

1813

M/S
29/1/25

To

The Public Information Officer,
Cochin Port Authority,
Willingdon Island,
Cochin – 682009.



27.01.2025

Subject: Application under the Right to Information Act, 2005 - Request for Information Regarding Complaint

Dear Sir/Madam,

I, Rupa Pravin Asher, am a partner in the partnership firm M/s. JAIRAM & SONS, located at 45/364, GV Ayyer Road, Willingdon Island, Kochi, Kerala 682003, as per the Partnership Deed dated 29.01.2009, submitting this application under Section 6(1) of the Right to Information Act, 2005, to seek information regarding the complaint I filed with your office concerning the production of forged partnership and reconstitution deeds for the renewal of a lease.

The details of my complaint are as follows:

1. Complaint Subject: Forged partnership deed and reconstitution deed submitted for renewal of lease.
2. Date of Complaint Submission: 30.12.2024.
3. Name of Partnership Firm: M/s. JAIRAM & SONS.
4. Lease Renewal Details: Registered Lease Deed No. 1332 of 2023.

Information Sought:

1. The present status of my complaint.
2. Details of actions taken by the Cochin Port Authority based on my complaint. Furnish the copies of the same.
3. Copies of any internal investigation reports, if available, prepared by the Cochin Port Authority in response to my complaint.
4. Details of any communications, memos, or correspondence issued by the Cochin Port Authority to the accused individuals or other concerned parties regarding the complaint and furnish copies of the same.
5. Details of the officials or committee members assigned to investigate the complaint, if applicable. Furnish the copies of the same.

Submitted on 16/01/2025

6. Any other relevant documents or information related to the complaint and the lease renewal process based on the forged documents. Furnish copies of the same.

I request the above information be provided to me as early as possible. If the information sought pertains to another public authority, I kindly request you to transfer the application to the relevant authority under Section 6(3) of the Act.

Fee Payment Details:

Enclosed is an Indian Postal Order (IPO) for ₹100 (No. 55H 387996) as the application fee and the excess amount may be used for sending the copies of records.

I look forward to your prompt response.

Thank you for your understanding and prompt action.

Yours sincerely,

Rupa P. Asher

Rupa Pravin Asher
Partner, M/s. JAIRAM & SONS
F 703, 7th Floor, Tower F, Purava Eternity
Athani, Kakkanad, Kochi - 682030
Mobile: +919745222239
email- rupapasher50@gmail.com

Enclosures:

1. Copy of the complaint filed with Cochin Port Authority.
2. Indian Postal Order (IPO) for ₹100 (No. 55H 387996).

1985/2025/COP

Encl. No. RTI cell | 1813 | RPA | 2025-S Dt. 17/02/2025

Copy of RTI request is forwarded to Dy. CME,
Custal Division of CoPA for furnishing the details
sought for by the applicant subject to the provisions
under RTI Act, 2005 to the RTI cell on or before 20th/2025.

Rupa
CP10/GAD

Date: 30.12.2024

To

The Secretary,
Cochin Port Authority,
Willingdon Island,
Cochin – 682009.

Subject: Complaint Regarding Production of Forged Partnership Deed and Reconstitution Deed for Renewal of Lease and request for termination of lease with immediate effect and eviction

Dear Sir/Madam,

1. I, Rupa Pravin Asher, a partner of the partnership firm M/s. JAIRAM & SONS, located at 45/364, GV Ayyer Road, Willingdon Island, Kochi, Kerala 682003, as per the Partnership Deed dated 29.01.2009 (a copy of which is enclosed herewith), hereby bring to your attention certain fraudulent activities concerning the renewal of the lease of property leased from the Cochin Port Authority.
2. The renewal of the lease in 2023 under Registered Lease Deed No. 1332 of 2023 of SRO Kochi was executed based on forged documents, namely a fabricated partnership deed and a fraudulent reconstitution deed. These documents were produced without my knowledge or consent, despite my legitimate status as a partner of the firm as per the Partnership Deed dated 29.01.2009.
3. After the demise of two partners, including my husband, Sri. Pravin Babubhai Asher, the remaining partners—Mr. Bharath Sursingh Asher, Mr. Rajesh Giridhardas Asher, Ms. Hemangi B. Asher, and Ms. Smitha R. Asher —unlawfully removed me from the partnership and introduced a new partner Ms. Smitha R. Asher, without my consent. They created and executed a false reconstitution deed for this purpose, thereby violated my rights and the lawful provisions of the partnership.
4. This matter recently came to my attention, and I have filed a criminal complaint against the aforementioned individuals. The allegations include the creation of false documents with the intent to cause damage and injury to me and to the public, fraudulent assertion of claims and titles, and entering into an express contract with fraudulent intent. This

constitutes forgery of valuable property for the purpose of cheating, as defined under relevant provisions of law punishable with imprisonment for life.

5. The Harbour police have already registered FIR No. 625 of 2024 and commenced an investigation into these criminal acts. As part of their inquiry, they have already collected the necessary documents from your office. Copy of the FIR is attached herewith.
6. When I filed the complaint before the police, Mr. Bharath Sursingh Asher, Mr. Rajesh Giridhardas Asher, Ms. Hemangi B. Asher, and Ms. Smitha R. Asher approached the Sessions Court, Ernakulam, seeking anticipatory bail, knowing full well that they had committed the offense. However, since no crime was registered, the Sessions Court, Ernakulam closed the bail application. A copy of the bail order is attached for your reference.
7. It is also necessary to investigate the involvement of officials of the Port Trust, if any, in accepting the forged partnership deed and reconstitution deed for the purpose of renewing the lease. It is pointed out that without the help of the officials of the Port Trust, it would not have been possible for the accused individuals to perform such criminal activities, and there is every probability of a conspiracy in this matter. Such an investigation is crucial to ensure accountability and prevent further misuse of authority.

In light of the above circumstances, it is imperative to terminate the lease immediately to prevent further misuse of property and rights. I kindly request your good office to:

1. Take appropriate action to terminate/nullify the any and all lease/lease renewal and evict the Lessee with immediate effect, as the present lease is based on forged documents and thereby, they have cheated the Cochin Port Authority.
2. Conduct an internal investigation regarding the renewal of the lease based on the fraudulent documents.
3. Investigate the involvement of any officials of the Port Trust in this matter.
4. Provide me with certified copies of all documents submitted for the renewal of the lease, including the partnership deed and reconstitution deed used.

5. Also provide me the details of benefits monetary or otherwise, if any, availed by M/s. JAIRAM & SONS since 2009 till today.

Your immediate attention to this matter is highly appreciated. I am available for any further clarification or cooperation required to address this issue effectively.

Thank you for your understanding and prompt action.

Yours sincerely,

S/d

Rupa Pravin Asher
Partner, M/s. JAIRAM & SONS
EF 703, 7th Floor, Tower F, Purava Eternity
Athani, Kakkanad, Kochi – 682030
Mobile: +919745222239

Enclosure:

1. Copy of Partnership Deed dated 29.01.2009.
2. Copy of the Lease Deed dated 31.03.2023
3. Copy of the order in CrI MC No. 3256 of 2024
4. FIR No. 625 of 2024 of Harbour Police Station
5. FIR No. 1091 of 2024 (Zero) of Thrikkakara Police Station

Copy to:

1. Shri. Gurkaran Singh Bains, Commissioner of Customs, Cochin.
2. Venkatespathy S, Director, Ministry of Ports Shipping & Waterways, New Delhi
3. Capt. Jose Vikas Naval Officer-In-Charge, Kerala
4. R Murugaraj, IRTS Chief Freight Transportation Manager, Southern Railways.
5. Shri. K.S. Srinivas, IAS Principal Secretary, Ports Dept Govt. of Kerala
6. Shri.M.J.Joseph, ICAS (Rtd), 37, Da Costa Square 3rd Cross, Cooke Town, Bangalore -560 084
7. Shri. Punati Sridhar,IFoS(Retd.) 8C,Block -4, 14-C Cross, MCHS Colony, HSR 6th Sector, Bangalore -560 102
8. Shri. T.Prabhu, IOFS Chief Vigilance Officer, Cochin Port Authority Willingdon Island, Kochi, Kerala 682009
9. Shri Sarbananda Sonowal Union Cabinet Minister Ministry of Ports, Shipping and Waterways, Bungalow No.23 Safdarjung Road New Delhi
10. Shri Shantanu Thakur Hon'ble Minister of State Ministry of Ports, Shipping and Waterways, Room No. 58, Western Court, New Delhi-110001
11. Vigilance and Anti Corruption Bureau, 38/2871, CBI Rd, Near CBI Office, Kathrikadavu, Kaloor, Kochi, Ernakulam, Kerala 682017.
12. Minister for Co-operation Ports and Devaswoms, Room No. 397 1st Floor Main Block Secretariat Thiruvananthapuram.
13. Director General of Police, State Police Headquarters, Vellayambalam, Thiruvananthapuram, Kerala – 695010.



दुत्तगाथा डाक
SPEED POST



ADMINISTRATIVE OFFICE,
COCHIN - 682009

Dated: 27.02.2025

No. Secy./RTI Cell/RPA/1813/2025-S

To

Ms. Rupa Pravin Asher
Partner M/s. Jairam & Sons
F 703, 7th Floor, Tower F
Purava Eternity, Athani
Kakkanad, Kochi - 682030

Sir,

Sub : Information under the RTI Act, 2005- reg.
Ref : Your application dated 27.01.2025 (received in this office on 29.01.2025)

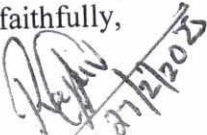
With reference to the above, the information is given below.

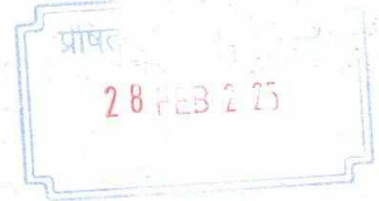
Sl. No. 1 & 2 - Attached (1 page)

Sl. No. 3,4,5 & 6 - The allegations of fraud and fabrication of documents are also matters under investigation by Harbour Police Station . Therefore, without adjudication of this matters or direction from Competent court/officer, CoPA will not be able to consider the request.

If you are not satisfied with this reply, you may appeal to Deputy Chairperson, Cochin Port Authority, Cochin - 682009 being Appellate Authority against the same. The period within which an appeal could be preferred is 30 days from the date of this communication.

Yours faithfully,


CPIO/Sr. Welfare Officer
General Administration Department
Cochin Port Authority



कोचिन पत्तन प्राधिकरण | विलिंगडन आईलैण्ड | कोचिन - 682 009 भारत
Cochin Port Authority | Willingdon Island | Cochin - 682 009 India
www.cochinport.gov.in | trainingcell@cochinport.gov.in | 04842585119 Fax: +91484 2668163



No. EM5/Lease/Jairam & Sons/387/2021

Dated: 19/02/2025

To

Smt. Rupa Pravin Asher,
Partner, M/s. Jairam & Sons,
EF 703, 7th Floor, Tower F,
Purava Eternity, Athanil,
Kakkanad, Kochi - 682 030

Madam,

Sub: Allotment of 0.2016 ha (49.82 cents) of land leased to M/s. Jairam & Sons for a period of 30 years from 20.05.2021 to 19.05.2051
Re-constitution Deed of M/s. Jairam & Sons - Reg.
Ref: Your letter dated 30.12.2024 addressed to the Secretary, CoPA

With reference to your letter dated 30.12.2024, regarding the allotment of an area by the Cochin Port Authority (CoPA) to M/s. Jairam & Sons, please note that the said area was allotted to M/s. Jairam & Sons subsequent to their participation in the tender invited by CoPA. It may be noted that your contention regarding rights and liabilities of partners are matters that can be adjudged only by competent Court. Further, as claimed by you, the allegations of fraud and fabrication of documents are also matters under investigation by officials of Harbour Police Station. Therefore, without adjudication of these matters or direction from competent court/officer, CoPA will not be able to consider your request for termination of lease.

Yours faithfully

Rupa Asher
19/02/25

Dy. Chief Mechanical Engineer (M)
(Estate Division)

कोचिन पोर्ट प्राधिकरण | विलिंगडन आइलैंड | कोचिन - 682 009 | भारत
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