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Appeal No. 190/2019/SIC-I/ 953

Goa State Information Commission,
Kamat Towers,
Seventh Floor, Patto,
Panaji-Goa

Dated: 24/09/2019

24/9/19

To,

Prasenjeet P. Dhage,
D-2-D Govt. Quarters Above Kendriya Bhandar,
Altinho Panaji-Goa, 403001

..... Appellant

v/s

1. Public Information Officer,
(Assistant Registrar Non teaching),
Goa University, Taleigao Plateau, Goa, 403206
2. Coordinating Section of RTI ,
Goa University, Taleigao Plateau, Goa Pin code 403206
3. A. R. Exam (P.G.)/PIO,
Examination Section, Goa University,
Goa University, Taleigao Plateau, Goa 403206 ...Respondents

Sub:- Order In Appeal No. 190/2019/SIC-I

Sir,

I am directed to forward herewith copy of the Order dated 20/09/2019 passed by the Commission in the above referred matter for information and necessary action at your end.

Yours faithfully,



(Ulhas Kadam)

Under Secretary cum Registrar
Goa State Information Commission,
Panaji-Goa

Encl: Authenticated copy of above mentioned order

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GOA STATE INFORMATION COMMISSION
'Kamat Towers', Seventh Floor, Patto, Panaji – Goa

Appeal No. 190/2019/SIC-I

Prasenjeet P. Dhage,
D-2-D Govt. Quarters
Above Kendriya Bhandar,
Altinho Panaji Goa.

.....Appellant

V/s

1. The Public Information Officer (PIO),
(Assistant Registrar Non Teaching)
Goa University, Taleigao Plateau, Goa.
Pincode; 403206.
2. Co-ordinating Section of RTI,
Goa University, Taleigao Plateau, Goa.
Pincode; 403206.
3. A.R. Exam(PG)/Public Information Officer,
Examination Section, Goa University,
Goa University, Taleigao Plateau, Goa.
Pincode; 403206.



.... Respondents

CORAM: Ms. Pratima K. Vernekar, State Information Commissioner

Filed on: 17/06/2019
Decided on: 20/09/2019

ORDER

1. The second appeal came to be filed by the appellant Shri Prasenjeet P. Dhage on 17/6/2019 against (i) the Respondent No.1 Public Information Officer (Asst. Registrar Non teaching) (ii) against Respondent No. 2 coordinating section of RTI and (iii) against respondent No. 3 PIO/ A.R exams (PG) of Examining section of Goa University, under sub section (3) of section 19 of Right To Information Act, 2005.
2. The brief facts leading to the second appeal are that the appellant Shri Prasenjeet P. Dhage vide his application dated 6/2/2019 had sought for certain information on three points stated as under;

Pratima K. Vernekar

- a) Certified copies of Check-in check out register i.e the attendance / biometric of
- i) Vice Chancellor.
 - ii) Registrar of Goa University
 - iii) Controller of examination.
 - iv) Director of Student welfare from june 2018 to 6/2/2019.
- b) Details of the Break-up of the fees from challenge evaluation.
- c) The Ordinance /Notification/ Statute relating to the appointment and disqualification of the Professors,Principals and Dean of the Law Collage.
3. The said information was sought from the Respondent PIO of the Goa University , in exercise of appellant's right u/s 6(1) of Right To Information Act, 2005.
4. It is contention of the appellant that he received reply in terms of section 7(1)of RTI Act to his above application from the Respondent no. 2 on 20/2/2019. However according to him the information provided to him at point no. 1 and 2 was not satisfactory and as such he filed first appeal to the first appellate authority of Goa University on 22/3/2019 u/s 19(1) of right to information Act,2005 .
5. It is the contention of the appellant that the First appellate authority vide order dated 10/4/2019 after hearing both the parties directed Respondent No. 3 to provide the information at point No. 2 to the appellant immediately free of cost and also opined that the Respondent No. 2 could have send the RTI application to relevant PIO to provide the information .
6. It is the contention of the appellant that till date the Respondent no. 1 and 3 have not provided him necessary and satisfactory information at point No. 1 and 2 and as such, he had no any

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other option then to approach this commission by way of the present second appeal as contemplated u/s 19(3) of the RTI Act.

7. In this background the present second appeal has been filed by the appellant on the grounds raised in a memo of appeal thereby seeking for direction as against respondents PIO for furnishing him required information as sought by him vide application dated 6/2/2019 and for invoking penal provisions.
8. Matter was taken up on board and listed for hearing. In pursuant to notice of this Commission, Appellant appeared in person. Respondent no. 1 and 3 was represented by Advocate D. Bakal. Respondent no. 2 was represented by Legal Assistant of Goa University Mrs. Sneha Talkar .
9. Reply was filed by Respondent PIO on 23/8/2019. The copy of the said reply was collected by the appellant on 20/9/2019 .
10. Submission of Both the Parties were heard.
11. The Respondent No.1 vide reply contended that the information at point no. 1 pertaining to vice Chancellor , registrar , Controller of Examination and the Director of Student welfare have been furnished to the appellant vide letter dated 4/7/2019 and the appellant have been informed that there is no such check-in and check-out register available on records and the information at point No.2 i.e ordinance O. A 25 relating to challenge evaluation in the SCE/SCA university examination in the component of theory courses have been furnished to the appellant by respondent No.3.
12. In the nutshell it is the contention of the respondents that available information has now been furnished to the appellant and there was no malafide intention on their part
13. The appellant during the course of hearing on 20/9/2019 submitted that he has no any further grievance with respect to information furnished to him which was submitted to him after

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filing the present second appeal and further submitted that he is not pressing for penal provisions and accordingly endorsed his say on the memo of appeal.

14. Since now the information has been furnished to the appellant, I find that no further intervention of this Commission is required for the purpose of furnishing information and hence relief sought by the appellant at prayer (i) becomes infructuous.
15. In view of the submissions and endorsement made by the appellant herein, I find no reasons to proceed with the matter and hence appeal proceeding stands closed.

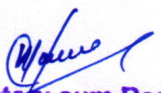
Notify the parties.

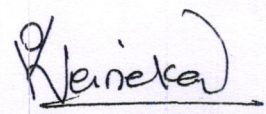
Pronounced in the open court.

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.

Authenticated Copy


Under Secretary cum Registrar
Goa State Information Commission
Panaji - Goa


(**Ms. Pratima K. Vernekar**)
State Information Commissioner
Goa State Information Commission
Panaji-Goa