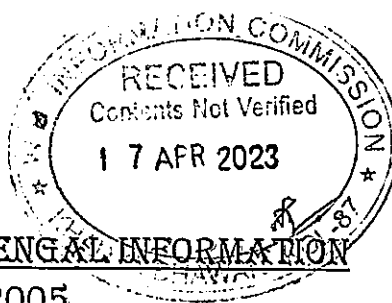


1173/(A)
17/04/2023

1



FORMAT FOR FILING 2ND APPEAL BEFORE WEST BENGAL INFORMATION
COMMISSION, U/S 19(3) OF RTI ACT, 2005

VIDE CIRCULAR NO. 3008-WBIC/ADMIN-05/18 DATED 20.08.2019

1. Name of the Appellant: **MD. RAHIM WARIS, Advocate**
2. Complete postal address: **29/H/9, Linton Street,**
(Attach self attested copy of one address **(near Bail Masjid)**
proof document Viz. Bank Pass Book, EPIC, **Kolkata 700014**
PAN, Driving Licence, Passport, Aadhar Card etc.)
3. (A) Contact no. **7003218326/9748797335**
(b) Email Id; **9748rahim@gamil.com**
- 4) (a) Date of filing of application for information under RTI Act. **2/11/2022.**
(A self attested copy of RTI application attached herewith by self attested.)
(b) Whether application fee paid: **YES**
(i) If yes, mode of payment: **Court Fees of Rs. 10.**
(ii) If no, self attested photocopy of relevant
certificate issued by the competent authority should be attached. **N/A**
- 5) Name of State Public Information Officer/State
Assistant Public Information Officer to whom
the application was made and address:
The Executive Engineer (Building), Department,
State Public Information Officer (Building) (H/Q),
C.M.O Buildings, Kolkata Municipal Corporation,
5, S.N. Banerjee Road, Kolkata - 700013.
- (a) Whether RTI petition is transferred to another
SPIO u/s 6(3) of the RTI Act. 2005. **NO**
If yes, name & address of such authority
(please attach copy of transfer memo as above)
- 6) Gist of the information sought for:
Particulars of Information: sought in the RTI Application dated
02.11.2022
a) Concerned Department/ Section :Director General (Building)
b) Particulars of Information required :
(i) What action has been taken till date against the illegal
construction of additional 2 storied structure constructed over
the original G+2 storied building standing at premises no. 9/3/1B,

bc

Tanti Bagan Lane, P.S. Beniapukur, Borough VI, Ward no. 60 Kolkata 700014 since the year 2000 till this date?.

(ii) Have any demolition proceeding for demolishing the additional 2 storied structure constructed illegally over the original G+2 storied building standing at premises no. 9/3/1b, Tanti Bagan Lane, P.S. Beniapukur, Borough VI, Ward no. 60 Kolkata 700014 since the year 2000 till this date?.

(iii) Please provide the action taken report in-connection with illegal construction of the additional 2 floor at premises no. 9/3/1b, Tanti Bagan Lane, P.S. Beniapukur, Borough VI, Ward no. 60 Kolkata 700014?

(iv) Furnishing the copy of action taken report of illegal construction of the additional 2 floor at premises no. 9/3/1b, Tanti Bagan Lane, P.S. Beniapukur, Borough VI, Ward no. 60 Kolkata 700014?

c) I am ready to pay the charges, if any, required for issuing the Certified copies of the documents as requested in my application as per law.

7) Have you received any response/information ?

If so, attach a self-attested copy of the same.

No Reply

8) Date of filing 1st appeal:

8/12/2022

(A self attested copy of 1st appeal Qing with proof of submission of the same should attached).

9) Authority to whom the first appeal was made with address.

The Appellate Authority

(RTI Building Borough VI), K.M.C.

Dy. Ch. Engineer (B) North,

Kolkata Municipal Corporation,

CMO Building, Personnel Department,

1st Floor, 5, S. N. Banerjee Road, Kolkata - 700 013

10) Decision of the 1st Appeal Authority, if any,

Including number and date of the order;

(A self-attested photocopy of the order of the 1st Appeal Authority should be attached).

No Reply Within Statutory Period

11) Grounds for 2nd appeal and the relief sought (specify)

Prayers or Relief Sought :

a) Fate of application dated Wednesday, November 2, 2022 written by Appellant addressed to The Executive Engineer (Borough - VI), & State Public Information Officer (Building) (H/Q), CMO Building, Kolkata Municipal Corporation, 5, S.N. Banerjee Road, Kolkata 700013 as

well as application dated Thursday, December 8, 2022 written by Appellant addressed to The Appellate Authority, (RTI Building Borough VI), K.M.C., Dy. Ch. Engineer (B) North, Kolkata Municipal Corporation, CMO Building, Personnel Department, 1st Floor, 5, S. N. Banerjee Road, Kolkata – 700 013;

b) Action taken till date pursuant to the complaint of the Appellant.

c) Furnishing of Xerox certified copies of documents and papers in connection with the outcome of the said RTI Application.

And

d) Other reliefs along with Penalty/ Compensation for delay as per law.

e). Grounds for the Prayer or Relief: Lapse of Statutory time limit.

12) If 2nd Appeal is filed after 90 days from the date on which decision of the 1st Appeal Authority was received or after 135 days from the date of filing of the 1st Appeal, explain the reasons for the delay along with supporting documents.

Within Time

I, Md. Rahim Waris, son of Md. Mansoor Alam Warsi, aged about 36 years, being an Indian Citizen, do hereby solemnly affirm that the statements made herein are true to my knowledge base on records and the rest are my submissions to the Hon'ble West Bengal Information Commission.

I also declare that this matter is not previously filed with this Commission nor is pending with any Court or Tribunal or Authority.

Place: Kolkata

Date: 17/04/23


Signature of the Appellant

Md. Rahim Waris, Advocate
(Name of the Appellant)

17/4/23

List of documents enclosed herewith:- .

- a) Self attested copy of address proof document.
- b) Self attested copy of RTI application;
- c) Self attested photocopy of proof of RTI fee payment or of BPI Status;
- d) Self attested copy of 1st appeal;
- e) 2nd appeal in the format as above.
- f) Any other documents in support of the 2nd appeal.

NOTE:

- 1) 2nd appeal is liable to be rejected if submitted without proper documents.
- 2) Separate 2nd appeal has to be filed in respect of each RTI application.

D. KARIM WARSI,

ADVOCATE

MOB : 9903060269

Email: ms786karimwarsi@gmail.com

MD. RAHIM WARIS,

ADVOCATE

MOB : 9748797335

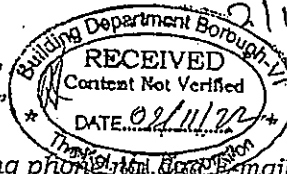
Email: 9748rahim@gmail.com

HIGH COURT, CALCUTTA,
BAR ASSOCIATION, ROOM NO.3

APPLICATION UNDER SECTION 6(1) OF THE RTI ACT, 2005.

To.

The Executive Engineer (Building), Department,
State Public Information Officer (Building) (H/O),
C.M.O Buildings, Kolkata Municipal Corporation,
5, S.N. Banerjee Road, Kolkata - 700013.



1. Name and Address of the Applicant including phone no. and e-mail Id:
MD. RAHIM WARIS, Advocate, High Court, Calcutta, Bar Association,
Room No.3, MOB: 9748797335/7003218326,
Email: 9748rahim@gmail.com

2. Particulars of Information:

a) Concerned Department/ Section : Director General (Building)

b) Particulars of Information required :

(i) What action has been taken till date against the illegal construction of additional 2 storied structure constructed over the original G+2 storied building standing at premises no. 9/3/1b, Tanti Bagan Lane, P.S. Beniapukur, Borough VI, Ward no. 60 Kolkata 700014 since the year 2000 till this date?

(ii) Have any demolition proceeding for demolishing the additional 2 storied structure constructed illegally over the original G+2 storied building standing at premises no. 9/3/1b, Tanti Bagan Lane, P.S. Beniapukur, Borough VI, Ward no. 60 Kolkata 700014 since the year 2000 till this date?

(iii) Please provide the action taken report in-connection with illegal construction of the additional 2 floor at premises no. 9/3/1b, Tanti Bagan Lane, P.S. Beniapukur, Borough VI, Ward no. 60 Kolkata 700014?

(iv) Furnishing the copy of action taken report of illegal construction of the additional 2 floor at premises no. 9/3/1b, Tanti Bagan Lane, P.S. Beniapukur, Borough VI, Ward no. 60 Kolkata 700014?

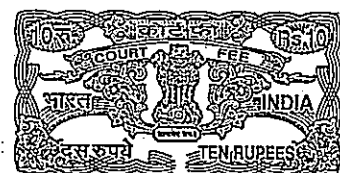
c) I am ready to pay the charges, if any, required for issuing the Certified copies of the documents as requested in my application as per law.

3. I state that the information sought does not fall within the restrictions contained in sections 8 & 9 of the Act and to the best of my knowledge it pertains to your office.

4. Application fee of Rs. 10/- by way of Court fees of Rs. 10/- is affixed herewith and further fees, if any, shall be paid as required under Law.

Md. Rahim Waris
(MD. RAHIM WARIS), 2/11/22
Advocate.

Signature and Name of the Applicant.



Residence: 29/4t/9, Linton Street, (Near Bel Masjid), Kolkata - 700014.

Email: ms786karimwarsi@gmail.com

MD. KARIM WARSI,

ADVOCATE

MOB: 9903060269

Email: ms786karimwarsi@gmail.com

MD. RAHIM WARIS

ADVOCATE

MOB: 9748797335

Email: 9748rahim@gmail.com

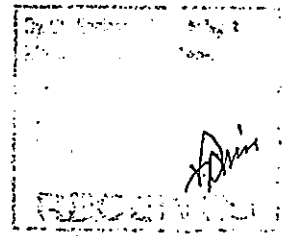
HIGH COURT, CALCUTTA,
BAR ASSOCIATION, ROOM NO.3

BY HAND/SPEED POST/EMAIL.

APPEAL UNDER SECTION 19(1) OF THE RTI ACT, 2005 BEFORE THE FIRST
APPELLATE AUTHORITY.

To,

The Appellate Authority
(RTI Building Borough VI), K.M.C.
Dy. Ch. Engineer (B) North,
Kolkata Municipal Corporation,
CMO Building, Personnel Department,
1st Floor, 5, S. N. Banerjee Road, Kolkata - 700 013.



1. Name and Address of the Appellant including phone no. and E-mail Id:
MD. RAHIM WARIS, Advocate, High Court, Calcutta, Bar Association,
Room No.3, MOB: 9748797335, Email: 9748rahim@gmail.com.

2. (a) Name and Address of the SPIO against the decision of whom the appeal is preferred: The Executive Engineer (Borough - VI), & State Public Information Officer (Building) (H/O), CMO Building, Kolkata Municipal Corporation, 5, S.N. Banerjee Road, Kolkata 700013;

(b) Date of filing of Application along with the copy of the RTI application on which appeal is made: Wednesday, November 2, 2022;

(c) Date of order of the SPIO: no order till date.

8. (d) Date of receipt of the order by the Applicant/Date of deemed refusal: 8/12/2022.

(e) Particulars of deposition of the fee: Court Fees of Rs. 10/- affixed with the Application dated Wednesday, November 2, 2022.

3. Brief facts leading to the appeal: No further response and/or information furnished to the Appellant within the time specified under section 7 of RTI Act 2005.

Residence: 29/H/9, Jinton Street, (Near Bel Masjid), Kolkata - 700014.
Email: ms786karimwarsi@gmail.com

ADVOCATE
MOB : 9908060269
Email: ms786karimwarsi@gmail.com

ADVOCATE
MOB: 9748797335
Email: 9748rahim@gmail.com

HIGH COURT, CALCUTTA,
BAR ASSOCIATION, ROOM NO.3

2

4. Prayers or Relief Sought :

a) Fate of application dated Wednesday, November 2, 2022 written by Appellant addressed to The Executive Engineer (Borough - VI), & State Public Information Officer (Building) (H/Q), CMO Building, Kolkata Municipal Corporation, 5, S.N. Banerjee Road, Kolkata 700013;

b) Action taken till date pursuant to the complaint of the Appellant.

c) *Furnishing of Xerox certified copies of documents and papers in connection with the outcome of the said RTI Application.*

And

d) Other reliefs along with Penalty/ Compensation for delay as per law.

5. Grounds for the Prayer or Relief: Lapse of Statutory time limit.

6. List of enclosures, if any: Xerox copies of application dated Wednesday, November 2, 2022 received by The Executive Engineer (Borough - VI), & State Public Information Officer (Building) (H/O), CMO Building, Kolkata Municipal Corporation, 5, S.N. Banerjee Road, Kolkata 700013.

VERIFICATION

I, MD. RAHIM WARIS, verify that the contents of the above appeal filed by me are true to the best of my knowledge and belief.

8. Verified today the ~~Signature~~ ^{Signature}, December, 8, 2022.

Thursday

(MD. RAHIM WARIS).

Advocate

Signature and Name of the Appellant

Residence: 29/H/9, Pinton Street, (Near Bel Masjid), Kolkata - 700014.

Email: ms786karimwarsi@gmail.com



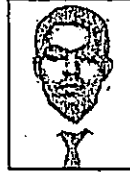
BAR COUNCIL OF WEST BENGAL

(A body constituted under the Advocate Act, 1961)
2 & 3, Kiran-Sankar Ray Road, City Civil Court Building, 7th FL, Kol-700 001
Phone : 2248-8956, 2248-7233, 2230-5771, Tele Fax : 2248-7233
E-mail : westbengalbarcouncil@gmail.com
Website : www.wbbarcouncil.org

IDENTITY CARD

NAME : MD RAHIM WARIS, Advocate

Father's/Husband's Name: Late Md Mansoor Alam Waris



Shyamal Ghatak
(SHYAMAL GHATAK)
Chairman Executive Committee

Ashok Kumar Deb
(ASHOK KUMAR DEB)
Chairman

Card No. E-5528

Address Recorded on the Roll: 29/H/9, Linton Street (Near Bel Masjid), Kolkata-700 014

Present Address: DO

Enrolment No. FI: 2167 of 2019

Dated: 20.02.2020 Date of Birth: 22.03.1986

Date: 28.02.2020

NB : Valid till WB No. is not assigned

MM
Secretary / Assistant Secretary

Md. Rahim Waris
17/4/20