सहिराद्ध सानवी हक्क अधिका अधिक

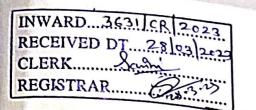
THE HUMAN RIGHT. CO. W. STORY OF THE STORY O

Maharashtra State Human Rights Commission (M S H R C) Mumbai

DOCKET SHEET

SUO MOTU CASE: 1488/13/30/2023 clo 5089/13/30/2023

News item appeared in Marathi news Paper "Pudhari"
On 27.03.2023, in respect of "अनिधकृत फेरीवाल्यांना राजकारणी, मनपाचे अभय"



1488/13/30/2023 3 A 27-3-2023 3631/CR/2023

> माकेट परिसराला चारही बाज्नी बेकायदेशीर फेरीवाल्याचा विळखा एपीएमसीतील 🚽 व्यापारी आणि 🌣 अन्य रोड, माथाडी भवन ते जलाराम मार्केट

Bellego by Gloring Vision States

रिसराला चारही बाजूनी बेकायदेशीर गलेल्या तुर्भे येथील मुंबई एपीएमसी मार्केट आशिया खंडातील सर्वात मोठी बाजारपेठ

फेरीबाले बिनदिकतपणे पादचाऱ्यासाठाच्या रक्कम बरपर्यंत पोहोचत असल्यामुळेच ह टराविक रक्रम (हता) देत आहेत. तसेच ही प्रजकारणी यांना प्रत्येक महिन्याला हे फेरीवाले मार्केटचे सुरक्षारक्षक, काही कर्मचारी, स्थानिक कामगार, बांडाचे सुरक्षा रक्षक, एपीएमस अतिक्रमणं हटवण्यासाठीच्या गाडीवरील कायालयाताल आंत्रक्रमण विभागाचे कर्मचारी कायालयाच्या क्षत्रात प्रशासन आणि महापातिका यांच्याकडून फेरीबाल्यांना अधव मिळत असल्यान एपीएमसी परिसर तुर्भे विभाग मी मुजोरी दिवसदिवस वाढत चालली

केरीवाल्यांचा विळखा पडला आहे. एपीएमसी फरीवाला हटाव मोहिमेला खीळ बसली व्यक्त केले होते; मात्र स्वार्थासाठी काही पदपथ पादचाऱ्यांना चालण्यासाठी उपलब्ध केला होता. तेव्हापासून एपीएमसी परिसरातील राजकीय पक्षांनी या कारवाईला विरोध चालू झाला होता. त्यामुळे पादचाऱ्यांनी समाधान फळ मार्केट ते भाजी मार्केट या मागीवरीर स्वीकारल्यानंतर फेरीबाल्यांवर जोरदा कारवाई चालू केली होती. त्यामुळे एपीएमस आयुक्त म्हणून भरत धांडे यांनी पदभार

गट, याच जावक गटच्या विरुद्ध बाजूचा साव्हिस त्यामुळे सिटी मॉल ते एपीएमसी सिग्नल एपीएमसी सिग्नल ते भाजीपाला मार्कट जावक पथकाच्या कारवाईचा जोर ओसरला आहे सध्या तुर्भे विभागाच्या अतिक्रमणविरोधी नव्याचे नऊ दिवस या म्हणीप्रमाणे 'हप्त्याच्या' जोरावर ठेगा दाखवतात. त्यामुळ

यावर ठाण माङ्कन बसले आहेत, अशी चर्चा

घटकांमध्ये आहे.

तुर्भे विभाग कार्यालयाचे सहाय्यक

पुन्हा पदपथ बळकावून या कारवाइला की थातुरमातुर कारवाई करते. त्यानंतर फेरीवाल कळवले आहे; मात्र महापालिका तक्रार आला महापालिकेच्या अधिकाऱ्याना अनेकदा कारवाई करण्यात यावी वाहतुकीला अडथळा ठरलेल्या फेरीवाल्यांवर पोलीस निरीक्षक विमल बिडवे यानीही एपीएमसी वाहतूक पोलीस शाखेच्या यासाठ

असल्याची नोंद बाहतूक पोलीस शाखेकड किरकोळ आणि गंभीर स्वरूपाचे अपघात होत चालावे लागत आहे. परिणामी अनेकद पादचाऱ्यांना जीव मुठीत धरून रस्त्यावरून मार्केटमध्ये येणारे कामगार, खरेदीदार आद बस्तान, मांडले आहे. त्यामुळे एपीएमसी सिग्नल या ठिकाणी फेरीबाल्यांनी पदपथाव चौक, सानपाडा हायवे सिग्नल ते एपीएमुसी

कर्मचारी, राजकारणी, बोर्डाचे आता आयुक्त राजेश नावेकर यानीच

या प्रकरणो लक्ष घालून फेरीबाले, पालिका, दिलासा द्यावा, अशी मागणी केली जात .रक्षक याचे रकेट उध्वस्त करून पादचाऱ्याना







MAHARASHTRA STATE HUMAN RIGHTS COMMISSION

9, Hajarimal Somani Marg, Opp. Chhatrapati Shivaji Maharaj Terminus , Mumbal – 400 001

Tel : 22092857 Email:- court1-mshrc@mah.gov.in

KKT/Suo Moto Case No.- 1488/13/30/2023

Name of Respondent

:1 The Municipal Commissioner Navi Mumbai Municipal Corporation

2 The Commissioner of Police Navi Mumbai

3 The Collector Thane

Date

: 28th March 2023

Coram

: Justice K.K. Tated, Chairperson

PROCEEDING

Not on board. Taken on board.

- 1. We noticed article appeared in Marathi News paper Pudhari dated 27.03.2023 on page 7 with title "अनिधकृत फेरीवाल्यांना राजकारणी, मनपाचे अभय ?; मार्केट परिसराला चारही बाजूंनी बेकायदेशीर फेरीवाल्यांचा विळखा".
- 2. It is stated in the said article that Asia's big market i.e. APMC at Turbhe is surrounded by hawkers. Inspite of several complaints neither Corporation nor Collector is taking any action to remove the same. Because of the said hawkers several peoples are suffering those who are visiting APMC Market. Not only that it is affecting transport facility also.
- 3. Considering these facts Commission decided to take up this issue as Suo Moto complaint under Section 12 of The Protection of Human Rights Act, 1993 because same is

affecting the human rights of the several persons. Hence following order is passed:

- a) Office is directed to issue summons to the Municipal Corporation, Commissioner, Navi Mumbai Municipal Corporation, Commissioner of Police, Navi Mumbai and Collector, Thane calling upon them to hold fact finding inquiry and submit their affidavit in reply explaining how they are going to solve the problem including their say in respect of the article appeared in news paper Pudhari dated 27.03.2023.
- b) Affidavit in reply to be filed on or before 11.04.2023.
- c) Matter to appear on board before Division Bench of Justice K.K. Tated, Chairperson and Shri. M. A. Sayeed, Member in Court No.1 on 11th April 2023 at 11.00 a.m.

Contract Block on to a turner with the track of the

A Stroute to the authorized of the purpose of

parison are the same and are the property

(Justice K. K. Tated)
Chairperson



MAHARASHTRA STATE HUMAN RIGHTS COMMISSION

9, Hajarimal Somani Marg, Opp. Chhatrapati Shivaji Maharaj Terminus , Mumbai – 400 001 Tel: 22092857 Email:-court1-mshrc@mah.gov.in

DIVISION BENCH suo Motu Case No. - 5089/13/16/2022 c/w. | 4375 Suo Motu Case No. 1488/13/30/2023

Name of Respondent

Municipal Commissioner

Navi Mumbai Municipal Corporation

Navi Mumbai

Commissioner of Police

Navi Mumbai

pate

: 04th August, 2023

Coram

: Justice K.K. Tated, Chairperson M.A.Sayeed, Member

RDER

(Per: M. A. Sayeed, Hon'ble Member)

An alarming news articles in Marathi local newspaper 'pudhari' dated 16.12.2022 and 27.03.2023 came out with more or less same news article about apathy and negligence on the part of the Navi Mumbai Municipal Corporation in controlling and preventing rampant encroachment by the unauthorized petty hawkers and vegetable vendors on Turbhe Link Road. Since, the issues involved were common these two matters came to be amalgamated and a common enquiry u/s. 12(1) of the Act of 1993 came to be conducted.

On the strength of the affidavits in reply and the 2 documents placed on record alongwith it, interim directions came to be passed by the Commission during the course of enquiry. It does appear from the materials on record that appropriate steps by the Corporation as well as by the police came to be taken in eradicating the unauthorized vendors from the public way by undertaking a demolition drive as well as by launching prosecution against the squatters.

- 3. Today, Ld. Adv. Shirke for the Corporation placed on record copy of letter dated 16.05.2023 addressed by Municipal Commissioner, Navi Mumbai Municipal Corporation to the Principal Secretary, Urban Development Department, Mantralaya, Mumbai seeking approval and sanction of fund of Rs.8,11,10,279/- for beautification of the concerned area in question in view of the directions passed by National Green Tribunal, Principal Bench, New Delhi vide order dated 06.07.2022. The copy of the letter is placed on record and marked Ex. 'D'.
 - 4. Thus, we are satisfied with the damage control steps taken by the Corporation and the police and with the ultimate permanent road map plan for beautification to be undertaken by the Corporation, thereby indicating that there will be permanent end to the menace by the illegal hawkers and vendors, we don't think any further intervention by us is warranted. Hence following order:

"ORDER"

a) The present suo motu case stands closed and disposed off with no order as to cost.

M.M. (Ayeed)

Member

Justice K. K. Tated)
Chairperson