

**GOA STATE INFORMATION COMMISSION**

'Kamat Towers', Seventh Floor, Patto, Panaji –Goa

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**Appeal No. 295/2021/SCIC**

Dr. Ashutosh Prabhu Dessai,  
Associate Professor,  
R/o. I/4, Namrata Bldg,  
Cardozo Wado, Taleigao,  
Panaji-Goa 403002.

.....Appellant

V/S

1. The Public Information Officer,  
Goa University (Legal Section),  
Goa University,  
Taleigao Plateau, Taleigao.

2. The Public Information Officer,  
Goa University (Examination Section),  
Goa University,  
Taleigao Plateau, Taleigao.

3. The First Appellate Authority,  
Goa University,  
Taleigao Plateau, Taleigao.

.....Respondents

**Shri. Vishwas R. Satarkar**

State Chief Information Commissioner



**Filed on: 14/12/2021**

**Decided on: 13/04/2023**

**FACTS IN BRIEF**

1. The Appellant, Dr. Ashutosh Prabhu Desai, r/o. I/4, Namrata Building , Cardozo Wado, Taleigao, Panaji-Goa vide his application dated 14/07/2021 filed under Section 6(1) of the Right to Information Act, 2005 (hereinafter to be referred as 'Act') sought certain information and inspection of file from the Public Information Officer (PIO), Goa University, Taleigao Plateau, Goa.
2. The said application was responded by the PIO on 22/07/2021 in the following manner:-

*"This is with reference to your above referred RTI application.*

*In this regards I am forwarding the point wise replies received from the concerned PIO's of the University:*

Point No.		Reply provided by
1,2,3,4	Annexure A-B-C (183 pages) D (1 page)	Assistant Registrar, Legal Section PIO, Goa University.
5	Annexure E (1 page)	Assistant Registrar, Examination Professional PIO, Goa University.

3. Being aggrieved and not satisfied with the reply of the PIO, the Appellant preferred first appeal on 25/08/2021 before the First Appellate Authority (FAA).
4. The FAA vide its order dated 02/09/2021 partially allowed the first appeal and directed the PIO to furnish the information at point No. 2 and 3 to the Appellant.
5. Since the Respondent No. 2 failed to comply the order of the FAA, the Appellant landed before the Commission with this second appeal under Section 19(3) of the Act seeking various reliefs.
6. Notices were issued to the parties, pursuant to which the Appellant appeared in person on 18/01/2022, Adv. R. Falari appeared on 28/02/2022 and placed on record the reply of the Respondent No. 1 and 2. The FAA duly served opted not to appear in the matter.
7. Perused the pleadings, replies and scrutinised the documents on record.
8. The Respondent No. 1, Assistant Registrar Legal of the Goa University by her reply dated 25/02/2022 contended that, the information pertaining to query number 1 to 3 in fact could not have been demanded from the Goa University who was respondent in Writ Petition No. LD/VC/CW/48/2020, the certified copies of the documents forming part of the Court record and ought to have sought, obtained from the respective court only.

