

Annexure A  
Application under the Right to Information Act, 2005.  
(See Rule 3)

PWD Department बांधकाम विभाग  
Mira Bhayandar Municipal Corporation,  
Late Indira Gandhi Bhavan,  
Chhatrapati Shivaji Marg,  
Bhayandar West, Thane - 401101

दा - ५ 30  
५३५  
१६/१८  
विभाग

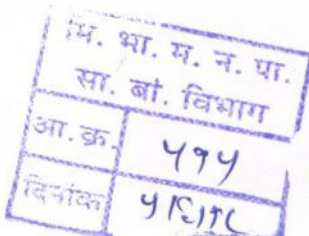


1. Full Name of the Applicant : Brijesh Sharma
  2. Address : Room No 403, Jupiter Wing A Building, Behind Deepak Hospital, PK Road, Mira Bhayander Road, Thane - 401105. Mobile# 9322683456
  3. Information Sought : Action taken on complaints lodged on PWD AAPLI SARKAR DOCKET NUMBER "Dist/MNTH/2017/14555" for MBMC PWD had constructed a poor quality of RCC gutter below Kashimira flyover of Road towards Kashi Gaon and Road towards Mira Goan. MBMC PWD has used poor quality of materials for construction & complaint hard copy dispatched on dated 29-08-2017. (Copy enclosed). Hereafter called "said complaint". (Copy enclosed Annexure-1).
- Provide information within 10 days ordered by मा. राज्य माहिती आयुक्त, कोंकण रोजी दिनांक.9.8.2017 क्र.के आर 5041/2016 & दिनांक.11.8.2017 क्र.के आर 5184/2016. सदर परिपत्रक महाराष्ट्र शासनाच्या [www.maharashtra.gov.in](http://www.maharashtra.gov.in) या संकेतस्थळावर उपलब्ध करण्यात आले असून त्यांच्या सांकेतांक क्रमांक २०१७१११७११३२२९३००७ असा आहे.
4. (Kindly provide Stamped, Signed and Certified True Copies or Attested Copies or Authenticated Copies of information provided on this RTI application. Kindly provide the information point-wise and in English language as far as possible as required under Section 6 (1), 4 (3) and 7 (9) of the RTI Act, 2005.) On the information sought in point no.6 below.)
  5. The period to which the information relates: 01-Jan-2015 to till date of RTI reply.
  6. Description of the information required: Kindly provide information.
    - A. Certified copy of the inspection / site survey report made by the officer including Name, Designation, Address, Contact Number Details of Officers.
    - B. Names of the Assistant Engineer and the Executive Engineer and other PWD officers who inspected each of these works and passed payments for said complaints.
    - C. Certified copies of RCC Gutter / Roads / Footpath sketch / diagram of said location.
    - D. Detail of the guarantee clause has been invoked till now. If no, why in spite of the fact that the roads and RCC gutters are in such bad condition.
    - E. Details of penalty imposed on contractor till date.
    - F. If no penalty imposed on contractor, Please furnish the reasons.
    - G. Details of Legal Action taken on PWD officers till date for said complaints.
    - H. If no Legal Action taken on PWD officers, Please furnish the reasons.
    - I. Details of amount paid to contractor till date.

PIO Please note:--

- a) If you wish to deny any of the information sought by me then please quote the exemption clause of Section 8 (1) and a brief reason as to how it applies. This is a requirement of the RTI Act, as per Section 7 (8) (i) read along with Section 19 (5).
- b) If any of the information sought is available with any other Dept. then kindly transfer the copy of the concerned query to that department and promptly inform me in writing of the same, giving details of the Dept. to which it is transferred. [See Sec. 6 (3) (ii).]
- c) If information sought needs to be extracted from a file etc., then it should be done as per Sec. 2 (j)
- d) As per section 7(9) of RTI Act, the information should be supplied in the form asked for. Hence, supply point wise information on all above points separately for each point.

Date : 02/06/2018  
Place : Mira Bhayander



*Brijesh*

[Brijesh Sharma]



**Annexure A**

**Application under the Right to Information Act, 2005**

**(See Rule 3) Under section 2(j) (i) (f)**

To,

PIO, PWD Department बांधकाम विभाग  
Mira Bhayandar Municipal Corporation,  
Late Indira Gandhi Bhavan,  
1st floor, Chhatrapati Shivaji Marg,  
Bhayandar (w) - 401101.



1. Full Name of the Applicant : Brijesh Sharma [RTI Activist & Active Member of AAP]
2. Address : Room No 403, Jupiter Wing A, Behind Deepak Hospital, P. K. Road, Mira Road (East), Thane-401105.
3. Information Sought : **Physical Inspection of MBMC PWD had constructed a poor quality of RCC gutter below Kashmiria flyover of Road towards Kashi Gaon and Road towards Mira Goan. MBMC PWD has used poor quality of materials for construction.**

According to RTI law bestows a right to the Citizens and citizen can exercise his right. The Public Authority has just to make it convenient for the Applicant to inspect. According to RTI, Inspection is not seeking information u/s 6(1) of RTI Act 2005 and one can walk-in in any Public Authority Office and demand his Right to information by inspection under Section 2(j)(i) of RTI Act 2005. Section 2(j) is reproduced below:

**Section 2(j) "right to information" means the right to information accessible under this Act which is held by or under the control of any public authority and includes the right to—**

- (i) Inspection of work, documents, records;
- (ii) Taking notes, extracts or certified copies of documents or records;
- (iii) Taking certified samples of material;
- (iv) Obtaining information in the form of diskettes, floppies, tapes, video cassettes or in any other electronic mode or through printouts where such information is stored in a computer or in any other device;

Also during Inspection I can inspect the Computer system of the Public Authority as per Section as per the definition of "Information as per Section 2(i) includes the "data material held in any electronic form".

Section 2(f) "information" means any material in any form, including records, documents, memos, e-mails, opinions, advices, press releases, circulars, orders, logbooks, contracts, reports, papers, samples, models, data material held in any electronic form and information relating to any private body which can be accessed by a public authority under any other law for the time being in force;

Section 2(i) also define the "Record" as under and includes "any other material produced by a computer or any other device;"

**Section (i) "record" includes—**

- (a) Any document, manuscript and file;

मि. भा. म. न. पा.	
सा. बा. विभाग	
आ. क्र.	५९६
दिनांक	५/६/१८

✓  
C-7702

मि. भा. म. न. पा.  
सा. बा. विभाग  
आ. क्र. ५९६  
दिनांक ५/६/१८





# मिरा-भाईंदर महानगरपालिका

मुख्य कार्यालय : स्व. इंदिरा गांधी भवन, छत्रपती शिवाजी महाराज मार्ग, भाईंदर (प.), ता. जि. ठाणे ४०१ १०१  
दुरध्वनी : २८१९२८२८ / २८१९३०२८ / २८१८११८३ / २८१८१३५३ / २५१४५९८५ फॅक्स : २८१९७६३६

// बांधकाम विभाग //



जा.क्र. मनपा/साबां/मा.अ./ ५१५, ५१६ /२०१८-१९  
दि. २०/०६/२०१८

प्रति,

श्री.ब्रिजेश शर्मा

खोली नं.४०३, ज्युपिटर व्हिंग-ए इमारत,  
दिपक हॉस्पिटलच्या बाजूला, पीके रोड,  
मिरा-भाईंदर रोड, ठाणे - ४०११०५

**विषय :-** केंद्र शासनाचा माहितीचा अधिकार २००५ अन्वये माहिती देणेबाबत..

**संदर्भ :-** १. आपला दि.०५/०६/२०१८ चे प्राप्त अर्ज.  
२. आपला दि.०५/०६/२०१८ चे प्राप्त अर्ज.

उपरोक्त संदर्भित विषयान्वये आपण माहिती अधिकार २००५ अंतर्गत काशिमिरा उड्डाणपुल रस्ता, काशिगांव ते मिरागांव येथील आर.सी.सी.गटारबाबत माहिती मागितलेली आहे.

संदर्भित विषयाकित सार्वजनिक बांधकाम विभागाच्या अभिलेखी उपलब्ध असलेल्या माहिती कामी संचिकेचे अवलोकन करण्यासाठी दि.२५/०६/२०१८ रोजी दु.३:०० वा. स्वतः या कार्यालयात येऊन सदर संचिकेचे अवलोकन करुन आवश्यक माहितीचे टिपण सादर केल्यानंतर व माहितीच्या छायांकित शुल्काचा भरणा केल्याची पावती सादर केल्यानंतर सदरची माहिती ही, माहिती अधिकारी सार्वजनिक बांधकाम विभाग मिरा-भाईंदर महानगरपालिका मुख्य कार्यालय यांच्याकडून प्राप्त करुन घ्यावी.

(यलिन जाधव)

जनमाहिती अधिकारी (साबां)  
मिरा-भाईंदर महानगरपालिका

PC-09/VP/2018-19/YJ/MA-48

