

BEFORE THE NODAL OFFICER,

AT MANTRALAYA, MUMBAI

(INFORMATION TECHNOLOGY)

UNDER THE TELECOMMUNICATION ACT, 2023

COMPLAINT NUMBER क्र.संकीर्ण -1725/प्र.क्र. 118 & 173/ मातं.

Date: 09.04.2026

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

In the Matter of,

Gulshanat Shaikh & Ors.

...Complainant

Versus

**Net Infra Pvt Ltd. and
Summit Digitel Infrastructure Ltd.**

...Respondents

1. Appearance:

- 1.1 Gulshanat Shaikh, Complainant aka resident of Mamsa Co-op. Industrial Estate Ltd;
- 1.2 Mohsin Suterwala, Complainant aka Society Committee Member of Mamsa Co-op. Industrial Estate Ltd;
- 1.3 Rajesh Kumar, Representative of Net Infra Pvt Ltd;
- 1.4 Adv. Vaibhav Jagdale, Representative of Summit Digitel Infrastructure Ltd. were present.

2. Brief Facts:

The matter pertains to two towers installed without proper authorization. The complaint was filed by Gulshanat Shaikh and others regarding the tower located at:

- i. Tower installed over the premises of Mohd. Sarwar Khan of 97/L, Gala No. 15A, Mamsa Co-op. Industrial Estate Ltd., Mohd. Shahid Marg, Mumbai – 400 008.
- ii. Tower installed over the premises of Anjum Ansari situated at 97/K, Gala No. K-19, Mamsa Co-op. Industrial Estate Ltd., Mohd. Shahid Marg, Mumbai – 400 008.

3. Proceedings and Appearance:

The matter was listed for hearing on 09th April 2026. It is noted for the record that the Complainants, the advocate for the respondents remained present whereas the Brihanmumbai Municipal Corporation remained absent when the matter was called.

In view of the appearance of the Complainants, the representative of the tower company and the regulatory authority, the matter was proceeded with the basis of Available records and the submissions made by the parties present.

4. Concerns raised by the Complainants:

The complainant submitted that it shares a common wall with Gala No. 15A, which has developed cracks. In support of this claim, the complainant also provided a photograph showing the cracks in the wall. The same was taken into consideration by the Nodal Officer.

5. Submissions made by Summit Digital Infrastructure Ltd.:

Submissions made by Adv. Vaibhav Jagdale, Representative of Summit Digital Infrastructure Ltd. for Gala No. 15A, the following documents were placed on record:

5.1 Submission of Agreement: Representative of Summit Digital Infrastructure Ltd. has furnished a formal copy of the duly executed agreement between Mr. Sarwar Khan and Summit Digital Infrastructure Ltd. dated 17th July 2021 for a period of 9 years i.e. valid till 16th July 2030, pertaining to the installation of the subject tower for the perusal of the Nodal Officer.

5.2 Submission of Structural Stability Report (SST): Furthermore, a copy of the Structural Stability Report has been submitted for consideration to substantiate the safety of the telecommunication structure. After verification it was found that the SST's validity has been expired.

6. Submissions made by Net Infra Pvt Ltd.:

Submissions made by Mr. Rajesh Kumar, Representative of Net Infra Pvt Ltd. for Gala No. 97A, the following documents were placed on record:

6.1 Submission of Agreement: Representative of Net Infra Pvt Ltd. has furnished a formal copy of the duly executed agreement between Anjum Ansari and Net Infra Pvt Ltd. dated 4th December 2021 for a period of 5 years i.e. valid till 04th December 2026, pertaining to the installation of the subject tower for the perusal of the Nodal Officer.

6.2 Submission of Structural Stability Report (SST): Furthermore, a copy of the Structural Stability Report has been submitted for consideration to substantiate the safety of the telecommunication structure.

7. Decision of Nodal Officer:

In view of the foregoing facts and circumstances, and upon comprehensive consideration of the material placed on record as well as the rival submissions advanced by the parties, it deems fit to reach the following conclusion:

It has been observed that the agreement for Gala No. 15A remains valid; however, the Structural Safety Report has expired. The Nodal Officer has directed that an updated copy of the Structural Safety Report be submitted to the Brihanmumbai Municipal Corporation within 10 days from the date of this order. In case of failure to submission within the stipulated period of time, the Brihanmumbai Municipal Corporation is directed to remove the said tower.

It is also observed that, for Gala No. 97-A, the requisite permissions and statutory documents have been duly furnished by the Respondent. These records affirm that the telecommunication site in question is in strict compliance with all applicable safety norms and regulatory frameworks.

Consequently, it is found that the present complaint is devoid of any merit. Accordingly, the present complaint is hereby dismissed and stands disposed of.

Date: 09.04.2026

Place: Mumbai



Virendra Singh
Secretary,
(Information Technology)
and Nodal Officer,
State of Maharashtra,
Mantralaya, Mumbai-32.

Secretary
Information Technology
General Administration Department
Mantralaya, Mumbai - 400 032.

Secretary
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Department of Administration
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