

OFFICE OF THE COMMISSIONER OF CUSTOMS (EXPORT)
RTI CELL (EXPORT), B-401,
JAWAHAR LAL NEHRU CUSTOM HOUSE,
NHAVA-SHEVA, DIST-RAIGAD, MH - 400 707.

242

RTI MATTER/TIME BOUND

F. No. S/12-RTI-124/2018-19 AM(X)

Date: 15.11.2018

To,

CPIO/Dy. Commissioner of Customs,
RTI (General),
New Custom House,
Ballard Estate, Mumbai-400001.

Sir,

**Sub: RTI Application dated 04.11.2018 filed by Shri Sanjay R. Chauhan
Seeking information under RTI Act, 2005 - reg.**

Please find enclosed herewith the copy of RTI Application dated 04.11.2018 filed by Shri Sanjay R. Chauhan received in this office on 14.11.2018, seeking information under RTI Act, 2005.

It appears that the information sought in the said RTI application pertains to your section. Therefore, under **Section 6(3)** of the **RTI Act, 2005**; it is requested to furnish the requisite information if permissible under the RTI Act, 2005 directly to the applicant under intimation to this office.



Yours faithfully,

A handwritten signature in black ink, appearing to read "Dhirendra Kumar", with the date "15/11/18" written below it.

(DHIRENDRA KUMAR)
DY. COMMISSIONER OF CUSTOMS & CPIO,
NS-GEN., II & IV,
JNCH. NHAVA SHEVA.

Encl: As Above.

Copy to:

Shri Sanjay R. Chauhan,
Royal Park, 1001, Bldg. No. 2B,
Station Road, Opp Nitco Tiles,
Kanjurmarg (East), Mumbai-42.

Issued by speed post on 15/11/18

(EM215879970IN)

(EM215880213IN)



मुख्य सीमाशुल्क आयुक्तकार्यालय, मुंबई अंचल II
OFFICE OF THE CHIEF COMMISSIONER OF CUSTOMS, MUMBAI ZONE II
जवाहरलाल नेहरू सीमाशुल्क भवन, JAWAHARLAL NEHRU CUSTOM HOUSE,
पोस्ट: शेवा, ता.उरण, जिला-रायगड, महाराष्ट्र. POST: SHEVA TAL. URAN, DIST- RAIGAD, MAHARASHTRA-400707.
दूरभाष/Tel No.: 022- 27244736; फ़ैक्स/Fax 022:-27242402 Email:ccu-cusmum2@nic.in

फ.स. S/V-30-Misc-505/2018 CCO M-II (Part-III) / 253 दिनांक : 14.11.2018
RTI/TIME BOUND

To,

1. The Central Public Information Officer,
RTI (Import), JNCH
2. The Central Public Information Officer,
RTI (Export), JNCH

Subject: Application for seeking Information U/S 6 of the RTI ACT, 2005 and payment of prescribed fees - reg.

Sir,

Please find enclosed herewith RTI letter Ref no. SRC/65/2018 dated 04.11.2018 filed by MR. Sanjay R. Chauha, Royal Park, 1001, Bldg No.2B, Station Road, Opp Nitco Tiles, Kanjurmarg (East), Mumbai 42.

The **part information** sought by the RTI applicant also pertains to your office. Hence, the said RTI application is being forwarded under the provision of Section 6(3) of the Right to Information Act, 2005.

It is requested to furnish the requisite information/details pertaining to your office if permissible under the RTI Act, 2005 directly to the applicant under intimation to this office.

Yours faithfully,

(Rahul Kumar)

Asstt. Commissioner of Customs cum CPIO
Chief Commissioner's office
Mumbai Cus Zone-II

Encl: As above.

Copy to:

MR. Sanjay R. Chauha,
Royal Park, 1001, Bldg No.2B,
Station Road, Opp Nitco Tiles,
Kanjurmarg (East), Mumbai 42.

Application for seeking the Information under Right to Information Act, 2005.

Ref no: - SRC/65/2018.

Date: - 04-11-2018.

To,
The CPIO/CPIO,
RTI Cell,
O/o the Chief Commissioner of Customs (Import),
Jawaharlal Nehru Custom House, Tal – Uran, Dist Raigad, Maharashtra 400 707.

Sir,

Sub: Application for seeking Information u/s 6 of the RTI Act, 2005 and payment of prescribed fees reg.

I seek the following information under Section 6 of the Right to Information Act, 2005, and the details of the payment of prescribed fees are given below:-

1. Name and Address of the applicant or the address to which information is to be sent: - Sanjay R Chauhan, Royal Park, 1001, Bldg No.2B, Station Road, Opp. Nitco Tiles, Kanjurmarg (East), Mumbai 42.
2. Gender : Male 3. Mode of payment & details. : IPO/dt. 90 E 429534 11/10/18
RBI A/c, Commissioner of Customs, JNCH, Nhava Sheva,
4. Phone Number & email address : 8097416186 sanjayrchauhan1@gmail.com
5. Details of Information sought: **Please give the information for the below mentioned request.**

- 1) Please provide the information for copy of the letter enclosed written by the Commissioner of Customs Shri. Subhash Agarwal address to the Commissioner Anti Smuggling, has been provided to Mr. Vikki Mukund Ajmera or not by the Chief Commissioner of Customs or Commissioner of Customs, or SIIB office JNCH for submission to Hon'ble Bombay High Court in case No (APPP/1342/2018) filed by Vikki Ajmera.
- 2) Please provide the information the name of the officer & designation, for copy of the letter enclosed written by the Commissioner of Customs Shri. Subhash Agarwal address to the Commissioner Anti Smuggling, provided to Mr. Vikki Mukund Ajmera, by the Jawaharlal Nehru Custom House, for submission to Hon'ble Bombay High Court in case No (APPP/1342/2018) filed by Vikki Ajmera.
- 3) Please provide the information/list details of Mr. Vikki Mukund Ajmera, imported or cleared Cosmetics at JNCH also any goods being detained by CIU or SIIB or any other Custom Department of JNCH since January 2016 to October 2018 imported or cleared by Vikki Ajmera.
- 4) Please provide the information the name of the firm of Mr. Vikki Mukund Ajmera and the Import Export Code no if any.
- 5) Please provide the information the Custom Broker/Custom House Agent Licence issued to Mr. Vikki Mukund Ajmera for clearance of the goods at JNCH.

Declaration: I am a bonafide major citizen of India and owe allegiance to the sovereignty, unity and integrity of India and have not voluntarily acquired the citizenship of another country.

Place : Mumbai.

Sanjay R Chauhan
SIGNATURE OF APPLICANT

242

56

COMMISSIONER OF CUSTOMS
SHARALAL NEJIRU CUSTOMS HOUSE, NHAVA-SHEVA,
TAL. URAN, DISTRICT: RAIGAD, MAHARASHTRA - 400 707

URGENT/PMO REFERENCE

Date: 04.12.2017

PC/AD-3-64/2017-18/3004

Forwarded by Special post
04.12.17

Anti-Smuggling Unit,
No. 512, Hindco-Vishala Building,
Connaught Place, New Delhi.

Subject: PMO's Reference No. PMOPG/D/2017/0461510 dated 29.9.17,
0470384 dated 04.10.2017 and 0470341 dated 05.10.2017 regarding letters of
Mr. Sanjay R. Chauhan in respect of import of cosmetics.

Sir,

Please refer to Board's letter F.No. 393/42/2017-Cus (AS) dated 21.10.2017
forwarding therewith three PMO's references as mentioned above. In this connection,
your attention is drawn to this office letter of even number dated 12.10.2017
containing a detailed self contained report on the action taken on the subject matter
(copy enclosed).

Regarding action taken in respect of spurious import of cosmetics, it is
informed that around 130 consignments of cosmetics were put under scrutiny for
investigating the evasion of duty by way of undervaluation and to check the other legal
compliances such as, availability of CDSCO registration, Legal Metrology related
compliance, etc. whereby 80 consignments of branded cosmetics were released after
scrutiny finding no discrepancy therein. Barring two small LCL shipments, in no case
the import has been noticed without CDSCO registration certificate, as alleged by the
complainants.

It is further to submit that Special Intelligence and Investigation Branch
(import) of this Custom House had on its own initiated the investigation on the issue
of undervaluation of cosmetics of Chinese origin based on the valuation alert issued by
DIO, vide F.No. VAL/TECH/03/2017(CTH-3304) dated 09.03.2017. While the
investigation was under progress, numerous complaints/letters/Grievances were
received from one Mr. Sanjay R. Chauhan and Manoj R. Chauhan. These references
were examined and wherever verifiable details or actionable information was given,
action was initiated. However all their complaints have been received without
any material evidence. A statement dated 04.09.2017 of Shri Sanjay R. Chauhan was
obtained to obtain evidence and gather facts on the complaints but he was unable
to furnish any. Mr. Sanjay R. Chauhan and Manoj R. Chauhan continued to write
complaints and letter grievances through CPGRAM. Although, they were intimated
that the Customs House has taken cognizance of their concern and all possible
steps are being taken to protect the government revenue, they relentlessly flooded
the Customs House with their complaints and instead of co-operating with
the Customs House, they continued regular import procedure through groups and docks.
It is further to submit that the complainants with an ill-intention.

57

It is noted that a background check of Mr. Sanjay R. Chaudhary was conducted which revealed that criminal complaints against them have been filed. Mr. Sanjay Chaudhary was trapped and handed over to the authorities. Mr. Manoj Chaudhary is also a person of interest and was behind bars and the investigation is in progress. It is noted that the two brothers may be using the investigation of the case for fraudulent motives.

In view of the sensitivity of the subject matter because of the CPISAMs, the Department is dealing with this subject cautiously. The two CPISAMs No. 22/2017 dated 11.07.2017 and F.No.SG/Misc 64/2017 dated 07/09/2017 are in place which are being strictly monitored for any further fault-finding or allegation of laxity by the concerned officers. In this background, no further action on the complaints may be warranted.

Yours faithfully,

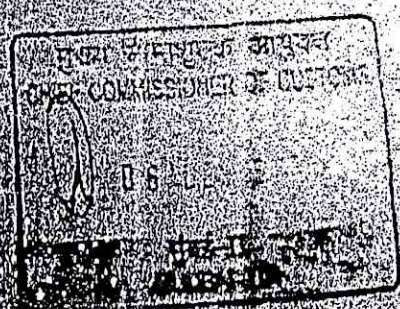


Subhash Agrawal
Commissioner of Customs
Mumbai Zone-II, NS-III

Enclosure
Letter of even number dated 12.10.2017 submitted to CCO, Mumbai Zone-II.

Copy to:

The Chief Commissioner of Customs,
Mumbai Zone II, INCH.



प्रधान सीमाशुल्क आयुक्त (सामान्य) कार्यालय
OFFICE OF THE PRINCIPAL COMMISSIONER OF CUSTOMS (GENERAL)
सूचना का अधिकार कक्ष, नवीन सीमाशुल्क भवन, बेलाई इस्टेट,
RIGHT TO INFORMATION CELL, NEW CUSTOM HOUSE,
BALLARD ESTATE,
मुंबई/MUMBAI- 400 001

F.No. RTICG/Gen-242/2018-19

Date: 29/11/2018

To,
Shri Sanjay R. Chauhan,
Royal Park, 1001, Bldg No. 2B,
Station Road, Opp. NITCO Tiles,
Kanjurmarg (East), Mumbai - 42.

issued by speed post

29/11/18

विषय: आरटीआई अधिनियम 2005 के अन्तर्गत सूचना प्राप्त करने हेतु आवेदन।

Please refer to your RTI application under Ref No. SRC/65/2018 dated 04.11.2018 addressed to the RTI Cell, Jawaharlal Nehru Custom House transferred to this office from RTI Cell (Export), JNCH, Nhava Sheva and received in this office on 27.11.2018.

Points No. 4 of your above mentioned RTI Application pertains to this Commissionerate.

In this regard, attention is drawn to your earlier RTI application dated 02.11.2018 addressed to this Commissionerate, reply to which has already been sent vide this office letter bearing F. No RTICG/Gen-234/2018-19 dated 15.11.2018.

If you are not satisfied with the information provided, you can prefer an appeal before the Appellate Authority as provided in Section 19 of the Right to Information Act, 2005 within 30 days from the date of receipt of this letter. The details of the Appellate Authority are as under:

Name : Dr. Deepak Sharma
Designation : Joint Commissioner of Customs
Appellate Authority (General)
Postal Address : 1st Floor, New Custom House,
Ballard Estate, Mumbai -400 001



29/11/2018

(VIVEKANAND RAI)
Central Public information Officer,
Dy. Commissioner of Customs,
RTI Cell (General)

Copy to:

1. The Joint Commissioner of Customs.
Appellate Authority (General),
1st Floor, New Custom House,
Ballard Estate, Mumbai-400 001
2. The Dy. Commissioner of Customs & CPIO,
NS-Gen., II & IV,
JNCH, Nhava Sheva..... w.r.t. your office letter F. No. S/12-RTI-124/2018-19 AM(X)
dated 15.11.2018.

issued by speed post
29/11/18