

# APPLICATION U/S 7 (1) OF THE RIGHT TO INFORMATION ACT, 2005.

Whereby the information sought concerns the life or liberty of a person, the same shall be provided within **48 HOURS** of the receipt of the request.

Kindly read section 7 (1) along with section 4 of the RTI Act 2005 and kindly provide information within 48 hrs as mandated.

**Ref: BP/WS/RTI/March-2011/03**

To,  
**PUBLIC INFORMATION OFFICER,**  
Building Proposal Department [WS],  
Municipal Office, R. K. Patkar Marg,  
Bandra [west], Mumbai - 400 050.



1) **FULL NAME OF THE APPLICANT:**

**MOHAMMED AFZAL**  
[M - 9820490435]

2) **ADDRESS:**

C-508 Aakaar, Kalyan Complex, Yari Rd, Andheri [W], Mumbai-61.

3) **SUBJECT MATTER OF INFORMATION:--**

## **WHY THIS IS MATTER OF LIFE AND LIBERTY, FOR REPLY IN 48 HOURS:**

Notices issued to all flat members of Paradise Height CHS, village Oshiwara, Millat Nagar, Andheri [w], under BP WS reference file No CE/6995/WS/AK by Asst Engineer BP WS, R.K. Patkar Marg, Bandra [w], u/s 353A of the MC Act dated 14.3.2011 requesting all flat members to vacate the building, failing which action will be initiated without further reference.

Its seems relevant that large no of families, which includes **senior citizens & small children**, who invested their life savings to buy flats in the above mentioned society stand to lose the only roof that they have over their head without further intimation or communication.

The information that may be provided on my request will also enable me to understand & appreciate the functioning & good governance of your office and restore confidence of citizens like me on law & government.

**5. THE PERIOD TO WHICH THE INFORMATION RELATES:** Period as specified in each of the sub section under Point No 6.

**6. DESCRIPTION OF THE INFORMATION REQUIRED:**

- a) Provide names of area under the jurisdiction of BP WS [Bandra West].
- b) Provide detailed list of all buildings with names and addresses **having granted Occupation Certificate** as well as detailed list of **building not granted or not having obtained Occupation Certificate for whatever reasons** falling under your jurisdiction for the last 10 years.
- c) Provide copies of all circulars, agenda, resolution, directions, minutes of all such meetings whereby decision to issue **notices u/s 353A of the MC Act** to any particular individual flat owner, Coop Hsg Society as a whole or all building across your jurisdiction has been issued to vacate the building since Occupation Certificate is not granted by your dept and the same has been recorded during any meetings with the Municipal Commissioner, Additional Municipal Commissioner, all department heads within MCGM, executive Engineer, Assistant Engineer of Building Proposal [WS] or during Lok Shahidin for the past 5 years.
- d) Provide copies of all notices issued u/s 353A of MC Act to vacate building in your jurisdiction to individual flat members or CHS as a whole or all buildings for the last 5 years.
- e) Provide copies of all complaints received against which notices dated 14.3.2011 were issued **u/s 353A of the MC Act** to all individual flat members of Paradise Height CHS in the last 1 year.
- f) Provide copies of all decisions, sanctions and action to be initiated by your dept duly recorded on paper within BP WS including file noting, right from the day complaint was received till Notices **u/s 353A of the MC Act** dated 14.3.2011 was served to individual flat members of Paradise Height CHS from departmental heads with respect to 6 (d).
- g) Provide copies of all notices issued to individual flat members of Paradise height building u/s 353A MC Act for the last 1 month till date.
- h) Provide name & designation of all officials instrumental in decision making & issuing the said notices u/s 353A MC Act to members of Paradise Height CHS.
- i) Provide Nos of cases in which action has been initiated after the issuing of above notices, building wise, area wise under the jurisdiction of BP WS for the last 5 years.

7. Whether information is required by post or in person: **By Post.**

8. In case by post (Ordinary, Registered or Speed): **Speed Post**

9. Whether the applicant is below poverty line : **No**

PUBLIC INFORMATION OFFICER,  
Building Proposal Department,  
Municipal Corporation

**Date: 19th March 2011**

**Place: Mumbai**



Signature of Applicant.

**Note:**

- 4 (1) (a) **maintain all its records duly catalogued and indexed in a manner and the form which facilitates the right to information under this Act** and ensure that all records that are appropriate to be computerized are, within a reasonable time and subject to availability of resources, computerized and connected through a network all over the country on different systems so that access to such records is facilitated;
- 4 (1) (b) publish within one hundred and twenty days from the enactment of this Act,—