

SUBJECT NO.44

SUB: E.A 187/2012 in EP 69/2008 in O.S 681/1992 on the file of Hon'ble 2nd Additional Junior Civil Judge Court, Visakhapatnam in formation of 60' Road winding from NSTL to Kothavenkojjipalem filed by Smt.Sarvanamma and others - Putting the matter before Board for perusal and for a decision – Reg.

Agenda Note:

VUDA has formed 60ft Road from NSTL at Madhavadhara to Kotha Venkojjipalem through the private lands. The private land holders claimed alternative land in exchange of the affected land. Some of the affected land losers seem to have been provided sites in lieu of the land affected in Road formation.

It is to submit that land measuring 1357 sq.yds in Sy.No.28/6 Madhavadhara (V) of Smt.P.Sarvanamma was taken over by VUDA for the formation of the 60ft Road from NSTL at Madhavadhara to Kotha Venkojjipalem and in lieu allotted another site of 1357 sq.yds in S.No.39P and 24/1A1 of Madhavadhara surplus land. The owners of the surplus land got stay orders from the Hon'ble High Court owing to which VUDA allotted three oddbits Nos.1,2 and 3 in Sector-6 of M.V.P. Colony vide proceedings Rc.No.11756/94/EMII dated 14.12.1994 and 23.1.95 (Copy is enclosed). In these proceedings, VUDA has agreed to bear full registration charges for the execution of the exchange deed in addition to providing alternative approved layout plots to the land losers or compensation under Land Acquisition Act to revise the alignment in order to minimize damage to the buildings in the area and to form the road expeditiously.

The land looser having rejected the plots offered in the odd bits in Sector 6 of M.V.P. Colony, was allotted odd bits No.111,112,113 measuring an extent of 1230 sq.yds i.e., with developed infrastructural facilities in lieu of undeveloped site of 1357 sq.yds lost in the formation of 60ft road subject to certain conditions that she should furnish document showing the title over the site i.e. 10(1) Adangal Copy, settlement fair Adangal from MRO office, Link document, photos of the applicant, latest EC, original sale deed vide this

office proceedings dt.24.9.97 and 5.11.1997 (copies enclosed). But the applicant has not furnished required documents and filed a original suit In O.S.No.681/92 of the II Additional District Magistrate Court, Visakhapatnam. In proceedings Rc.No.11756/94/EMI, dt. 5.11.97 also, the VUDA has agreed to bear full registration charges for the execution of the exchange deed.

The Hon'ble Court in O.S.No.681/92 has issued judgment and directed VUDA to provide an alternative site to the plaintiff as proposed by it in its order dated 5-11-1994. As the applicant Smt.P.Sarvanamma has not furnished the required documents, the VUDA has also addressed to MRO Visakhapatnam (Urban) and the District Collector, Visakhapatnam to furnish the 10(1) copy and SFA in respect of the land in S.No.27/6 of Madhavadhara (V) and a copy marked to the applicant.

As the matter is unsettled due to non submission of documents showing the title deed of the said land i.e. SFA from MRO, Visakhapatnam, in the meanwhile Sri.P.Satyanarayana H/o. Smt.P.Sarvanamma has filed E.P. in Visakhapatnam against VUDA to register the alternate site provided in favour of all family members.

In this connection it is to submit that the issue is around 17 years old and allotment of land compensation for the land effected in formation of 60ft road from Venkojipalem to NSTL, Visakhapatnam seems to have been accepted but no action was taken towards that direction. Meanwhile in the changed circumstances, wherein the allotment of land to land compensation in similar cases are being enquired by Vigilance and Enforcement of Government of Andhra Pradesh, it requires further examination to dispose the old case.

VUDA in its Board Resolution No.129, dated 14-12-2013 has resolved to follow the orders of the Government not to entertain and allot land to land compensation vide Memo No.433/M1/2013, dt.29-4-2013 except issue of TDRs towards compensating the land which was effected in VUDA developmental activities. The standing Counsel is requested vide letter in Rc.No.11756/94/EM-I, dt.19-2-2014 to appear before the Hon'ble Court and present the issue

basing on the VUDA's Board Resolution No.129, dated 14-12-2013 for issue of TDRs towards payment of compensation for effected persons on the above subject and the decision making authority in this circumstance is the VUDA board. The Standing Counsel is requested to file appeal against the Hon'ble Court orders in O.S. No.681/92 if the plea of VUDA is not accepted.

In view of the above, the matter is placed before VUDA Board for favour of perusal and necessary instructions.

Sl. No.	Subject No.	Subject	Resolutions
42	41	VUDA- Allotment wing - Allotment of odd bits - Applications invited through online in two spells - Perusal - Reg.	<ul style="list-style-type: none"> • The Board records its dissatisfaction of the inaction by Secretary, VUDA on this issue kept pending for the past seven months!! • The issue has to be processed as per the existing board resolutions and to be brought to the next board meeting with full details for decision.
43	42	VUDA- VSP- Estt. - Government accorded permission for filling up of the vacancy posts in cadre of Surveyor-cum-Draftsman, Tracer and Work Inspector in VUDA through Departmental Selection Committee -Notification Issued - Reg.	Perused.
44	43	VUDA - Allotments - Harita Housing Project-Madhurawada - Proposals for drawl of lots - Issue of notification - Submitted for approval - Reg.	Perused the developments and approved the action taken to dispose the vacant units.
45	44	E.A. 187/2012 in EP 69/2008 in O.S. 681/1992 on the file of Hon'ble 2 nd Additional Junior Civil Judge Court, Visakhapatnam in formation of 60' Road winding from NSTL to Kotha Venkojipalem filed by Smt. Sarvanamma and others - Putting the matter before Board for perusal and for a decision - Reg.	As Compensation by way of land-for-land is not allowed as per present policy of the Government, VC, VUDA is instructed to file necessary documents or appeals towards providing compensation by way of TDR or under LA Act.