आयुक्त सीमाशुल्क (आयात- I) का कार्यालय ,

OFFICE OF THE COMMISSIONER OF CUSTOMS (IMPORT-I),

नवीन सीमाशुल्क भवन, बेलार्ड इस्टेट, मुंबई–1

NEW CUSTOM HOUSE, BALLARD ESTATE, MUMBAI - 1

फा.सं. आरटीआई/आयात–I-30/2018-19

दिनांक 05.09.2018

(6)

-5 SEP 2018

प्रस्तावना

1. यह प्रति जिसे यह जारी की गई है के उपयोग के लिए निःशुल्क है ।

2. इस निर्णय के विरुद्ध, प्रथम अपीलीय प्राधिकारी, अपर आयुक्त सीमाशुल्क (अपील), प्रथम तल, नवीन सीमाशुल्क भवन, बेलार्ड इस्टेट, मुंबई– 400 001 के समक्ष अपील की जा सकती है।

3. सूचना का अधिकार अधिनियम, 2005, की धारा 19 के अनुसार इस निर्णय की प्राप्ति के 30 दिनों के अंदर अपील का दाखिला आवश्यक है।

4. अपील व्यक्तिगत रुप से अपर आयुक्त सीमाशुल्क (आयात), प्रथम तल, नवीन सीमाशुल्क भवन बेलार्ड इस्टेट, मुंबई– 400 001 या उनकी ओर से अधिकृत किसी अधिकारी के समक्ष रखी जाए।

To,
Shri Aaditya Gore,
Oasis Counsel and Advisory,
1st Floor, Udyog Bhawan,
29, Walchand Hirachand Marg,
Ballard Estate, Mumbai- 400038.

Sub: - Information sought under the Right to Information Act, 2005-reg.

Please refer to your RTI application dated 07.08.2018 received in this office on 08.08.2018. The requisite information was sought from the concerned section. After due examination of the reply received from the concerned section, the point wise reply of the application is as follows:

Point no. 1(a) to 1(c) & (2): In this regard, it is informed that the data is not available in material form.

Point no. (3): N/A.

Point no. (4): The requisite information is available in the Public Domain.

Point no. (5): 8 persons are arrested by customs in last Financial Year i.e. 2017-18.

Point no. (6): The desired information in this regard may be treated as 'NIL'.

Point no. (7) to (12): N/A.

Point no. (13) to (15): The desired information in this regard may be treated as 'NIL'.

Point no. (16): N/A.

Point no. (17): The desired information in this regard may be treated as 'NIL'.

Point no. (18) & (19): In this regard, it is informed that the data is not available in material form.

Point no. (20) to (28): N/A.

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If you are not satisfied with reply you may prefer appeal, within 30 days to the first Appellate Authority whose contact details are given below-

Name and address of the Appellate Authority:-

Shri. M.Rammohan Rao,
Additional Commissioner of Customs (import-II),
1st floor, Main Building, New Customs House,
Ballard Estate, Mumbai-400 001.

कविता 5/9/19

(कविता सिंह)
केन्द्रीय जन सूचना अधिकारी, (सी. पी. आई. ओ .)
उप आयुक्त सीमाशुल्क (आयात-I)

Copy to :-

1. Additional Commissioner of Customs (Import-II)
   New Custom House,
   Ballard Estate, Mumbai – 400 001.

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RTI REQUEST DETAILS (आरटीआई अनुरोध विवरण)

Registration Number (पंजीकरण संख्या) :	CCUMI/R/2018/501141	**Date of Receipt (प्राप्ति की तारीख) :**	07/08/2018
Type of Receipt (रसीद का प्रकार) :	Online Receipt	**Language of Request (अनुरोध की भाषा) :**	English
Name (नाम) :	Aaditya Gore	**Gender (लिंग) :**	Male
Address (पता) :	Oasis Counsel and Advisory, , 1st Floor, Udyog Bhawan, 29 Walchand Hiracband Marg, Ballard Estate, Mumbai, Pin-400038		
State (राज्य) :	Maharashtra	**Country (देश) :**	India
Phone Number (फोन नंबर) :	091-9833056911	**Mobile Number (मोबाईल नंबर) :**	-91-9833056911
Email-ID (ईमेल-आईडी) :	adigore6@gmail.com		
Status (स्थिति) (Rural/Urban) :	Urban	**Education Status :**	Above Graduate
Is Requester Below Poverty Line ? (क्या आवेदक गरीबी रेखा से नीचे का है?) :	No	**Citizenship Status (नागरिकता)**	Indian
Amount Paid (राशि का भुगतान) :	0 (Received by Chief Commissioner of Customs, Mumbai-I Zone) (original recipient)	**Mode of Payment (भुगतान का**	Payment Gateway

आर. टी. आई. सेल (आयात)
R. T. I. Cell (Import)
नवीन सीमाशुल्क भवन
New Custom House
मुंबई
Mumbai

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प्रकार)

Request Pertains to (अनुरोध निम्नलिखित संबंधित है) : Kavita Singh (Imp-I)

Information Sought (जानकारी मांगी):

1. Copies of directions/departmental orders given to Customs officers and units with respect to:
a. Compliance with directions of the Honourable Supreme Court of India in the case of D. K. Basu v. State of West Bengal etc., AIR 1997 SC 610 in terms of all 11 directions in the judgment.
b. Displaying of the D. K. Basu directions at all units of Customs service wherever persons may be arrested and/or detained.
c. Compliance with provisions of Sections 41-B, 41-C, 41-D of the Code of Criminal Procedure, 1973 (CrPC).
2. Complaints by Advocates/Legal professionals about abuse of powers of arrest by Customs officers in cases where such Advocates/Legal professionals are concerned in their professional capacities for arrested/detained persons.
3. Action taken with respect to abuse of powers by Customs officers against Advocates/Legal professionals.
4. Format of register for recording arrests at Customs stations/offices.
5. Number of persons arrested by Customs.
6. Copies of complaints of custodial torture by arrested persons.
7. Action taken with respect to complaints of custodial torture.
8. Number of Customs officers suspended from service for custodial abuse/torture.
9. Number of Customs officers dismissed from service for custodial abuse/torture.
10. Number of Criminal Complaints against Customs officers for custodial abuse/torture by private citizens.
11. Number of Criminal Complaints by Advocates/Legal professionals against Customs officers for custodial abuse/torture.
12. Number of Criminal Cases registered by the Customs department against its own officers for custodial abuse/torture.

...gov.in/RTIMIS/CPIO/RTIDetails.php?reg=IaM1h%2FChnEUWurBYFyHVph3Bgrpn2ctsCojN11Jy9dQ%3D

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12. Number of cases in which there was opening of fire by Customs officers.
13. Number of persons killed in cases where fire was opened by Customs officers.
14. Number of Customs officers killed in cases where there was firing.
15. Number of cases in which State/National Human Rights Commissions have summoned Customs officers for abuse of human rights.
16. Number of custodial deaths registered in cases of arrest/detention by Customs officers.
17. Copy of departmental rules for dealing with custodial deaths in Customs custody.
18. Copy of departmental rules for allowing Advocates/Legal professionals to meet persons in custody.
19. Copy of departmental rules for dealing with cases of human rights abuses by Customs officers.
20. Number of Customs officers punished departmentally for violation of human rights.
21. Number of cases closed after departmental inquiry in case of complaints of human rights abuses.
22. Number of retractions recorded in custody.
23. Number of retractions of statements received after release of arrested persons.
24. Number of Customs officers arrested under the Customs Act.
25. Number of Customs officers arrested under the Prevention of Corruption Act.
26. Number of Customs officers arrested under the Indian Penal Code.
27. Number of Customs officers arrested under any other Act (name Act)

1. Copies of directions/departmental orders given to Customs officers and units with respect to:
a. Compliance with directions of the Honourable Supreme Court of India in the case of D. K. Basu v. State of West Bengal etc., AIR 1997 SC 610 in terms of all 11 directions in the judgment.
b. Displaying of the D. K. Basu directions at all units of Customs service wherever persons may be arrested and/or detained.
c. Compliance with provisions of Sections 41-B, 41-C, 41-D of the Code of Criminal Procedure, 1973 (CrPC).
2. Complaints by Advocates/Legal professionals about abuse of powers of arrest by Customs officers in cases where such

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