

315
4.1.19

Govt. of Jammu & Kashmir
Jammu Municipal Corporation

Subject: 1st Appeal under J&K RTI Act 2009.
Appellant: Sh. Surinder Kumar (Present)
Respondent: PIOs, Municipal Corporation, Jammu

ORDER

Whereas, Surinder Kumar R/o Opp. House No. 371, Sector-3 Channi Himmat Housing Colony, Jammu, filed 1st Appeal before the First Appellate Authority (FAA) Jammu Municipal Corporation seeking the following information:

1. Provide photocopy of compound order of JMC Commissioner/ Competent Authority in response to Tribunal order of residential plot 282/2 date of decision 18.11.2009 in case of Pranav Bhardwaj S/o Brij Mohan Sharma R/o 269/A Gandhi Nagar Jammu V/s BOCA, JMC Jammu was issued and also provide photocopy of GR of compound fees deposited by Pranav Bhardwaj in the month of Feb.- March, 2010.
2. Please provide information whether the basement constructed by the owner of the plot 282/2 is closed down or not as per the order of J&K Special Tribunal dated 18.11.2009 and for which the owner had given written undertaking vide Affidavit having No. M482397 dated April 22nd 2010 before JMC that he will closed down the basement. Please provide information about the present status of basement whether closed down as per order or the owner has gone otherwise.
3. Please provide status report of COBO Notice No. MJ/CEO/179/3/2012 dated 17.01.2013 issued to Pranav Bhardwaj owner/attorney holder of plot No. 282/2 Channi Himmat Housing Colony Jammu has been implemented or not after Tribunal order against appeal of order NO. MJ/CEO/79/3/2012 Dated 17.01.2013 dismissed the appeal by order issued on 06.06.2013 and also provide information whether the above mentioned owner has further filed the appeal against order mentioned above if yes provide copy of the same in case not please provide present status of the same.
4. Please provide authenticated copy of NOC provided/granted by JMC to owner for commercial activity on residential plot 202/2 as the owner has constructed commercial structure even after giving written undertaking that he will stick to residential construction as per approved site plan. Provide information whether the same has been done or not.
5. Provide list of violators of Jammu Master Plan 2021/2032 whose violations compounded by JMC on the direction of Tribunal with the name and address of violators along with compounding fee details in all the areas falling under jurisdiction of JMC from 22.12.2017 TO 08.11.2018.
6. Please provide photocopy of the site plan approved by JMC along with NOC on plot No. 202/2 Channi Himmat Housing Colony Jammu in favour of Nand Lal S/o Mangat ram R/o 17 Pratap Garh Jammu having size of 25x40sqft with detail of sanctioned plot area for construction floor wise and the area undertaken for construction by owner on the ground floor. Please provide information whether owner has undertaken construction as per permissible construction or he has violated site plan.

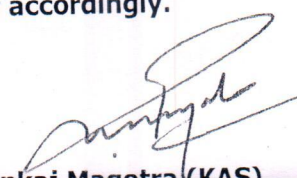
7. Provide photocopy of site plan 79/5 Channi Himmat Housing colony in favour of original allottee Jagjit Kour daughter of Sardar Gurdev Singh 276, sector 13, Nanak Nagar Jammu having size 40x80 along with photocopy of NOC with development charges by JMC along with present status of violation and also provide information whether the owner has been booked for violation of Jammu Master Plan 2032 as the owner has converted residential plot into commercial by fitting shutter in the month October of 2018 at ground floor. Please provide information about whether the owner has been booked for violation and has been served COBO Notices for violation and whether his violation has been compounded or not.
8. Please provide details of Enforcement Staff deputed/diploid at Channi Himmat Colony/Wards 50,51,52 with names and copy of order of their engagement and the details of leave of staff with nature of leaves for two months with date wise details, also provide information whether deputed staff in Channi Himmat was deputed on election duty. Please allow applicant to check relevant record

Whereas after notice to the parties in appeal, the matter was taken up for hearing on 22.12.2018.

Whereas the concerned PIOs (JMC) were present and appellant was also present and heard personally by the FAA.

In view of the above, 1st appeal under RTI Act is disposed with the direction to Asstt. Commissioner (Rev), Chief Enforcement Officer (PIOs), and Sr. Town Planner JMC to provide the available information to the appellant within 5 days from date of passing this order.

In terms of the above, 1st appeal stands disposed of accordingly.


Pankaj Magotra (KAS)
(First Appellate Authority),
Commissioner,
Municipal Corporation, Jammu

E8H/6736-41
No. JMC/RTI/Appeals/2/
Dated: 3/12/2018
Copy to the:-

01. Secretary / Nodal Officer for inf & n/a.
02. Asstt. Commissioner (Rev), JMC for inf & n/a.
03. Sr. Town Planner, JMC, for inf & n/a.
04. Chief Enforcement Officer, JMC, for inf & n/a
05. Surinder Kumar R/o Opp. House No. 371, sector-3 Channi Himmat Housing Colony, Jammu.
06. Incharge Website for uploading.



Govt. of Jammu & Kashmir
Jammu Municipal Corporation



Subject: 1st Appeal under J&K RTI Act 2009.
Appellant: Sh. Surinder Kumar (Present)
Respondent: PIOs, Municipal Corporation, Jammu

ORDER

Whereas, Sh. Surinder Kumar R/o Opp. House No. 371, Sector-3 Channi Himmat Housing Colony, Jammu, filed 1st Appeal before the First Appellate Authority (FAA), Jammu Municipal Corporation seeking the following information:

1. Please provide photocopy of e-NIT 001JCA of 2018-19 dated 12.10.2018 along with terms and conditions, need and objective of outsourcing sanitation services in ward 15 wards of Jammu Municipal Corporation.
2. Please provide information about number of bidders with their name and address along with copy of Treasury receipt submitted by bidders as cost of documents to participate in e- tender process.
3. Provide the name of successful bidder along with parameters submitted in him while bidding for tender along with hard copy of successful bidder besides photocopy of CDR/FDR/bank Guarantee amounting to Rs 5 lacks uploaded for online tender. Also provide the above information in case of all bidders participated in online tender.
4. Please provide allotment order guaranteed in favour of successful bidder outsourcing sanitation services in 15 wards of Jammu Municipal Corporation with the name of wards and the areas falling under every respective ward. Also provide photocopy of agreement signed between JMC and successful bidder.
5. Please provide photocopy of order by which permanent/ casual staff (Safaikaramcharis) of JMC have been engaged in every wards with the name of wards and the strength of staff in each ward for the purpose of sanitation work during the year 2018-19. Also provide information about the development of permanent safaikaramcharis in wards with their name and location.
6. Provide photocopy of previous tender and the name of successful bidder for outsourcing sanitation services in wards along with location and number of safaikaramcharis in wards which is in progress since 1.4.2016 to till date along with expenditure incurred on safaikaramcharis ward wise.

Whereas after notice to the parties in appeal, the matter was taken up for hearing on 22.12.2018.

Whereas the concerned PIOs (JMC) were present and appellant was also present and heard personally by the FAA.

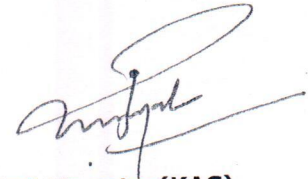
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Whereas, the records were examined, and it was reported by the PIO (Asstt. Secretary) that e-NIT in question stands withdrawn and information relevant thereto regarding participation of successful bidders / number of bidders is not available.

In view of the above, 1st appeal under RTI Act is disposed of with the direction to Asstt. Secretary (PIO) JMC to provide the copy of e-NIT as asked for along with other available documents.

PIO Health Officer is also directed to provide the available information pertaining to the paras relevant thereto. The information shall be provided within a period of 10 days from date of passing of this order.

The 1st appeal stands disposed of accordingly.



Pankaj Magotra(KAS)
(First Appellate Authority),
Commissioner,
Municipal Corporation, Jammu

28H/6747-511
No. JMC/RTI/Appeals/1/

Dated: 3/17/2018

Copy to the:-

01. Secretary / Nodal Officer for inf & n/a.
02. Health Officer JMC, for inf & n/a.
03. Asstt. Secretary, JMC, for inf & n/a.
04. Surinder Kumar R/o Opp. House No. 371, sector-3 Channi Himmat Housing Colony, Jammu.
05. Incharge Website for uploading.

3



Govt. of Jammu & Kashmir
Jammu Municipal Corporation

Subject: 1st Appeal under J&K RTI Act 2009.
Appellant: Sh. Surinder Kumar (Present).
Respondent: PIOs, Municipal Corporation, Jammu.

ORDER

Whereas, Surinder Kumar R/o Opp. House No. 371, Sector-3 Channi Himmat Housing Colony, Jammu, filed 1st Appeal before the First Appellate Authority (FAA) Jammu Municipal Corporation seeking the following information:

1. Provide photocopy of budget allotted for survey, design, installation, commissioning and maintenance of intelligent traffic signal system including pedestrian signal lights with operations and monitoring of the traffic lights from a centralized control room remotely at 34 locations in Jammu city including existing 30 locations in Jammu city along with sanction granted by competent authority. Also provide photocopy of expenditure so incurred per stage date wise till date.
2. Provide photocopy of representation made by M/S DIMTS Ltd (ITS) after its failure to complete the work in stipulated time period which convinced JMC that the firm should be given extension and not fined for delay in completion of intelligent traffic signal light system/ centralized control room work as was written in contract. Also provide photocopy of extension provided by JMC/ competent authority to firm with the proper mention of rules by which extension provided despite poor working.
3. Please provide information about location of centralized control room and also provide information whether the control room is being constructed as per contract or its location has been changed in both the cases cite reasons/objectives in both cases and the name of competent centralized who influenced the decision. Also provide information if the cost of construction of centralized control room was increased or decreased with the change of location. Provide copy of same in both the cases along with copy of approved by competent authority with the name of its members who took such a decision.
4. Please provide name of firm whom the work of supply/installation/Testing/commissioning of 11mtrs. High Mast Lighting system with 4X150 watts LED luminous with Three years free maintenance in all aspects of make Baja / Philips / Havell /Crompton/ Greaves / Siska / HPL / Surya/ EON / Wipro / Osarm / C&S/& power sense quest. Supply, installation, testing, commissioning & three years maintenance of 45 watts +/- (5 watt max) LED street lights with each LED having power rating from 1w to 2w including earthing & allied material as per Annexure-A of Tender documents (make Baja / Philips

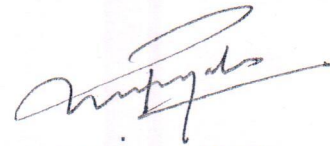
/ Havells / Crompton / Greaves / Siska / HPL / surya / EON / Wipro / osarm/C&S/& power sense quest)
has been provided and also the budget for the same along with total expenditure incurred on this.

Whereas after notice to the parties in appeal, the matter was taken up for hearing on 22.12.2018.

Whereas the concerned PIO (JMC) was present and appellant was also present and heard personally by the FAA.

In view of the above, 1st appeal under RTI Act is disposed of with the direction to Joint Commissioner (W) and Executive Engineer (E) to provide the relevant available information to appellant within 10 days from date of passing this order.

In terms of the above, 1st appeal stands disposed of accordingly.



Pankaj Magotra (KAS)
(First Appellate Authority),
Commissioner,
Municipal Corporation, Jammu

284/6770-73
No. JMC/RTI/Appeals/3/-

Dated: 30/12/2018

Copy to the:-

01. Joint Commissioner, JMC, for inf & n/a
02. Executive Engineer (E) JMC, for inf & n/a
03. Surinder Kumar R/o Opp. House No. 371, sector-3 Channi Himmat Housing Colony, Jammu.
04. Incharge Website for uploading.



Govt. of Jammu & Kashmir
Jammu Municipal Corporation

316
4.1.19
Subject: 1st Appeal under J&K RTI Act 2009.
Appellant: Sh. Mohd. Sadiq Poswal (Not Present)
Respondent: PIOs, Municipal Corporation, Jammu

ORDER

Whereas, Sh. Mohd. Sadiq Poswal C-3 Vill. Enclave East Extn. 1/C Trikuta Nagar, Jammu filed 1st Appeal before the First Appellate Authority (FAA) Jammu Municipal Corporation seeking the following information:

1. On what legal ground, Ground/stilt floor which as per permission vide order No. 689/BS/16 Dated 11.03.2017 meant for parking but converted into flats "Royal Nest Chandan" at Channi Himmat Jammu.
2. On What legal ground construction allowed more than covered area was permitted 40% but covered more than 80%.
3. Detail of action taken for above mention violation by builders if any.

Whereas after notice to the parties in appeal, the matter was taken up for hearing on 22.12.2018.

Whereas the concerned PIO (JMC) were present and appellant has choosen not to attend the proceedings.

In view of the above, 1st appeal under RTI Act is disposed of with the directions that Sr. Town Planner and Chief Enforcement Officer, PIOs JMC concerned shall ensure that available information is provided to the appellant, if already not provided.

In terms of orders referred supra, appeal stands disposed of accordingly.


Pankaj Magotra (KAS)
(First Appellate Authority),
Commissioner,
Municipal Corporation, Jammu

ESTH/6760-64
No. JMC/RTI/Appeals/7/
Dated: 30.12/2018
Copy to the:-

01. Secretary (Nodal Officer) JMC, for inf & n/a.
02. Chief Enforcement Officer, (CEO) JMC, for inf & n/a.
03. Sr. Town Planner, JMC, for inf & n/a.
04. Surinder Kumar R/o Opp. House No. 371, sector-3 Channi Himmat Housing Colony, Jammu.
05. Incharge Website for uploading.



Govt. of Jammu & Kashmir
Jammu Municipal Corporation

Subject: 1st Appeal under J&K RTI Act 2009.
Appellant: Sh. Mohd. Sadiq Poswal (Not Present)
Respondent: PIOs, Municipal Corporation, Jammu

ORDER

Whereas, Sh. Mohd. Sadiq Poswal C-3 Vill. Enclave East Extn. 1/C Trikuta Nagar, Jammu filed 1st Appeal before the First Appellate Authority (FAA) Jammu Municipal Corporation seeking the following information:

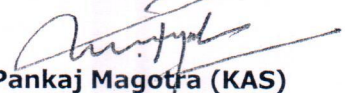
1. Details of cess deposited by builders of Apartments namely:
 - (i) Nidhesh Enclave
 - (ii) Trident
 - (iii) Sampark Housing Construction & Development Co-op. Ltd all situated at Village Channi Rama, Jammu with total cost of each above mention projects.
2. Details of commencement and completion of these projects.
3. What criteria considered at the time of taking the cess by the ten assessing officer.
4. Name and designation of assessing officer at the time of cess collected from above given builders of these projects.
5. Copy of Notice issued to these builder for recovery of cess amount dues if any.

Whereas after notice to the parties in appeal, the matter was taken up for hearing on 22.12.2018.

Whereas the concerned PIO (JMC) was present and appellant has choosen not to attend the proceedings.

In view of the above, 1st appeal under RTI Act is disposed of with the directions that Sr. Town Planner PIO / Building Officers, (concerned) JMC shall ensure that available information is provided to the appellant, if already not provided.

In terms of orders referred supra, appeal stands disposed of accordingly.


Pankaj Magotra (KAS)
(First Appellate Authority),
Commissioner,
Municipal Corporation, Jammu

No. JMC/RTI/Appeals/6/
Dated: 3/12/2018
Copy to the:-

01. Secretary (Nodal Officer) JMC, for inf & n/a.
02. Sr. Town Planner, JMC, for inf & n/a.
03. Surinder Kumar R/o Opp. House No. 371, sector-3 Channi Himmat Housing Colony, Jammu.
04. Incharge Website for uploading



Govt. of Jammu & Kashmir
Jammu Municipal Corporation

Subject: 1st Appeal under J&K RTI Act 2009.
Appellant: Sh. Mohd. Sadiq Poswal (Not Present)
Respondent: PIOs, Municipal Corporation, Jammu

ORDER

Whereas, Sh. Mohd. Sadiq Poswal C-3 Vill. Enclave East Extn. 1/C Trikuta Nagar, Jammu filed 1st Appeal before the First Appellate Authority (FAA) Jammu Municipal Corporation seeking the following information:

1. Detail of cess deposited by Royal Nest-II and Royal Nest Chandan situated at Trikuta Nagar and Channi Himmat Jammu.
2. Detail of commencement and completion of above said projects.
3. Copy of Notice issued to above projects owners for recovery of cess amount dues if any.

Whereas after notice to the parties in appeal, the matter was taken up for hearing on 22.12.2018.

Whereas the concerned PIO (JMC) was present and appellant has chosen not to attend the proceedings.

In view of the above, 1st appeal under RTI Act is disposed of with the directions that Sr. Town Planner PIO / Building Officers, (concerned) JMC shall ensure that available information is provided to the appellant, if already not provided.

In terms of orders referred supra, appeal stands disposed of accordingly.


Pankaj Magotra (KAS)
(First Appellate Authority),
Commissioner,
Municipal Corporation, Jammu

28H/6752-55
**No. JMC/RTI/Appeals/5/
Dated: 3 12/2018
Copy to the:-**

01. Secretary (Nodal Officer) JMC, for inf & n/a.
02. Sr. Town Planner, JMC, for inf & n/a.
03. Surinder Kumar R/o Opp. House No. 371, sector-3 Channi Himmat Housing Colony, Jammu.
04. Incharge Website for uploading.



Govt. of Jammu & Kashmir
Jammu Municipal Corporation

Subject: 1st Appeal under J&K RTI Act 2009.
Appellant: Sh. Mohd. Sadiq Poswal (Not Present)
Respondent: PIOs, Municipal Corporation, Jammu

ORDER

Whereas, Sh. Mohd. Sadiq Poswal C-3 Vill. Enclave East Extn. 1/C Trikuta Nagar, Jammu filed 1st Appeal before the First Appellate Authority (FAA) Jammu Municipal Corporation seeking the following information:

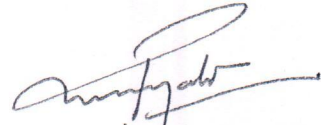
1. Details of cess deposited by below given projects:-
 - (i) G.S Malls Pvt Ltd. Wave Mall of Jammu.
 - (ii) Auquafs Pallika Bazar by Gallon India Pvt. Ltd.
 - (iii) K.C Groups Hotel Ramada.
 - (iv) Palm Island at Canal Road Jammu.
 - (v) Hotel Fortune Rivera, Jammu.
2. Details of commencement and completion of above mention projects along with total cost of projects.
3. What criteria considered at the time of taking the cess by them assessing officer.
4. Copy of letter/ Notice issued to above mention projects for recovery of Cess amount due if any.
5. Name of the assessing officers with designation at the time of taking cess from above give projects with year wise details.
6. Copy of Notice served to different construction companies for recovery of cess amount dues from 2014 to Sep. 2018.
7. Details of cess deposited by recently approved projects by Future Housing Infra Pvt. Ltd. builder owned by Anil Kumar Kapahi and others with detail of total cost of Project.

Whereas after notice to the parties in appeal, the matter was taken up for hearing on 22.12.2018.

Whereas the concerned PIO (JMC) was present and appellant has chosen not to attend the proceedings.

In view of the above, 1st appeal under RTI Act is disposed of with the directions that PIO Sr. Town Planner, Chief Enforcement Officer and Enforcement Officer concerned shall ensure that available information is provided to the appellant, if already not provided.

In terms of orders referred supra, appeal stands disposed of accordingly.



Pankaj Magotra (KAS)
(First Appellate Authority),
Commissioner,
Municipal Corporation, Jammu

28/11/6774-78

No. JMC/RTI/Appeals/4/

Dated: 4/12/2018

Copy to the:-

01. Chief Enforcement Officer, (CEO) JMC, for inf & n/a.
02. Sr. Town Planner, JMC, for inf & n/a.
03. Enforcement Officer, (CEO) JMC, for inf & n/a
04. Surinder Kumar R/o Opp. House No. 371, sector-3 Channi Himmat Housing Colony, Jammu.
05. Incharge Website for uploading.



Govt. of Jammu & Kashmir
Jammu Municipal Corporation

Subject: 1st Appeal under J&K RTI Act 2009.
Appellant: Sh. Balwant Singh (Present)
Respondent: PIOs, Municipal Corporation, Jammu

ORDER

Whereas, Sh. Balwant Singh S/o. Sh. Bhuri Singh R/o. 44-A Dhok Paloura, Jammu, filed 1st Appeal before the First Appellate Authority (FAA) Jammu Municipal Corporation seeking the following information:

1. Kindly provide a Xerox copy of Objections filed in the Hon'ble Special Tribunal titled Naresh Abrol S/o Sh. Mast Ram Abrol and Sansar Singh S/o Sh. Milkhi Singh dated 25.11.2013.
2. Kindly provide the BOCA orders of 09.09.2006 passed in favour of Sh. Naresh Abrol S/o Mast Ram.
3. Kindly provide the copy of decisions pertaining to letter No. JMC/S/RTI/3002 dated 15.04.2014.

Whereas after notice to the parties in appeal, the matter was taken up for hearing on 22.12.2018.

Whereas the concerned PIOs (JMC) were present and appellant was also present and heard personally by the FAA.

Whereas, the records were examined, and it was submitted by the appellant that information asked for has not been provided till date.

Whereas, PIO Sr. Town Planner intimated that information pertaining to building section has already been provided.

In view of the above, 1st appeal under RTI Act is disposed of with the direction to Chief Enforcement Officer and Sr. Town Planner PIO to provide the pending information to appellant within 10 days from the date of passing this order.

In terms of orders referred supra, appeal stands disposed of accordingly.


Pankaj Magotra (KAS)

(First Appellate Authority),
Commissioner,
Municipal Corporation, Jammu

No. JMC/RTI/Appeals/8/ *estd/* **6765-69**

Dated: 3/12/2018

Copy to the:- 01

01. Secretary (Nodal Officer) JMC, for inf & n
02. Chief Enforcement Officer, (CEO) JMC, for inf & n/a.
03. Sr. Town Planner, JMC, for inf & n/a.
04. Surinder Kumar R/o Opp. House No. 371, sector-3 Channi Himmat Housing Colony, Jammu.
05. Incharge Website for uploading.



Govt. of Jammu & Kashmir
Jammu Municipal Corporation

Subject: 1st Appeal under J&K RTI Act 2009.
Appellant: Sh. Radha Krishan (Present)
Respondent: PIOs, Municipal Corporation, Jammu

ORDER

Whereas, Sh. Radha Krishan S/o. Sh. Mulkh Raj R/o. L.No. 27 H.No. 103 Rajpura Mangotrian, Jammu, filed 1st Appeal before the First Appellate Authority (FAA) Jammu Municipal Corporation seeking the following information:

1. Revenue record of the land over which one Ashok Mangotra (Pujari) has constructed the building situated at adjacent to Geeta Bhawan, Jammu and site plan of the said building.
2. Permission for construction of Building.

Whereas after notice to the parties in appeal, the matter was taken up for hearing on 22.12.2018.

Whereas the concerned PIO (JMC) was present and appellant was also present and heard personally by the FAA.

Whereas, the records were examined, and it was submitted by the appellant that information asked for has not been provided till date.

Whereas, PIO Sr. Town Planner refuted the claim of appellant and intimated that information has already been provided.

In view of the above, 1st appeal under RTI Act is disposed of with the direction to Sr. Town Planner PIO to again provide the available information to appellant within 10 days from the date of passing this order.

In terms of orders referred supra, appeal stands disposed of accordingly.


Pankaj Magotra (KAS)

(First Appellate Authority),
Commissioner,
Municipal Corporation, Jammu

estd/6742-46
No. JMC/RTI/Appeals/9/

Dated: 3/12/2018

Copy to the:-

01. Secretary (Nodal Officer) JMC, for inf & n/a.
02. Sr. Town Planner, JMC, for inf & n/a.
03. Surinder Kumar R/o Opp. House No. 371, sector-3 Channi Himmat Housing Colony, Jammu.
04. Incharge Website for uploading.