

MUMBAI PORT TRUST

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रेल प्रबंधक का कार्यालय

६, रामजीभाई कमानी मार्ग

बलार्ड इस्टेट, मुंबई - ४०० ००१

Railway Manager's Office,

6, Ramjibhai Kamani Marg,

Ballard Estate, Mumbai - 400 001

No.RM/EY-190/Pt.VI/2020/671

Date : - 5.09.2020

To,

Through Registered AD

Shri Hemant Patil
10, Prahar Residency,
Plot No.63, Gaurav Garden,
Tingare Nagar,
Pune- 411 031.

Dear Sir,

Sub: Information sought under RTI Act, 2005.

Ref: Your RTI application dated Nil.

With reference to above, your RTI application forwarded by Mr. P.A. Johnson, CPIO & Sr. AEM (General Section), Estate Division, Mb.PT was received in Railway Division, Traffic Department on 16.09.2020 to furnish reply.

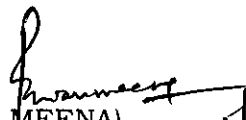
The reply to the information sought is as below:

Information sought	Reply
1. Whether the land belonging to Port Trusts are being encroached in the country? If so, the details.	As far as Railway Division, Traffic Department of Mumbai Port Trust is concerned, the area nearby and in between the tracks (UP & DN main line) from Wadala Flyover Bridge (ROB), Gate No.5, Wadala to Signal RVJ-S-23, Raoli Junction is encroached. During lockdown period encroachment has increased on the same area.

<p>2. The steps taken by the Government to evict the encroachments and protect the land of Port Trusts?</p>	<p>(i)As done previously, Railway Division, Traffic Department issues notice under MbPT General Bye-Law No. 9 to the encroachers given them 12 hours' notice to evict the encroachment. Also, a 'plot detail format' indicating the area & type of encroachment, whether it involves court matter, no. of vehicles & staff required at the time of removal of encroachment etc. is being forwarded to the Chief Security Officer, MbPT requesting to arrange for removal of the unauthorized structures/construction. Then the Chief Security Officer, MbPT arranges for police bandobast from concerned Police Station. Thereafter, encroachment removal programme is carried out in co-ordination with the concerned departments/divisions of MbPT. After removal of encroachment, the area is handed over to the Private Security firm for its protection. Thereafter, a monthly joint inspection of the said area is being carried out and monthly inspection report is being forwarded to the Chief Security Officer, MbPT for further necessary action at his end.</p> <p>(ii) Chairman, MbPT order dated 30/01/2020 regarding safe upkeep of Port land and removal of encroachment from the Port areas, is attached.</p>
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If you are aggrieved by the reply, you may prefer an appeal within 30 days from receipt of this letter to the appellate authority i.e.

Smt. S.G. Patwardhan
Sr. Dy. Secretary & First Appellate Authority
Mumbai Port Trust
Port House, 2nd floor, S.V. Marg
Ballard Estate, Mumbai - 400 001
Email ID :-s.patwardhan@mumbaiport.gov.in
Tel No.-022-66564047.


(P.K. MEENA) 5/10/2020
ASSTT. TRAFFIC MANAGER GR.I &
CPIO, RAILWAY DIVISION
(Contact No.022-66564160)
Mobile No.- 9162971655
E-mail-pk.meena@mumbaiport.gov.in

C.C. : To the Sr. AEM & CPIO(General Section), Estate Division, MbPT for kind information w.r.t. his letter No.EM/RC-218/703 dated 11.09.2020.

वर्क
5/10



अध्यक्ष
CHAIRMAN

मुंबई पोर्ट ट्रस्ट MUMBAI PORT TRUST

[पोत परिवहन मंत्रालय, भारत सरकार]
[Ministry of Shipping, Government of India]

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पोर्ट भवन

Port House

शूरजी वल्लभदास मार्ग

Shoorji Vallabhdas Marg

मुंबई - 400 001

Mumbai - 400 001

ORDER

For safe upkeep of Port land and removal of encroachment from the Port areas, the following directions are issued for compliance by the concerned Port officials :

(i) The HODs from departments having MbPT land in possession to appoint a Nodal Officer who will function as the custodian Estate Officer for management of land under the custody of that department. The Estate Division to have 4 custodian Estate Officers one for each of the 4 Zones.

(ii) Railway Manager to identify the defunct railway lines as also the railway lines, which are not required for port operations and handover the same to the Estate Division along with adjacent land in its possession. Also, the RM to handover land at 'Gadi Adda' above HPCL pipeline which is re-encroached to EM to initiate action for encroachment removal through CSO.

(iii) Traffic Manager, Railway Manager, Chief Mechanical Engineer and all other departments that are in possession of the Port Trust land to assess the requirement of land by the department for operational usage. Such of the areas as are not required by the departments to be handed over to the Estate Division forthwith. The handing over process to be executed by deputing the custodian Estate Officer to the Estate Division along with all the necessary records and other details viz. of the pending litigations, court orders, etc.

(iv) The areas identified to be required by the department for operations to remain under the control of the department, which will monitor the safe keeping of the area by deploying patrolling squad to ensure that the land is not encroached. In case, if the patrolling squad of the department notice any encroachment, the custodian Estate Officer will initiate immediate action of issuing notice to the encroacher under the PPE Act and take measures for removal of encroachment. Where it is considered necessary to supplement the departmental efforts to remove the encroachers from the land parcel, assistance of the Chief Security Officer to be requisitioned by the concerned custodian Estate Officer.

Copy to : SMO

SMO

MXR/Controller

: 2 :

- (v) Chief Engineer to finalize the rate contract for JCB, Trucks and other equipment required to be hired for execution of Encroachment Removal.
- (vi) The decision for construction of boundary wall, fixing of CCTV and deployment of watch and ward staff on the plots that are handed over by the departments to the Estate Division to be taken by the Estate Division and executed by the Civil Engineering department and Security Division jointly in consultation with Estate. The information about such plots to be communicated to the Adviser, Civil Engineering Department for inclusion of the area in Land Development Plan.
- (vii) The Chief Security Officer to be provided with a vehicle and manpower (8 MSSC guards) by the GAD to carry out continuous patrolling of Port area to prevent encroachment. Wherever encroachment is noticed, the Chief Security Officer will initiate action for removal of encroachment from the port land directly in discussion/coordination with the custodian Estate Officer of the concerned department and separate prior approval of the Deputy Chairman or Chairman will not be necessary for the same.
- (viii) If CSO's patrolling squad spots any encroachment on the land belonging to any department, the CSO will immediately contact the custodian Estate Officer of that department and take on the spot decision for removal of this encroachment in consultation with the custodian Estate Officer.
- (ix) If the custodian Estate Officer fails to notice the encroachment in his area and the same is spotted by the patrolling squad of the CSO, the custodian Estate Officer will be held responsible for negligence of duty of safe upkeep of the land belonging to the department and will be liable for penalty. The HoD of the concerned department will be levied a personal penalty of Rs. 5000/- in such a case.
- (x) The Estate Division, in consultation with the Adviser, CE's Department to identify a plot with boundary wall and gate for safe keeping of the material confiscated in the process of encroachment removal.
- (xi) GAD to make provision of 2 Clerks to be deputed at the above plot to keep a tally of the confiscated material brought to the Plot, calculation of charges leviable for release of the material and issue of delivery challans against payment for release of material. CSO to prepare a detailed plan for this purpose.

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: 3 :

- (xii) Chief Security Officer to identify the encroachments that have come up in the year 2013, 2014, 2015 and 2016 with the help of GIS and prepare an Encroachment Removal Plan to remove the encroachment starting from the year 2016 to 2013 i.e. last in first out.
- (xiii) The Estate Division to prepare and submit an Action Plan for monitoring and removal of unauthorized construction existing on the land in possession of the Estate Division.
- (xiv) Senior Welfare Officer, Shri Ruffi Qureshi to get the CCTV cameras of appropriate vision installed in MbPT colonies for monitoring.

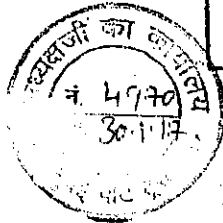
These directions will take immediate effect and will supersede all the earlier directions in this regard.

**M B P T. RAILWAY
MANAGER'S OFFICE
MUMBAI - 01.**

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31 JAN 2017

एम. बी. पी. टी. रेलवे प्रबंधक का
कार्यालय, मुंबई - ०१.


CHAIRMAN 30/1



HOD (CE/CME/TM / DC/Secy/CMO/FA)

CSO

EM

RM

Shri Qureshi

By Chairman

OSD