

Subj - L.A. - V.U.D.A. - Transfer of land to N.S.T.L. in Madhavadhara Village - Regarding.

The erstwhile Town Planning Trust deleted 140 acres from acquisition in favour of Naval Scientific and Technological laboratory in Butchirajupalem, Madhavadhara belt which was originally proposed for Township, since it was required for the defence purpose and as they promised that they would not claim any additional land from the town ship development. Thus the area of 140 acres is under the occupation of the N.S.T.L.

During the middle of the year 1983, the N.S.T.L. Authorities wanted an extent of 163 acres for expansion of the project. Later-on they have reduced their requirement of land to 115 acres and finally during the discussions held on 28.9.'83 at V.U.D.A. Office with Person-in-Charge, District Collector and concerned officers of both organisation, the N.S.T.L. Authority agreed to reduce the bare minimum requirement, to 22 acres of Madhavadhara township which is situated to the North-East of their existing laboratory.

During the Meeting held in the Chambers of the Chief Secretary to Government, Andhra Pradesh on 21.10.'83, the subject (ie.) transfer of land to N.S.T.L. has come up for discussion. They have requested for transfer of Ac.22.00 of land (now in the possession/acquisition of V.U.D.A.) on the North-Eastern side of their campus to enable them to commence their project. In the meeting, the Law Secretary on a reference opined that the lands acquired by the V.U.D.A. for Housing purposes cannot be handed over to N.S.T.L. (Defence Purpose). The Director of N.S.T.L. stated that when such programmes were taken-up in Karnataka and Kerala, they did not encounter such legal difficulties and added the re-appropriation of V.U.D.A. land for Government purpose and especially for Defence would not attract the observations of the Supreme Court.

In view of the urgency and on request for N.S.T.L. it was agreed that pending issue of clearance, the N.S.T.L. would be allowed to do test drilling on V.U.D.A. land to avoid the delay in expansion programmes.

In a further meeting held on 2.12.'83 with the Chief Secretary to Government, Andhra Pradesh, with concerned officials at Hyderabad that the 22.5 acres land required by N.S.T.L. was categorised into four categories as :

- (1) the lands acquired and taken over by V.U.D.A. S.No. 2/2 of Madhavadhara Acs. 6.84 cts.
- (2) the lands at award stage. S.No. 1/2 of Madhavadhara Acs. 2.35 cts.
- (3) The lands acquired where the 4(1) notification was struck down by the High Court in S.No. 2/1 and 3/1 of Madhavadhara Acs. 6.39 cts.
- (4) the lands yet to be notified under L.A. Act S.No. 278 of Adivivaram and 1/1 of Madhavadhara.

The N.S.T.L. was asked to send separate L.A. Proposals for item 2 to 4.

As regards item-1, the modalities that are to be observed in transferring the acquired land to N.S.T.L. is to be examined by ascertaining the procedure and the relevant acts adopted by Kerala and Karnataka Governments in respect of lands acquired for different purpose transferred in favour of N.S.T.L. The Director, N.S.T.L. too has promised to obtain the same from their Head office at New-Delhi.

The Director, N.S.T.L. in his letter 259/Gen. dated 19.1.'84 has stated that R.A. & I.P. Act 1952 was the only act to effect the transfer the land from V.U.D.A. to N.S.T.L. The Government in their letter No.30517/12-12, M.A. dated 9.2.'84 concurred the procedure.

The Director, N.S.T.L. in his letter dated 16.3.'84 has requested the V.U.D.A. to indicate the cost of the lands proposed to be transferred, to obtain the sanction of the Government of India for an extent of 22 Acres. Out of 22 Acres of land required by the N.S.T.L. from V.U.D.A., only an extent of Ac.6.84 is in the possession of the V.U.D.A. As regards the S.No.2/1 and 3/1 the lands were in court dispute and they have been pending in Supreme Court of India as the 4(1) Notification was struck down by High Court of Andhra Pradesh. The S.No.278 of Adivivaram and S.No.1/1 & 2 of Madhavadhara were not under acquisition of V.U.D.A. The V.U.D.A. can hand over only S.No.2/2 measuring an extent of 6.84 Acs. The Director, N.S.T.L. was also addressed through D.O. Letter RC.6904/68-A1, dated 17.5.84 to send requisition invoking the provisions of R.A. & I.P. Act 1952 to consider the transfer of land by V.U.D.A.

In response to our letter dated 17.5.'84 the Director, N.S.T.L. has sent requisition under R.A. & I.P. Act 1952. Accordingly a notice was served on V.U.D.A. on 11.1.'85. Since it is being for defence purpose under R.A. & I.P. Act and in persuasion of the decision at the highest level the V.U.D.A. has to handover the land measuring an extent of Ac.6.84 covered by S.No.2/2 of Madhavadhara, on completion of formalities under R.A. & I.P. Act, 1952. The cost of which works out to Rs.12,98,909/- including the Development. The Director, N.S.T.L. in his letter No.234/Gen. dated 9.6.'83 under para-4 has agreed to pay the entire expenditure and incidental there to incurred by V.U.D.A.

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Hence, the matter is placed before the  
V. U. D. A. for approval to handover the site to  
N. S. T. L. on payment of cost as per rule.

5/9. Carroll County MD

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