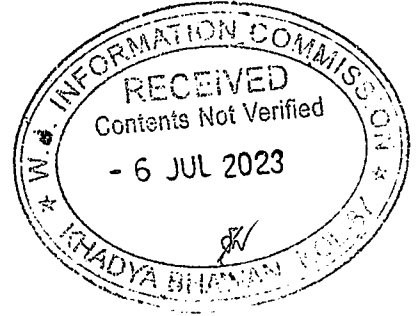


2316/CA)
06/07/2023

SECOND APPEAL

To

Chief Information Commissioner
State Information Commission
West Bengal, 11A Mirza Ghalib Street
Khadya Bhavan Kolkata 700 087



Subject : RTI Second Appeal against S.P.I.O & F.A.A

Note : Request before information Commission .In my RTI application **SECOND APPEAL** if any section if required , needed it should be added with my RTI Second Appeal because a common citizen In - person I have less knowledge about RTI section .So in the interest of Justice it should be considered my humble submission before information Commission.

Name and address of Appealant: Ajay Kumar Bagaria / J.F6/1 Aswini Nagar Baguihati Kolkata 700 059 (98306 94023 / mail = ajay bagaria84@gmail).Com

Date of RTI application : 07.02.2023

Name and address of S.P.I.O : Assessor collector (North) S.P. I.O Assessment Collection (North) Department , 2 nd Floor ,Hogg Building ,1 Hogg Street Kolkata 700 087 .

Gist of Information Sought :

The appellant ask two information under RTI act .

Point No 1: How many K.M.C property tax Assessee Holder as Occupier and Owner got waiver of interest in property tax from K.M.C department from period 2009 to till February 2023 last fourteen years details appellant ask each year details seperately according to this point .

Point No 2 : How many K.M.C Assessee holder as Occupier and Owner got how much maximum and minimum % of waiver of interest in property tax bill from K.M.C department from period 2009 to February 2023 last fourteen years details appellant ask each year details seperately regards this second point also.

Have you received any response / Information from S.P.I.O :

Reply received from S.P.I.O Date 11.03.2023 .

Memo No RTI / 481 / 2022 -- 2023

S P.I.O deny to give RTI information for personal gain ,unsatisfactory answer.

Date of filing first Appeal to F.A.A : Date 22.03.2023

Name and address of F.A.A. :

Chief Manager Revenue (North) and F.A.A K.M.C
C.M.O Building Room No 119
1st Floor 5 S .N Banerjee Road
Kolkata 700 013

A
W

Decision of F.A A in any including No and Date if any Order :

Unsatisfactory Response / no order received F.A.A

Ground of Second Appeal and Relief Sought :

K.M C is a local statutory authority and K.M.C act is not a personal property of any K.M.C public authority .The information I ask this information is a general daily routine information and this K.M.C department is bound to kept in record.K.M.C statutory authority introduce whatever scheme / benefit it's total data this authority is bind to kept to maintain in record in register book as per K M.C act 1980.

Suppose if every year waiver of interest or any scheme is launched by KM.C or its benefit is to be given to No of Occupier or Owner there minimum and maximum % and the No of % person got this benefit this all information this K.M.C authority is bind to kept in register book record each month wise and year wise seperately .If this record RTI information is not available in department than it is very serious issue that big corruption is going on in K.M.C department .The information I ask it is not in record it is impossible to digest .

Relief Sought

Please take deciplinary action why RTI application information not disclose to applicant's and imposed monetary fine and also direct him to to supply the information immediately without delay .

I humble request to pass the order to the said department to supply honestly full information vas ask in RTI application information and also request to information commission vto take action vs S.P.I.O and F A A department vhead and imposed monetary fine and take diciplinary action against them for hiding information.

AJAY KUMAR BAGARIA son of late Sushil Kumar Bagaria aged about 44 years an indian Citizen do hereby solemnly affirmed that the statements made herein are true to my knowledge based on record and rest are my submission to Hon'ble west bengal information Commission.

Date. : 5/7/23

Ajay Kumar Bagaria
Signature of the Appellant
AJAY KUMAR BAGARIA
J.F.6/1 Aswini Nagar Baguihati
Kolkata 700 059

Index of self Attested

9830694023
ajaybagaria84@gmail.com

Documents Attached

Copy of RTI application

Copy of S.P.I.O order

Copy of first Appeal to F.A.A .

To
Assessor collector (North) & S.P.I.O
Kolkata Municipal Corporation
2 nd Floor ,Hogg Building ,1 Hogg Street
Kolkata 700 087

Respected Sir,

Please provide me information under RTI act, how many Kolkata municipal corporation property tax Assessee holder as occupier as owner get waiver of interest in property tax from k.m.c department and also how many minimum and maximum percentage they get waiver of interest in property tax from your k.m.c department from Last 14 years from 2009 to till 2023 till date of this letter.
Give details each year separately .

In the circumstances I made request you to furnish the requested RTI application information immediately .

Thanking you.

Yours faithfully

Ajay Kumar Bagaria

$$7/2/21$$

Postel order: 27F352660

અવધાન COUNTERFOIL

इसे काड़कर प्रेषक अपने पास रख ले
To be detached and kept
by the Sender.

पोस्टल आर्डर

रुपए 10.00Rs.
POSTAL ORDER

कितने अदा करना
To whom payable Office

किस डाकघर में
At what Office L.M.C.

क्या इसे प्राप्त किया है
Whether crossed _____

जेम्स की तारीख 30/1/23
Date start

27F 352660



THE KOLKATA MUNICIPAL CORPORATION
Office of ASSESSOR-COLLECTOR (NORTH),
2nd Floor, Hogg Building, 1 Hogg Street,
Kolkata 700 087

Memo No.: RTI/481/2022-23

Date: 11.03.2023

To,
Ajay Kumar Bagaria,
J F.6/1, Aswani Nagar,
Baguihati, Kolkata - 700059.

Sub.: Information sought vide RTI application no. 481/2022-23, under the Right to Information Act, 2005, read with West Bengal Right to Information Rules, 2006.


Sir,

With reference to your RTI application dttd 07/02/2023, received on 08/02/2023 by the Assessment-Collection (North) Department vide RTI No. 481/2022-23, as per available records, the information is as under:

- The information related to the number of Kolkata Municipal Corporation property tax assessee holder as occupier as owner got waiver of interest in property tax from KMC department is not available with this department.

As per proviso of section 217 sub-section 6 of Kolkata Municipal Corporation Act, 1980 (as amended time to time), Waiver of interest on the outstanding property tax may be considered to the extent of maximum 50%. But specific number regarding waiver of interest in property tax allowed by Kolkata Municipal Corporation with minimum and maximum percentage from 2009 to 13th February 2023 is not available with this department.

Yours faithfully,


11-03-23

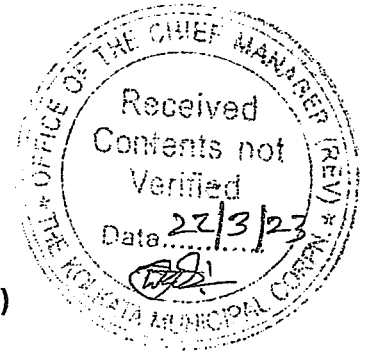
Assessor-Collector (North) & S.P.I.O.
Assessment-Collection (North) Department

Assessor-Collector (North)
The Kolkata Municipal Corporation

N.B.: If you are aggrieved with this reply, you may file an appeal under section 19 of Right to Information Act, 2005 to 1st Appellate Authority & Chief Manager Revenue (N), KMC, Central Municipal Office Building, Room No. 119, 1st Floor, 5, S. N. Banerjee Road, Kolkata- 700 013 within one month from the date of receipt of this letter.

Recd
17-03-2023

Date 22-03-2023



To
Chief Manager Revenue (North)
& First Appellate Authority
Kolkata Municipal Corporation
C.M.O Building , Room No 119
1st Floor , 5 S N Banerjee Road
Kolkata 700013

Subject : (First Appeal to First Appellate Authority)

Respected Sir,

F.A.A till date I not received my request RTI subject matter application information.

F.A.A I done RTI application dated 7/2/2023 and ask two information under RTI act point No 1: How many Kolkata municipal corporation property tax Assesse holder as occupier as owner got waiver of interest in property tax from Kolkata municipal corporation department from period 2009 to till February 2023 last fourteen years details I ask each year seperately. according to this point.

Point No 2 : Kolkata Municipal Corporation Assessee Holder as Owner or Occupier got how much minimum and maximum percentage of waiver of interest in property tax from Kolkata municipal corporation department from from period 2009 to February 2023 last fourteen years details I ask each year seperately regards this second point also.

F.A.A , assessor collector North & S.P.I.O send his reply in connection to my RTI application and mentioned in his reply letter that both the information is not available with this department.

F.A.A I am very surprised after reading reply letter of S.P.I.O that information I ask is not available to this department. F.A.A how can it is possible .F.A.A the information I ask it is not personal information of any body it is general daily routine information that this department is bound to be kept in record, if this information is not available to this department than it is very serious issue how can it is possible the information I ask not in records it is impossible to digest. .F.A.A k.m.c is a local Authority and K.M.C is not a personal property of any public servant, F.A.A whatever scheme / benifit k m c local Authority introduce there total data should be already stored in record . Supposed If every year waiver of interest or any scheme is launched by k m c or is to be given to no of occupier or owner there minimum and maximum percentage and the no of percentage person got this benefit is already mentioned in record each month wise and year wise in record it is necessary to as per constitution of India Municipal Act or west bengal municipal act to record every data in Municipal register.

F.A.A only for malafied intention S.P.I.O hiding my RTI subject matter application information. F.A.A if this information is not available to this department means huge golmal as corruption is going on to this department it is very serious issue please take steps to provide me my request RTI subject matter application information iof India this is very serious issue. I need this my RTI application information in any way hiding this public information this k m c public servant is doing crime as part of big corruption.

In the above circumstances I made you once again request to kindly look into the matter and resolve this issue within time.

Copy of RTI & SPIO enclosed with this first appeal.

Thanking you.

Your's faithfully
Ajay Kumar Bagaria
Ajay Kumar Bagaria

J.F 6/1 Aswini Nagar Baguihati
Kolkata 700 059
9830694023