Date: 16.8.23

376 / Addl MC WS /meeting dt. 14.8.23 / action on illegal operating food truck / Sadguru food truck folder and file

To,

**Some of Addl MC of BMC and elected representatives promote illegal acts and do not take action against DMC and Asst Comm. Hence, Addl MC who fail to discharge duty by protecting such non-performing DMC’s and Asst Comm’s shall be the main accused in destruction of Mumbai.**

1. Mr. Sudhakar Shinde, Addl MC WS
2. DMC zone 1
3. Dmc zone 2
4. All Asst Comm from ward A to GS
5. **Vigilance dept (you cannot off shoulder your responsibility on wrongful grounds that you act selectively only on the directions of Addl MC who mostly fail to discharge their duty by protecting the corrupt and non performing officers). If that is case, please close down the vigilance department and save tax payer money as you are not paid salary by MC and / or Addl MC. Unfortunate in one of the Most corrupt / non performing institutions, where citizens have to move the Courts, this vigilance department could not find a single corrupt & non performing BMC staff in last 5 years.) Shame on vigilance department.**
6. CFO Fire brigade (**your firemen have experienced that your vehicle does not pass through when there is BEST bus or even a tempo coming from opposite side and thereafter both drivers have to take lots of pain to pass through. However, BMC is out destroying the ward by allowing illegal obstruction and encroachment on road and footpath**
7. **Elected representatives**: It is unfortunate that Addl MC and elected representatives utterly fail to discharge their duties and are unable to see blatant violations on road and across city thereby promote the illegal activities.

**kind attention legal dept: MR. SONAVANE**

**Cc to take action against these officers who promote trucks carrying out food and other businesses thereby illegal encroach on road and subsequently on footpath.**

Hon. Speaker Mr. Rahul Narvekar

Hon. Minister Mangal Prabaht Lodha

Hon. Minister D V Kesarkar

Hon. MLA Rais Shaikh

Jt. CP Traffic **( it is your duty to object to such illegal obstruction on road and footpath)**

Addl CP traffic

DCP traffic

**SUB: our meeting today i.e. 14.8.23 around 4.30 pm wherein I complained against DMC and Asst Comm who are protecting illegal food trucks**

**I. Illegal practices and violations of RTI act by PIO & FAA**

**II. No action and protection given by BMC Asst Comm to illegal food trucks carrying out business without necessary permissions and thereby causing obstruction and encroachment on road as well creating unhygienic condition in the surrounding against the provision of law.**

**Reg: you directed me to again remind the DMC and Asst Comm and if they fail to contact you to initiate disciplinary action against these DMC’s and Asst Comm’s.**

1. I thank you for giving me a patient hearing on Monday, 14.8.23. In the said meeting you assured to take action in the matter of illegal food trucks operating on road with illegal advertisements of politicians and political party and thereby causing
2. obstruction and encroachment on road
3. creating unhygienic condition in the surrounding
4. disobeying direction of law.
5. Causing nuisance on road
6. Endangering life and limbs of the pedestrian/ citizens/ motorists
7. Violation of circular dt. 14.12.99
8. Promoting illegal encroachment on road footpath and traffic island
9. Promoting unhealthy food for consumption of citizens.
10. Promoting the political parties and politicians by allowing advertising on the illegal food trucks
11. As per law and as per written submission by EHO having office at F south ward it is duty of the local DMC and Asst Commissioner to seize the vehicle and prosecute them under relevant provisions of law.
12. The Zonal DMC and asst Comm are hand in gloves and have willfully failed to take any action which can prevent the misuse and abuse of Food trucks permanently:
13. Filing complaints with local police station to initiate MRTP cases/ Tadipar proceedings / FIR u/s **268, 269, 270, 429, 431, 441 IPC section 102 and 115 C Bombay Police Act.** initiated against the illegal stalls on footpath. (you conduct raids one in blue moon just to create records without permanent solution)
14. **Strict compliance of circular dt. 14.12.99 that no temporary and permanent structure shall be permitted on road and footpath as well traffic islands.**
15. **If the offenders commit offence for third time BMC shall act as per provisions of section 516 AAA, MMC act**
16. **MRTP section 52 & 53 after 2nd action to remove the encroachment / obstruction/ illegal change of user.**
17. **Habitual offenders: Night raids to demolish the illegal structures / crush the goods kept on road footpath and traffic islands as per SC direction that no goods / obstruction shall be allowed between 9 pm to 7 am.**
18. **SEIZURE OF VEHICLES.**
19. **61 (O) MMC act:** the removal of obstructions and projections in or upon streets, bridges and other public spaces**.**
20. **83(1) of MMC act:** every Municipal officer or servant may be reduced, removed, or dismissed for any breach of departmental rules or discipline of for carelessness, unfitness, neglect of duty and other misconduct, by the authority by whom such officer is appointed.
21. **64-C of MMC act**: to dispose the complaint / grievances within 45 days. No excuse can be given by any public servant for not disposing the complaints within 45 days. My complaint is pending since several months.
22. **BMC Circular dt. 20.11.2003:** to remove / dismiss the BMC staff **who promote such illegality**
23. Details of daily fines and prosecution against the illegal encroachers and obstructionist on road using trucks for selling food and other items too.
24. All correspondence and recommendations / objections received from elected representatives in support of food truck and opposing food truck.
25. Norms set for BMC officers to deal with illegal food trucks and other trucks caring out business illegally.
26. All relevant facts published in public domain while taking action against the illegal food trucks and other trucks operating illegally.

Please educate me if my submission is incorrect. My submission is in larger public interest and to stop misuse of power by bureaucrats and public servants causing wrongful loss, injury, hurt, nuisance, theft of public property and endangering life and limbs of the citizens / pedestrians / motorist.

With regards