

BEFORE THE NODAL OFFICER,

AT MANTRALAYA, MUMBAI

(INFORMATION TECHNOLOGY)

UNDER THE TELECOMMUNICATION ACT, 2023

COMPLAINT NUMBER क्र.संकीर्ण -1725/प्र.क्र.493/ मातं.

Date: 18.03.2026

Venue: Office of Secretary
(Information Technology),
Mantralaya, Mumbai.

In the Matter of,

Senzer Reality

...Complainant

Versus

Jayalakshmi Co-op. Housing Society

...Respondent

Brief Facts:

The Complainant, Senzer Reality, filed a formal grievance before the Assistant Commissioner (F/South) Ward on February 10, 2025, seeking the initiation of demolition proceedings against an allegedly unauthorized telecommunication tower installed by M. Summit Digital at Jayalakshmi Co-op. Housing Society, Lalbaug, Mumbai – 400 012. The Complainant contended that the structure was erected without lawful authority, posed a significant structural risk, and threatened the safety and integrity of the subject building.

1. Prior Refusal of Statutory Permission: It is noted that under a communication dated January 15, 2025, the Assistant Engineer (Building Proposals), Special Cell, informed the Complainant's counsel, Adv. Amit Mehta, that the application for installation was rejected. The refusal was predicated on the non-submission of requisite documentation and non-compliance with the prevailing regulatory framework.

2. Verification of Decommissioning and Removal: Concerned Officer of Brihanmumbai Municipal Corporation (BMC) is invited to the official communication bearing No. SA/F/D/4275/OD/BF dated March 17, 2026, issued by the Brihanmumbai Municipal Corporation (BMC) to the Under Secretary, Information Technology Department, Mantralaya. Therein, the BMC has confirmed that upon a verification of administrative records, the subject mobile tower was found to have been duly removed on May 19, 2025.

3. Site Inspection and Confirmation of Status: Pursuant to the directives of the Nodal Officer, the BMC conducted a *de novo* site inspection on March 13, 2026. The inspection report concludes that the disputed structure is no longer in existence at the site. The Corporation has further placed on record contemporaneous photographic evidence to substantiate the vacancy of the site and the complete removal of all associated infrastructure.

Decision by Nodal Officer:

In view of the foregoing facts and circumstances, and upon a comprehensive perusal of the material placed on record, the following findings are recorded:

It is noted for the record that both the Complainant and the Respondent remained absent and unrepresented during the course of the proceedings, despite due notice.

Upon a careful consideration of the official correspondence received from the Brihanmumbai Municipal Corporation (BMC), this Authority is of the considered opinion that there is no cogent or substantiated evidence to establish the current existence of the alleged unauthorized telecommunication tower at the subject site.

The contemporaneous photographic evidence submitted by the BMC further corroborates the findings of the site inspection, confirming that no such structure is situated at the disputed location.

In the absence of any prima facie proof regarding the existence of the unauthorized structure, the grievances raised by the Complainant are found to be unsubstantiated. Accordingly, the present matter is hereby dismissed and stands disposed of.



Virendra Singh
Secretary,
(Information Technology)
and Nodal Officer,
State of Maharashtra,
Mantralaya, Mumbai-32.
Secretary
Information Technology
General Administration Department
Mantralaya, Mumbai - 400 032.