

## Group 6

Aldrin L Bareh

Cherime Winchi R Sangma

Dahun Shisha Lyngdoh

Emanuel Megam Sangma

Felicity Wann

Tadingchi N Sangma

Mock RTI Disposal Session



# Hope for 5-star hotel project brightens

Govt to ink 30-year agreement with a new firm for Jail Road property

By Our Reporter On Jul 20, 2021



SHILLONG, July 19: The five-star hotel project on the Shillong Municipal Board (SMB) land at Jail Road is set to get a new lease of life.

The State Cabinet on Monday decided to scrap the earlier agreement for the five-star Marriott hotel project and ink a fresh 30-year agreement with Maxim Infrastructure & Real Estate Pvt Ltd for completing the project.

“The earlier party defaulted on the loan after which the National Company Law Tribunal took over the project. Maxim later got the project through a fair bidding process,” Chief Minister Conrad K. Sangma told reporters.

The development requires the government to sign a new lease agreement with the new firm. Some terms and conditions were discussed with the firm ahead of the signing.

The discussion revolved around handing over the 71,000 sq. ft of land to the firm. It was learnt that the firm did not want to pay an outstanding due of Rs 2.5 crore of the first lessee to the state government. The latter did not agree to this but decided to provide some relaxation in the interest part and the timeframe to clear the due.

The conditions included an office of SMB that the firm would build on 20,000 sq. ft of land near the BSNL quarters.

Jail Road was supposed to sport the first five-star hotel in the city after the work on it began in 2010-11. But the project kept landing into controversies.



**RTI Reply**

From,  
ABC  
PIO  
Office & Contact details

Dated ~~Shillong~~ 29<sup>th</sup> September 2021

To,  
XYZ  
~~Shillong~~, East Khasi Hills

Sub: Application under RTI Act, 2005

Sir/ Madam,

With reference to your application \_\_\_\_\_ under RTI Act, 2005 dated 30<sup>th</sup> August 2021, received in the office on 31<sup>th</sup> August 2021, the following information is furnished herewith as requested on a CD:

1. Information sought in point 1 seeking the agreement signed between SMB/ Government of Meghalaya and Marriot Hotel;
2. Information sought in point 2 for the number of bidders, and the amount by which Marriott outbid the other bidders;
3. Information sought in point 3 concerning the discussion as recorded in the minutes;
4. Information sought in point 4 about the payment details and outstanding amount of Marriot Hotel;
5. Information sought in point 5 cannot be disclosed as the information is not in the larger interest of the public and the disclosure of such information shall be an invasion of "privacy" of the concerned individuals. However, the member representatives have been cited in both the agreement and minute details;
6. Information sought in point 6 concerning the names of officials who represented the Government of Meghalaya in their discussion with the directors of Marriot.

Yours faithfully  
ABC

**RTI application filed by a resident of Shillong on 30 August 2021:**

I want all the information described below on a **CD**:

- 1) The **agreement** between SMB/ Government of Meghalaya with Marriott hotel
- 2) **How many bidders** participated in the bid and by **how much was Maxim able to outbid** other technically successful bidders;
- 3) What was the **verbal discussion** held with Maxim? Give me a **copy of the minutes**;
- 4) What were the **payments made & outstanding** from Marriot Hotel?
- 5) The **personal information** (name, address and nationality) of the board of **director of Maxim**;
- 6) Who were the **officials present for the meeting** between the Meghalaya Government and Maxim?

# Disposal of RTI Application

Application was received on 30th August , 2021

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Information regarding points 1, 2, 3, 4 and 6 can be furnished as they fit the definition of “information” as cited under Section 2 (f) of the RTI Act, 2005

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Information can be furnished in a “diskette” as cited under 2 (j) (iv)

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1) The agreement between SMB/ Government of Meghalaya with Marriott hotel

2) How many bidders participated in the bid and by how much was Maxim able to

outbid other technically successful bidders;

3) What was the verbal discussion held with Maxim? Give me a copy of the minutes;

Agreement in Point 1 fits the description of “information” as provided in 2 (f). And 2 (j) (i) allows for inspection of work, documents, records;

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Information in Point 2 can be furnished under 2 (j) (iv) and 4 (1) (b) (xiii);

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Information in Point 3 can be furnished under 4 (1) (b) (viii) which specifically states as to whether meetings of the body is open to the public and whether such minutes of the meeting is open and accessible for the public. Under this section, the concerned body i.e., SMB has published under The Meghalaya Municipal Act, Sec 47 (Minutes of Proceedings) that all meetings of the board shall be open to the inspection of tax payers at no

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4) What were the payments made & outstanding from Marriot Hotel?

5) The personal information (name, address and nationality) of the board of director of Maxim;

6) Who were the officials present for the meeting between the Meghalaya Government and Maxim?

Information in Point 4 can be furnished under 4 (1) (b) (xiii);

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Information sought in point 5 was rejected under the exemptions cited under Section 8 Sub-section 1 Clause (j) [8(1)(j)] which exempts the disclosure of any information pertaining to the personal details of an individual, which may be seen as a breach of “privacy” of the concerned individual.

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Information sought in Point 6 can be furnished in line with Points 1 and 3.]

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# Thank you!

