

द्वारा:- रजिस्टर्ड पोस्ट/पावती

संदर्भ संख्या: प.क्षे.पा.प्र.-1/सी.पी.आई.ओ/386

दिनांक: 20.10.2023

To/प्रति

Fegade Chetan Chandrakant/ फेगडे चेतन चंद्रकांत

Flat no 04, Shivganga apartment/फ्लैट नंबर 04, शिवगंगा अपार्टमेंट

Anand Nagar Pathardi phata, Near water tank/पानी की टंकी के पास आनंद नगर पाथर्डी फाटा

Nashik - 422010 / नाशिक - 422010

Mob - 8055393150, Email - fegadechetan06@gmail.com

 Sub: Information sought under RTI act 2005 - regarding

विषय:- सूचना के अधिकार अधिनियम 2005 के अंतर्गत आवश्यक जानकारी ।

This has reference to Your RTI online application having RTI Registration Number PGCIL/R/E/23/00371 dtd 30.09.2023

"It is bring to your kind notice that the RTI Act 2005, confers on the citizen the right to information only, and not the explanations, reasoning and justification of the information. The Public Information Authorities cannot expect to communicate to the citizen the reason why a certain thing was done or not done in the sense of a justification because the citizen makes a requisition about information. Justifications are matter within the domain of adjudicating authorities and cannot properly be classified as information.

Information has been defined by Section 2(f) as follows.

Section 2(f) - Information means any material in any form, including records, documents, memos, e-mails, opinions, advices, press releases, circulars, orders, logbooks, contracts, reports, papers, samples, models, data material held in any electronic form and information relating to any private body which can be accessed by a public authority under any other law for the time being in force; Thus, the definition does not include within its fold answers to the question why which would be the same thing as asking the reason for a justification for a particular thing. "

The information sought by you is as under:

S.No	Information Sought	Reply
1.	Caverns Bu Ta. Raver District. Jalgaon powergrid ITR to DHL 0704 powergrid ckt-1 in which year the line was laid.	400 KV D/C Itarsi - Dhule (having tower no 0704) was completed & charged on dtd 25.01.1998.
2.	A copy of the permission of the farm owner should be given when the said line was laid.	For Laying of transmission line, permission from owner is not required (Refer Hon'ble Supreme Court Judgment, Civil Appeal no 8342 of 2009 dtd 14.12.2016).

समीति नगरनारी, रिंग रोड - डाकघर, उप्पलवाडी, नागपुर - 026 440

Sampriiti Nagar, Nari Ring Road, P O Uppalwadi, Nagpur - 440026. दूरभाष / Phone : 0712-2641478-79

केन्द्रीय कार्यालय "सौदामिनी" : प्लॉट नंबर 2, सेक्टर - 29, गुरुग्राम - 122001. (हरियाणा) दूरभाष (0124-2571700-719)

Corporate Office: "Saudamini", Plot No. 2, Sector-29, Gurugram-122001. (Haryana) Tel: 0124-2571700-719

पंजीकृत कार्यालय: बी - 9, कुतुब इंस्टीट्यूशनल एरिया, कटवारिया सराय, नई दिल्ली - 110 016. दूरभाष : 011-26560112, 26560121, 26564812, 26564892. CIN: L40101DL1989GO1038121

Registered Office: B-9, Qutab Institutional Area, Katwaria Sarai, New Delhi-110 016. Tel: 011-26560112, 26560121, 26564812, 26564892. CIN: L40101DL1989GO1038121

Website: www.powergridindia.com

3.	When the said line is laid, if there is a regulation for payment of compensation to the farmers whose fields the line will pass through, a copy of the said government circular/regulation should be provided. If not, a copy of that circular/rule should also be given.	No Govt Resolution for compensation was prevailing at the time of construction of above-mentioned transmission line. However, as per <i>The Indian Telegraph Act 1885, Part III, Section - 10, Clause - d) - "in the exercise of the powers conferred by this section, the telegraph authority shall do as little damage as possible, and, when it has exercised those powers in respect of any property other than that referred to in clause (c), shall pay full compensation to all persons interested for any damage sustained by them by reason of the exercise of those powers"</i> (Copy enclosed)
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The first appeal, if any, against the reply of PIO may be made to the first appellate authority within 30 days of receipt of reply of PIO.

उपरोक्त जानकारी से संबंधित यदि आपको कोई अपील करना हो तो उसे पीआईओ के उत्तर की प्राप्ति से 30 दिनों के भीतर अपीलीय अधिकारी को किया जा सकता है।

Address of the Appellate Authority / अपीलीय अधिकारी का पता-

Shri. Alok, Executive Director WR-I, Nagpur/ श्री. आलोक, कार्यपालक निदेशक प.क्षे.-1, नागपुर

Power Grid Corporation of India Limited/ पावरग्रिड कारपोरेशन ऑफ इंडिया लिमिटेड,

Phone No - 0712-2641470, दूरध्वनीक्रमांक-0712-2641470

Email id: alok10103@powergrid.in


20.10.2023

Nitin Bhoyar/ नितिन भोयार

Public Information Officer/जन सूचना अधिकारी

POWERGRID, WR-I, Nagpur/पावरग्रिड, पश्चिम क्षेत्र -1, नागपुर

सम्प्रीति नगरनारी, रिंग रोड - डाकघर ,उप्पलवाडी,नागपुर-026 440

Sampriti Nagar, Nari Ring Road, P.O Uppalwadi, Nagpur - 440026. दूरभाष / Phone : 0712-2641478-79

केन्द्रीय कार्यालय "सौदामिनी" : प्लॉट नंबर 2, सेक्टर -29, गुरुग्राम -122001, (हरियाणा :दूरभाष (0124-2571700-719

Corporate Office: "Saudamini", Plot No. 2, Sector-29, Gurugram-122001, (Haryana) Tel : 0124-2571700-719

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b. subjecting the Central Government to any obligation to provide any telegraph line appliance or apparatus for the purpose of affording means of telegraphic communication.

[(5) Every rule made under this section shall be laid as soon as may be after it is made before each House of Parliament while it is in session for a total period of thirty days [which may be comprised in one session or in two or more successive sessions, and it, before the expiry of the session immediately following the session or the successive sessions aforesaid] both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.]]

[7A. Saving of existing agreements – Nothing in section 7 shall authorize the making of any rules determining any agreement entered into by the Central Government with any person before the commencement of the Indian Telegraph (Amendment) Act, 1957 (47 of 1957), relating to the establishment, maintenance or working of any telegraph line, appliance or apparatus for telegraphic communication; and all rights and obligations there under relating to such establishment, maintenance or working shall be determined in accordance with the terms and conditions of such agreement.

7B. Arbitration of disputes – (1) Except as otherwise expressly provided in this Act, if any dispute concerning any telegraph line, appliance or apparatus arises between the telegraph authority and the person for whose benefit the line, appliance or apparatus is, or has been provided, the dispute shall be determined by arbitration and shall, for the purposes of such determination, be referred to an arbitrator appointed by the Central Government either specially for the determination of that dispute or generally for the determination of disputes under this section.

(2) The award of the arbitrator appointed under sub-section (1) shall be conclusive between the parties to the dispute and shall not be questioned in any court.]

8. Revocation of licenses – The Central Government may, at any time, revoke any license granted under section 4, on the breach of any of the conditions therein contained, or in default of payment of any consideration payable there under.

9. Government not responsible for loss or damage – The Government shall not be responsible for any loss or damage which may occur in consequence of any telegraph officer failing in his duty with respect to the receipt, transmission or delivery of any message; and no such officer shall be responsible for any such loss or damage, unless he causes the same negligently, maliciously or fraudulently.

PART III

POWER TO PLACE TELEGRAPH LINES AND POSTS

10. Power for telegraph authority to place and maintain telegraph lines and posts – The telegraph authority may, from time to

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of the document/record supplied under RTI Act.

नितीन भोयर / NITIN BHOYAR
जन सूचना अधिकारी / Public Information Officer
पावरग्रिड कार्पोरेशन ऑफ इंडिया लिमिटेड /
Power Grid Corporation of India Ltd.
पावरग्रिड क्षेत्र-1 / Western-Region-1
नागपुर / Nagpur

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नागपुर / Nagpur

time, place and maintain a telegraph line under, over, along, or across, and posts in or upon any immovable property:

Provided that –

- a. the telegraph authority shall not exercise the powers conferred by this section except for the purposes of a telegraph established or maintained by the [Central Government], or to be so established or maintained;
- b. the [Central Government] shall not acquire any right other than that of user only in the property under, over, along, across in or upon which the telegraph authority places any telegraph line or post; and
- c. except as hereinafter provided, the telegraph authority shall not exercise those powers in respect of any property vested in or under the control or management of any local authority, without the permission of that authority; and
- d. in the exercise of the powers conferred by this section, the telegraph authority shall do as little damage as possible, and, when it has exercised those powers in respect of any property other than that referred to in clause (c), shall pay full compensation to all persons interested for any damage sustained by them by reason of the exercise of those powers.

11. Power to enter on property in order to repair or remove telegraph lines or posts – The telegraph authority may, at any time, for the purpose of examining, repairing, altering or removing any telegraph line or post, enter on the property under, over, along, across, in or upon which the line or post has been placed.

Provisions applicable to property vested in or under the control or management of local authorities

12. Power for local authority to give permission under section 10, clause (c), subject to conditions – Any permission given by a local authority under section 10, clause (c), may be given subject to such reasonable conditions as that authority thinks fit to impose, as to the payment of any expenses to which the authority will necessarily be put in consequence of the exercise of the powers conferred by that section, or as to the time or mode of execution of any work, or as to any other thing connected with or relative to any work undertaken by the telegraph authority under those powers.

13. Power for local authority to require removal or alteration of telegraph line or post – When, under the foregoing provisions of this Act, a telegraph line or post has been placed by the telegraph authority under, over, along, across, in or upon any property vested in or under the control or management of a local authority, and the local authority, having regard to circumstances which have arisen since the telegraph line or post was so placed, considers it expedient that it should be removed or that its position should be altered, the local authority may require the telegraph authority to remove it or alter its position, as the case may be.

14. Power to alter position of gas or water pipes or drains – The telegraph authority may, for the purpose of exercising the powers conferred upon it by this Act in respect of any property vested in or under the control or management of a local authority, alter the position there under of any pipe

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