

फोन/Phone: 91-22-6656 5656

ई-मेल/E-mail:

estatemanager@mumbaiport.gov.in

वेबसाईट/Website: www.mumbaiport.gov.in



मुंबई पोर्टन प्राधिकरण
Mumbai Port Authority

संपदा अनुभाग,
विजयदीप, तीसरा माला,
शूरजी वल्लभदास मार्ग,
बॅलार्ड इस्टेट, मुंबई - 400 001.
Estate Division,
Vijay Deep, 3rd floor,
S.V. Marg, Ballard Estate,
MUMBAI - 400 001.



ONE EARTH - ONE FAMILY - ONE FUTURE

No. EM/U-6/plot-41-41A-41B/HF-40/ 5610

9 JAN 2024

To,
Shri. Kiran Takle
3D, 1802, New Hind Mill MAHADA Complex,
R.B.Marg, Ghodapdev,
Mumbai - 400 033

ORDER NO. 09 OF 2023-24

WHEREAS, Shri Kiran Takle, had preferred an application dated 01.12.2023 under the Right to Information Act, 2005 to the Central Public Information Officer of the Estate Division of Mumbai Port Authority, which was received in Estate Division on 01.12.2023

2. **AND WHEREAS**, Shri. Kiran Takle by his application dated 01.12.2023 had sought information as under:

- 1) Tenable repair NOC copy given to Shri. Aziz Ismail Dhariwal & others for Plot No.41,41A, 41B at Mazgaon Tank Bunder dated 31.07.2023 as attached image for your reference.
- 2) Share submitted documents by Shri. Aziz ismail Dhariwal & others to obtain NOC mention in Point 1
- 3) Share order passed, answer or evert given, work done, remark given, site visit reports, Investigation reports, verbal as well as non verbal communication for written complaint given by Shri. Kiran shankar takle on 18/10/23 at Vijaydeep office mumbai to the estate manager.
Complaint copy attached for your reference.

3. **AND WHEREAS**, The Central Public Information Officer of the Estate Division of Mumbai Port Authority replied on 13.12.2023 to the RTI applicant as under:

As Regard No. 1) - 2 no. (2 pages) Letter dated 31.07.223 will be made available to you.

As Regard No. 2) - 4 no. (4 pages) will be made available to you.

As regard No.1 & 2, total 6 pages will be available to you after paying the charges to MbPA amounting to Rs.12/- (Rupees Twelve only) [6 (Six) nos. of pages x Rs.2/- (Two) per page] and after producing the payment receipt in this office. The MbPA is accepting charges by Demand Draft/Postal Order only in favour of "The Board of Mumbai Port Authority" payable at Cash Office of the Financial Adviser and Chief Accounts Officer, MbPA, Port Bhavan, Ground Floor, S.V. Road, Ballard Estate, Mumbai 400 001.

As Regard No.3) - As per RTI guidelines the information sought should be specific. Hence, information cannot be furnished as it is not specific.

4. **AND WHEREAS**, Shri Kiran Takle, has preferred an Appeal dated 14.12.2023 received in this office on 19.12.2023. The said appeal interalia states as under:
- 1) information seek under RTI act in said RTI application Point no.3 information refused without giving proper justification
 - 2) Applicants wants to know status of complaint mention in said application and information requested is very specific related to this complaint only.
 - 3) Any documents mentioning progress or result of complaint mention in RTI application is requested by applicant. For examples investigation reports, progress, site visit reports, inter department communications etc.
 - 4) Applicant is ready to pay charges as per RTI act norm for electronic as well as paper data.

The ground for Appeal is refused access to information requested.

5. **AND WHEREAS**, the undersigned has gone through the RTI application dated 01.12.2023 and the reply dated 13.12.2023 by CPIO of Estate Division and points made in Appeal as well as the comments of CPIO, Estate Division thereon.

At the outset it is observed in RTI application dated 01.12.2023 & Appeal dated 14.12.2023 that the information sought is not specific such as verbal as well as non verbal communication for written complaint dated 18.10.2023, Any documents mentioning progress or result of complaint mention in RTI application.

Further, as per RTI guidelines the information sought should be specific. Hence, information cannot be furnished as it is not specific.

6. **NOW, THEREFORE**, based on the above observations the Appeal is rejected and disposed off.


7. If Shri Kiran Takle is aggrieved by this order, he may prefer Second Appeal to the Central Information Commissioner together inter-alia with the following documents:

- i) Self attested copies of the Orders or documents against which the appeal is being preferred.


A format of the Second Appeal is enclosed for ready reference.

Mumbai, dated ___ January 2024

D.A. Format of Second Appeal


(G.A. SHIRSAT)
ESTATE MANAGER
FIRST APPELLATE AUTHORITY
ESTATE DIVISION
MUMBAI PORT AUTHORITY

No. --- do --- 5610


8.1.2024
(CPIO & Dy. Estate Manager)

c.c. to Shri J. Bose, Dy. Estate Manager & CPIO, Estate Division
-for information

O.N. copy shared with Dy. EM
on 9/1/24
Sga

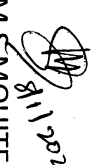
c.c. to AS(General)

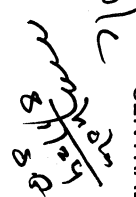

c.c. to AS(CD)



9/1/24
Sga

-for information and necessary action.


(M.S. MOHITE)
8/1/2024
SR. ASST. ESTATE MANAGER
CENTRAL DIVISION

O/c

8/1/24

8/01/24
KTM(E)

Format of Appeal under section 19 (3) of the Right to Information

Act, 2005

(to be submitted in duplicate)

To:

The Registrar,
Central Information Commission,
2nd Floor, 'B' Wing,
August Kranti Bhavan,
Bhikaji Cama Place,
New Delhi – 110 066.

1. Names and Address of the Appellant including phone No. and e-mail id.:
2. (I) (a) Name and address of the CPIO against the decision of whom the appeal is preferred.
 - (b) Date of filing of Application
 - (c) Date of order of the CPIO
 - (d) Date of receipt of the order by the Applicant/Date of deemed refusal
 - (e) Particulars of deposition of the fee
- (II) (a) Name, Designation and Address of the First Appellate Authority:
 - (b) Date of filing First Appeal
 - (c) Date of order of the First Appellate Authority
 - (d) Date of receipt of order of the First Appellate Authority/Date of deemed refusal
3. Particulars of the order including number, if any, against which the appeal is referred:
 - 3.1 Last date for filing an appeal if condonation for delay is sought:
4. Brief facts leading to the appeal:

5. Prayers or relief sought:

6. Grounds for prayer or relief sought:

7. Any other information necessary for deciding the appeal:

DA: 1. Copy of RTI Application with proof of payment of fee

2. CPIO's Order

3. Copy of First Appeal.

4. Copy of First Appellate Authority's Order

5. Documents relied upon in the Appeal.

6. Index of documents in appeal.

7. Chronologically listed dates on progress of disposal of the RTI Application.

8. Proof of submission of copy of second appeal to CPIO and First Appellate Authority.

Place:

Date:

Signature of the Appellant

DECLARATION

I, _____ (Name of the appellant), son of/daughter of/wife of _____ hereby declare that the particulars furnished in the appeal are to the best of my knowledge and belief, true and correct and that I have not suppressed any material facts.

I further certify that the matter under appeal have not been filed previously or pending with any court or tribunal or with any other authority.

Place:

Date:

Signature of the Appellant