.

5. During the hearing the Respondent No. 1 was represented by Legal Assistant Ms. S. Talkar. In addition to the reply dated 10/02/2016, an additional reply was filed by them on 13/04/2016 along with annexures.

Ms. S. Talkar, submitted that balance information as sought by the Appellant has been already furnished to him vide their letter dated 29/03/2016 through Regd. A. D. post. In support of her submission she placed on record, the copy of the covering letter by which the documents released under RTI and the acknowledgment card.

6. An opportunity was given to the Appellant and the matter was posted on 6/05/2016 for the arguments of the Appellant but he opted to remain absent, I find no reasons to discard or disbelieve the contention of the PIO that the entire information as sought for by the Appellant has been furnished.

7. Coming to the relief of action by way of imposing fine on Respondent No.1 I am of the view that the PIO had within the stipulated time replied the application and has given reasons for with holding information, PIO has also complied with the Order of FAA within stipulated time. The appellant has also failed to substantiate his claim for penalty. I find no malafides on the parts of the Respondents, Hence I am not inclined to grant such relief.

In the circumstances, I find that the information is already furnished. The prayer (a) have become infrastructures. The Appellant is given liberty to approach office of PIO incase he

desire any further information pertaining to the same matter.  
Rest of the prayers are dismissed

The appeal is accordingly disposed Proceeding stands closed. Notify the parties

Authenticated copies of the Order should be given to the parties free of cost.

Aggrieved party if any may move against this order by way of a Writ Petition as no further Appeal is provided against this order under the Right to Information Act 2005.

Pronounced in the open court.

S dt

(Pratima K. Vernekar)

State Information Commissioner  
Goa State Information Commission,  
Pahaji-Goa

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