



**BEFORE THE STATE INFORMATION COMMISSION**

**MAHARASHTRA – KONKAN REGION**

**Appeal under Section 19(3) of RTI Act 2005.**

**Appeal No.KR- 1768/2008**

Shri R.R. Tripathi,  
Rambaug, Kamatghar, Bhiwandi,  
Tal : Bhiwandi, Dist : Thane.

..... Appellant.

**V/s.**

**Public Information Officer,**  
Deputy Engineer,  
Bhiwandi-Nijampur City Municipal Corporation,  
Tal : Bhiwandi, Dist : Thane.

..... Respondent

**The Appellate Authority,**  
City Engineer,  
Bhiwandi-Nijampur City Municipal Corporation,  
Tal : Bhiwandi, Dist : Thane.

**Facts:-**

A copy of the above appeal is annexed.

**Interim Decision**

Appellant filed the first appeal u/s 19 (1) of the Right To Information Act but prima facie there is no decision by First Appellate Authority.

I, therefore, remand this case to the First Appellate Authority for inviting and giving a hearing to the appellant for examining the points raised by him in his appeal with a view to provide maximum information if due under the act and give appellant better satisfaction by issuing a reasoned order.

A compliance report should be sent within 45 days by the First Appellate Authority to me.

Sd/-xxx

(Navin Kumar)

State Information Commissioner  
Konkan Region

Konkan Bhavan,  
Belapur, Navi Mumbai.  
Date:- 06<sup>th</sup> November, 2008.

**Decision**

In view of the appellant's statement dated 16.3.2009. (copy attached). No further action is now necessary.

(Navin Kumar)

State Information Commissioner  
Konkan Region

Konkan Bhavan,  
Belapur, Navi Mumbai.  
Date:- 9<sup>th</sup> June, 2009.

**BEFORE THE STATE INFORMATION COMMISSION**

**MAHARASHTRA – KONKAN REGION**

**Appeal under Section 19(3) of RTI Act 2005.**

**Appeal No.KR- 998/2008**

Shri Sonu Nirmal Agarwal,  
73, Matruchhaya Bldg., Shivani Nagar,  
Wagle Estate, Thanel (W), Dist: Thane.

..... Appellant.

**V/s.**

**Public Information Officer,**  
Assistant Commissioner of Police,  
Crawford Market, Mumbai

..... Respondent

**The Appellate Authority,**  
Office of the Commissioner of Police,  
Crawford Market Mumbai.

**Facts:**

A copy of the above appeal is annexed.

**Interim Decision**

It would be necessary to know the present status of this case.

Appellant filed the first appeal u/s 19 (1) of the Right To Information Act but prima facie there is no decision by First Appellate Authority.

I, therefore, remand this case to the First Appellate Authority for inviting and giving a hearing to the appellant for examining the points raised by him in his appeal with a view to provide maximum information if due under the act and give appellant better satisfaction by issuing a reasoned order.

A compliance report should be sent within 45 days by the First Appellate Authority to me.

Sd/-xxx

(Navin Kumar)

State Information Commissioner  
Konkan Region

Konkan Bhavan,  
Belapur, Navi Mumbai.  
Date:- 24<sup>th</sup> July, 2008.

**Decision**

In view of the appellant's statement dated 19.3.2009. (copy attached). No further action is now necessary.

(Navin Kumar)

State Information Commissioner  
Konkan Region

Konkan Bhavan,  
Belapur, Navi Mumbai.  
Date:- 9<sup>th</sup> June, 2009.

**राज्य माहिती आयोग, महाराष्ट्र, कोंकण खंडपीठ यांचे समोर**  
**माहितीचा अधिकार अधिनियम २००५ चे कलम १९(३) अन्वये द्वितीय तक्रार**  
**अपिल क्रमांक : केआर-432/2009**

श्री आर्कि. अभिनय जोगी,  
१०१, अभिनय जोगी अँड असास  
श्री सहाय्य इलाईट, गार्डन हॉटेलच्या मागे,  
ठाणा नाका, ( पनवेल पश्चिम ) : ४१० २०६.

... अपिलकर्ता

**श्री यमु**  
जन माहिती अधिकारी,  
कार्यालयीन अधिक्षक,  
पेण नगर पालिका, पेण, जिल्हा रायगड

... सामनेवाले

प्रथम अपिलीय प्राधिकारी,  
मुख्याधिकारी,  
पेण नगर पालिका, पेण, जिल्हा रायगड

**तक्रार**

माहितीचा अधिकार अधिनियम २००५ चे कलम १९(१) अन्वये अपिलकर्ता यांनी दाखल केलेल्या प्रथम अपिलावर, प्रथम अपिलीय प्राधिकारी यांनी निर्णय दिल्याचे सकृतदर्शनी आढळून येत नाही.

यास्तव, सदर प्रकरणी मी असे निर्देश देतो की, प्रथम अपिलीय प्राधिकारी यांनी अपिलकर्ता यांना सुनावणीची एक संधी देऊन अपिलकर्ता यांनी द्वितीय अपिलात उपस्थित केलेल्या मुद्द्यांचा विचार करण्यांत यावा व जर मागणी केलेली माहिती एका पेक्षा अधिक जन माहिती अधिका-यांशी संबंधित असेल तर त्या सर्वांना सुनावणीस बोलवावे आणि त्यानंतर अपिलकर्ता यांनी अपिलात उपस्थित केलेल्या मुद्द्यांवर परिपूर्ण माहिती, अधिनियमातील तरतुदीनुसार उपलब्ध करून देण्याच्यादृष्टीने प्रथम अपिलीय प्राधिकारी यांनी या प्रकरणी सकारण आदेश पारीत करावेत, जेणे करून अपिलकर्ता यांचे समाधान होईल.

उपरोक्त प्रमाणे केलेल्या कार्यवाहीचा कार्यपूर्ती अहवाल ४५ दिवसांत प्रथम अपिलीय प्राधिकारी यांनी आयोगास सादर करावा.

कोंकण भवन,  
बेलापूर, नवी मुंबई : ४०० ६१४.  
दिनांक : १७ ०० २००९.

**आदेश-**  
( नवीन कुमार )  
राज्य माहिती आयुक्त,  
कोंकण खंडपीठ

**निर्णय**

अपिलकर्ता यांच्या दि.२७.५.२००९ च्या पत्रानुसार (प्रत सलग्न) प्रस्तुत प्रकरणी आता अधिक कार्यवाहीची आवश्यकता नाही..

कोंकण भवन,  
बेलापूर, नवी मुंबई  
दिनांक ९ जून, 2009.

( नवीन कुमार )  
राज्य माहिती आयुक्त,  
कोंकण खंडपीठ

**राज्य माहिती आयोग, महाराष्ट्र, कोंकण खंडपीठ यांचे समोर**  
**माहितीचा अधिकार अधिनियम २००५ चे कलम १९(३) अन्वये द्वितीय त्रि**  
**अपिल क्रमांक : केआर-295/2009**

श्री संजीव विनायक गडकरी,  
क्र. ३, भक्तीमाधव सह. गृह रचना,  
101/४०२, यशवंतनगर, तळेगांव, पुणे : ४१० ५०७.

... अपिलकर्ता

**श्री यमु**

जन माहिती अधिकारी,  
बदलापुर पोलीस स्टेशन,  
बदलापुर, जिल्हा ठाणे. ४२१ ५०३

... सामनेवाले

प्रथम अपिलीय प्राधिकारी,  
बदलापुर पोलीस स्टेशन,  
बदलापुर, जिल्हा ठाणे. ४२१ ५०३

**तुळुतुळुतुळु**

माहितीचा अधिकार अधिनियम २००५ चे कलम १९(१) अन्वये अपिलकर्ता यांनी दाखल केलेल्या प्रथम अपिलावर, प्रथम अपिलीय प्राधिकारी यांनी निर्णय दिल्याचे सकृतदर्शनी आढळून येत नाही.

यास्तव, सदर प्रकरणी मी असे निर्देश देतो की, प्रथम अपिलीय प्राधिकारी यांनी अपिलकर्ता यांना सुनावणीची एक संधी देऊन अपिलकर्ता यांनी द्वितीय अपिलात उपस्थित केलेल्या मुद्द्यांचा विचार करण्यांत यावा व जर मागणी केलेली माहिती एका पेक्षा अधिक जन माहिती अधिका-यांशी संबंधित असेल तर त्या सर्वांना सुनावणीस बोलवावे आणि त्यानंतर अपिलकर्ता यांनी अपिलात उपस्थित केलेल्या मुद्द्यांवर परिपूर्ण माहिती, अधिनियमातील तरतुदीनुसार उपलब्ध करून देण्याच्यादृष्टीने प्रथम अपिलीय प्राधिकारी यांनी या प्रकरणी सकारण आदेश पारीत करावेत, जेणे करून अपिलकर्ता यांचे समाधान होईल.

उपरोक्त प्रमाणे केलेल्या कार्यवाहीचा कार्यपूर्ती अहवाल ४५ दिवसांत प्रथम अपिलीय प्राधिकारी यांनी आयोगास सादर करावा.

कोंकण भवन,  
बेलापूर, नवी मुंबई : ४०० ६१४.  
दिनांक : १६ फेब्रुवारी, २००९.

**आर्य-**  
( नवीन कुमार )  
राज्य माहिती आयुक्त,  
कोंकण खंडपीठ

**निर्णय**

अपिलकर्ता यांच्या दि.१२.६.२००९ च्या पत्रानुसार (प्रत सलग्न) प्रस्तुत प्रकरणी आता अधिक कार्यवाहीची आवश्यकता नाही..

कोंकण भवनी,  
बेलापूर, नवी मुंबई  
दिनांक २५ जून, 2009.

( नवीन कुमार )  
राज्य माहिती आयुक्त,  
कोंकण खंडपीठ

**BEFORE THE STATE INFORMATION COMMISSION**  
**MAHARASHTRA – KONKAN REGION**  
**Appeal under Section 19(3) of RTI Act 2005.**  
**Appeal No.KR-1719/2008**

Shri Nirmalsingh A. Aayalsingani,  
C/612, R-1223, Section-25, Ulhasnagar :4,  
District : Thane.

..... Appellant.

**V/s.**

**Public Information Officer,**  
Assistant Municipal Commissioner, (Encroachment),  
Ulhasnagar Municipal Corporation,  
Ulhasnagar-3, Dist : Thane.

..... Respondent

**The Appellate Authority,**  
Deputy Municipal Commissioner, (Encroachment),  
Ulhasnagar Municipal Corporation,  
Ulhasnagar-3, Dist : Thane.

**Facts:-**

A copy of the above appeal is annexed.

**Interim Decision**

Appellant filed the first appeal u/s 19 (1) of the Right To Information Act but prima facie there is no decision by First Appellate Authority.

I, therefore, remand this case to the First Appellate Authority for inviting and giving a hearing to the appellant for examining the points raised by him in his appeal with a view to provide maximum information if due under the act and give appellant better satisfaction by issuing a reasoned order.

A compliance report should be sent within 45 days by the First Appellate Authority to me.

Sd/-xxx

(Navin Kumar)

State Information Commissioner  
Konkan Region

Konkan Bhavan,  
Belapur, Navi Mumbai.  
Date:- 24<sup>th</sup> October, 2008.

**Decision**

In view of the appellant's statement dated 24.6.2009. (copy attached). No further action is now necessary.

(Navin Kumar)

State Information Commissioner  
Konkan Region

Konkan Bhavan,  
Belapur, Navi Mumbai.  
Date:- 29<sup>th</sup> June, 2009.

**BEFORE THE STATE INFORMATION COMMISSION**

**MAHARASHTRA – KONKAN REGION**

**Appeal under Section 19(3) of RTI Act 2005.**

**Appeal No.KR-1720/2008**

Shri Nirmalsingh A. Aayalsingani,  
C/612, R-1223, Section-25, Ulhasnagar :4,  
District : Thane.

..... Appellant.

**V/s.**

**Public Information Officer,**  
Assistant Municipal Commissioner, (Encroachment),  
Ulhasnagar Municipal Corporation,  
Ulhasnagar-3, Dist : Thane.

..... Respondent

**The Appellate Authority,**  
Deputy Municipal Commissioner, (Encroachment),  
Ulhasnagar Municipal Corporation,  
Ulhasnagar-3, Dist : Thane.

**Facts:-**

A copy of the above appeal is annexed.

**Interim Decision**

Appellant filed the first appeal u/s 19 (1) of the Right To Information Act but prima facie there is no decision by First Appellate Authority.

I, therefore, remand this case to the First Appellate Authority for inviting and giving a hearing to the appellant for examining the points raised by him in his appeal with a view to provide maximum information if due under the act and give appellant better satisfaction by issuing a reasoned order.

A compliance report should be sent within 45 days by the First Appellate Authority to me.

(Navin Kumar)

State Information Commissioner  
Konkan Region

Konkan Bhavan,  
Belapur, Navi Mumbai.  
Date:- 24<sup>th</sup> October, 2008.

**Decision**

In view of the appellant's statement dated 24.6.2009. (copy attached). No further action is now necessary.

(Navin Kumar)

State Information Commissioner  
Konkan Region

Konkan Bhavan,  
Belapur, Navi Mumbai.  
Date:- 29<sup>th</sup> June, 2009.



**BEFORE THE STATE INFORMATION COMMISSION**

**MAHARASHTRA – KONKAN REGION**

**Appeal under Section 19(3) of RTI Act 2005.**

**Appeal No.KR-488/2009**

Shri Nirmal A.Ailsinghani,  
BK C-612, R-1223, Section 25,  
Ulhasnagar : 421 004,

..... Appellant.

**V/s.**

Public Information Officer,  
Assistant Municipal Commissioner,  
Prabhag Samiti No.4, Ulhasnagar,  
Ulhasnagar Municipal Corporation.

..... Respondent

The Appellate Authority,  
Deputy Municipal Commissioner,  
Ulhasnagar Municipal Corporation  
Ulhasnagar, Dist: Thane.

**Facts** : A copy of the above appeal is annexed.

**Interim Decision.**

It is seen that the First Appellate Authority has given a decision in this case and the appellant, not being satisfied with the same, has again come before me under Section 19 (3) for a second appeal.

The nature of information sought is of a factual nature

I would prefer another dialogue between the First Appellate Authority and the appellant as that would open up the possibility of giving better satisfaction to the appellant much faster without the need for both parties to spend valuable time, energy and travel expenses in coming to Commission's office.

I, therefore, remand this case to the First Appellate Authority for inviting and giving a hearing to the appellant for examining the points raised by him in his appeal with a view to provide maximum information if due under the R.T.I. Act, 2005 in case the information asked for is related to more than one Public Information Officer, then all the concerned Information Officer should be invited for the hearing and thereafter issue a fresh reasoned order with a view to give better satisfaction to the appellant.

In case, however the First Appellate Authority be of the strong view that a second hearing would serve no purpose then he should send his detailed justification for such a view and comments on the points raised by the appellant in his appeal application. ( copy attached ) within 15 days.

A compliance report should be sent within 45 days.

Konkan Bhavan,  
Belapur, Navi Mumbai.  
Date:- 30<sup>h</sup> March, 2009.

Sd/-xxx  
(Navin Kumar)  
State Information Commissioner  
Konkan Region

**Decision**

In view of the appellant's statement dated 24.6.2009. (copy attached). No further action is now necessary.

Konkan Bhavan,  
Belapur, Navi Mumbai.  
Date:- 29<sup>th</sup> June, 2009.

(Navin Kumar)  
State Information Commissioner  
Konkan Region