

**BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL  
(SOUTHERN ZONE BENCH, CHENNAI)**

**ORIGINAL APPLICATION NO. 128 OF 2021 (SZ)**

**AFFIDAVIT FILED BY THE 6<sup>TH</sup> RESPONDENT/SUPERINTENDING  
ENGINEER, PUBLIC WORKS DEPARTMENT, THIRUVANANTHAPURAM,  
GOVERNMENT OF KERALA**

**Index**

<b>S.No</b>	<b>Particulars</b>	<b>Page No.</b>
1.	Affidavit	1-7
2.	Letter of granting permission to Local Panchayat for acquisition-( <b>Annexure-1</b> )	8
3.	Copy of letters written by Sri. Raju Abraham, Member of Kerala Legislative Assesmbly( <b>Annexure-2,3,4</b> )	9-11
4.	Copy of Certificate of the Deputy Director of Panchayat( <b>Annexure-5</b> )	12
5.	Copy of Administrative Sanction of the project.( <b>Annexure-6</b> )	13-14
6.	Copy of decision taken by PazhangadiGramapanchayat in Ranni for giving land for the project.( <b>Annexure-7</b> )	15
7.	Copy of Govt. order granting fund for acquisition of land for the project.( <b>Annexure-8</b> )	16
8.	Copy of Letter issued by District Collector for release of fund for the project.( <b>Annexure-9</b> )	17
9.	Copy of order issued by the Executive Engineer allowing fund for acquisition of the project.( <b>Annexure-10</b> )	18

10.	Copy of the letter issued by the District Collector allowing utilization of fund for the project. <b>(Annexure-11)</b>	19
11.	Copy of order issued by the District Collector granting Administrative Sanction of funds. <b>(Annexure-12)</b>	20-21
12.	Copy of letter given to the District Collector to rectify the mistake in Data Bank. <b>(Annexure-13)</b>	22-25
13.	Copy of the sketch showing the alignment of land <b>(Annexure-14)</b>	26
14.	Copy of relevant page of the Data Bank. <b>(Annexure-15)</b>	27
15.	Copy of Judgement in WP No.13713 of 2019 dated 05.01.2022. <b>(Annexure-16)</b>	28-40
16.	Copy of letter by Tahsildardt. 07.03.2022 showing survey numbers of land to be used for project <b>(Annexure-17)</b>	41
17.	Copy of letter of the Village officer <b>(Annexure-18)</b>	42
18.	Copy of the Minutes of Meeting <b>(Annexure-19)</b>	43-48
19.	Copy of Satellite data report received from KSREC <b>(Annexure-20)</b>	49-57

Dated at Chennai on this the 3<sup>rd</sup> day of June, 2022

**M/s. E.K.KUMARESAN**

Standing Counsel for State Government of Kerala - NGT(SZ) Chennai Bench

## BEFORE THE HON'BLE NATIONAL GREEN TRIBUNAL, CHENNAI

O.A. No.128 of 2021

Ibrahim Karim  
S/o. Ibrahim  
Pallivasal Estate  
Factory Division  
Munnar P.O., Kerala

... Applicant

Vs

State of Kerala &amp; 5 Ors.

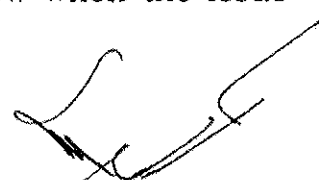
... Respondents

**AFFIDAVIT FILED BY THE 6<sup>th</sup> RESPONDENT**

I, ~~A. M. S.~~ <sup>A. M. S.</sup> working as the Superintending Engineer, Public Works Department (Buildings), South Circle, Government of Kerala, Thiruvananthapuram, do hereby solemnly affirm and sincerely state as follows:

1. It is respectfully submitted that I am the 6<sup>th</sup> Respondent in this Original Application and am fully conversant with the facts of the case as disclosed from the relevant records and hence competent to swear to this Affidavit.

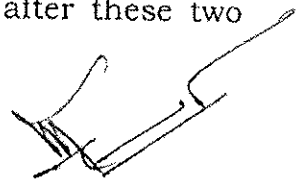
2. It is respectfully submitted that the matter under issue is a 'Public Project', (as defined under Sec.2(xiv) of the Kerala Conservation of Paddy Land & Wetland Act, 2008), of Pilgrim Centre and K.S.R.T.C. Bus Station, Ittiyappara, proposed by the Pazhangadi Panchayat in Ranni, Pathanamthitta District in the year 2000. The project was included and announced as one among the most important projects in the Budget Speech 2009-10. The land was acquired by the Panchayat in two phases, first as per G.O.(Rt) 223/2001/LSGD, Thiruvananthapuram dated 20.01.2001 (Acquired 76.25 Acres of land in re-survey No.258/6, 258/7, 258/8 (258/8+258/8-1+258-1-1), 258/9 (258/9+258/9-1+258/9-1-1) & 258/10) and the second as per G.O.(Rt) 3598/2008/LSGD, Thiruvananthapuram dated 07.10.2008 (Acquired 34.03 area of land in re-survey No.260/2), in total an area of 1 hectare 10 acres and 28 m<sup>2</sup>. At that time, mutation of the land was effected in the name of K.S.R.T.C. only, but now when the issue



came up, on perusal of the records only, it came to our notice that mutation was effected in the name of K.S.R.T.C. only. As the acquisition is for the project funded by PWD also, necessary proceedings are initiated for correction of revenue records so as to effect mutation of the 'Pilgrim Centre' project land in the name of PWD. There is small 'Thodu' (canal) flowing some 11 meters away from the project site on the eastern side and main thodu approximately 200 meters away on the southern side in the East-West direction, but the boundary of the project site is not sharing with the main 'Thodu' and small 'Thodu'. The properties situated adjacent to the 'Thodu' and in between the project site and the 'Thodu' are having Survey Nos.256, 257, 258/1, 258/2, 258/3 and 258/4. In between, the property adjacent to the 'Thodu' and the project site, there is one more property having Survey No.258/5 in the eastern side also one property having survey No.257/6 is also situated between the small 'thodu' and the construction property. That means the construction land is situated after these adjacent properties on both direction. To be specific, the Project Site is not sharing any common boundary with the 'Thodu' in any direction.

3. It is respectfully submitted that it is pertinent to note that the project land was acquired in the year 2001 and the data bank was prepared in the year 2008 and published on 2012.

4. It is respectfully submitted that it is true that the lands comprising in Survey Nos.258/1, 258/2, 258/6, 258/8, 258/9 & 258/10 are mistakenly marked as 'WETLAND' and included in the data bank. Out of these lands having the same soil property, land having Survey Nos.258/8, 258/8-1, 258/8-1-1 (not recorded as WETLAND), 258/9, 258/9-1 & 258/9-1-1 are marked as WETLAND in data bank. But the lands having Sy.Nos.258/3, 258/4 and 256 sharing boundary with the 'Thodu' and land in Survey No.258/5 having the same soil property with the construction land are marked as 'BUILDING', but included in the data bank. Moreover, buildings are already constructed in land having Survey Nos.258/1 and 258/2 which are also included in the data bank. Hence, the inclusion of construction land not sharing boundary with the 'Thodu' and situated after these two



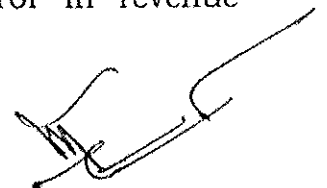
properties in the data bank marking as 'WETLAND' is only a mistake and necessary proceedings are initiated through proper channel for correcting the same and corrections shall be made in the data bank with respect to the land in Survey Nos.258/8 and 258/9 at the earliest.

5. It is respectfully submitted that the mistake committed in the data bank is more clear from column Nos.70 to 75 of the relevant page of the data bank wherein column No.72 shows land in 258/8 is wetland and the extent is 6.75 and in column No.71 land in 258/8-1 which is also shown as wetland the extent is 4.5 and the remaining extent in Survey No.258/8 can only be 2.25, but the area of land in Survey No.258/8-1-1 in column No.70 still showed as 6.75 and it is not wet land also. Similarly, in column No.73, area of land in Survey No.258/9 is 14.4 and in column No.74, the area in survey No.258/9-1 is 6.8 and the remaining area in 258/9 should only be 7.6, but column No.75 shows the remaining area in 258/9 as 14.4. Under Sec.5(3)(i) of the 2008 Act, the Local Level Monitoring Committee can recommend for reclamation of even paddy land for 'Public purpose'.

6. It is respectfully submitted that in the satellite data received from KSREC, it is clearly mentioned that all the lands in the Survey No. belongs to the construction site mentioned having the same nature is 'Paddy', but in data bank, some lands are marked as 'Wet Land'.

7. It is respectfully submitted that because of these errors, a request was made to the Village Officer concerned asking for the area of land in these Survey numbers and by letter dated 07.03.2022, the Village Officer has given the exact area of land in the said survey numbers and its nature shown in the Revenue Records. It was thereafter necessary proceedings are initiated for correction of error in the Revenue Records.

8. It is respectfully submitted that So far as Point No.3.2 of the report of the Joint Committee regarding the Terms of Reference is concerned, construction of the building will be restarted after getting mutation of the project land in the name of PWD and correction of error in revenue records, marked as 'Wet Land'.



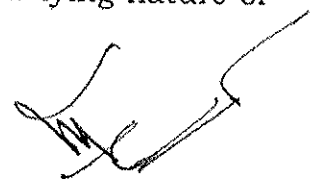
9. It is respectfully submitted that so far Point No.3.3 is concerned, on enquiry with the Irrigation Department regarding the flood plain area, it is informed that flood plain areas are not demarcated in the State. Moreover, in so far as the construction land is not sharing boundary with the 'Thodu', there is no chance of any obstruction to the water flow or holding of excess water from the 'Thodu'.

10. It is respectfully submitted that so far as point No.3.7 is concerned, it is on the basis of Revenue Records and considering the entry showing the project land as 'WETLAND' and the entry with respect to the land comprising in Survey No.258/8 and 258/9 in the Revenue Record as 'WETLAND' is only an error and proceedings are already initiated for correction of Revenue Records and it will be done without any delay.

11. It is respectfully submitted that the environmental compensation suggested was for causing damage by converting wetland to normal plain land and the mention of 'wetland' in the Revenue Record being an error and it is about to be corrected by due process, there is no question of 'converting wetland to normal plain land'.

12. It is respectfully submitted that from the nature and lie of the land in question, it will not come under the definition of 'Paddy Land' under Sec.2(xii) or 'wetland' under Sec.2(xvii) of the Kerala Conservation of Paddy Land and Wetland Act, 2008. The High Court of Kerala has held in the case of Matha Nagar Residents Association Vs. District Collector, reported in 2020 (2) KLT 192 that:

'Going by the definition of wetland in order to treat a particular land as wetland, it should have the characteristic features and requirement as is provided under the Act, 2008. Fallow land is never treated as wetland in accordance with the provisions of Act, 2008. It is also significant to note that from the definition of wetland under the Act, 2008, paddy land and rivers are excluded. Merely because the property is lying fallow and water gets logged during rainy season or otherwise due to the low lying nature of



the property, it cannot be termed as wetland or paddy land in contemplation of Act, 2008".

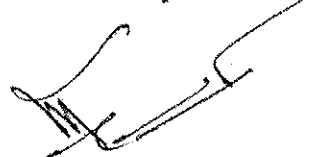
13. It is respectfully submitted that the decision reported as M.K. Balakrishnan Vs. Union of India, (2017) 7 SCC 805 also states about identified wetlands. The Court directed that the application of the principles of R.4 of the Wetlands (Conservation and Management) Rules, 2010 is limited to these 2,01,503 wetlands that have been mapped by the Union of India. The Union of India will identify and intendorise all these 2,01,503 wetlands with the assistance of the State Governments and will also communicate our order to the State Governments which will also bind the State Governments to the effect that these identified 2,01,503 wetlands are subject to the principles of R.4 of the Wetlands (Conservation and Management) Rules, 2010. It is respectfully submitted that the lands in question were not identified as wetlands by any of the said legislations.

14. It is respectfully submitted that regarding the construction in issue before the Hon'ble National Green Tribunal, Writ Petition (C) No.13713 of 2019 was pending before the Hon'ble High Court of Kerala at Ernakulam on the ground of 'Environment Impact' and the Hon'ble National Green Tribunal has already taken note of the said Writ Petition. The Hon'ble High Court of Kerala has dismissed the said Writ Petition (C) No.13713 of 2019 on 05.01.2022 specifically finding that:

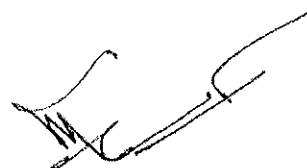
**"We do not find there is any illegality or dereliction of duty, as alleged".**

15. It is respectfully submitted that the Original Application filed before the Hon'ble Tribunal by taking advantage of the error in the Revenue Record is only for causing obstruction to a 'Public Purpose Project' and not maintainable in view of the above, and also the Judgement of the Hon'ble High Court after considering the 'Environment Impact' in detail.

16. It is respectfully submitted that the Copy of G.O.(Rt).223/2001/LSGD dated 20.01.2001 granting permission to the Panchayat for acquisition is



produced as Annex. 1. Copies of letters written by Sri.Raju Abraham, Member of the Kerala Legislative Assembly dated 30.06.2009,25.11.2010 and 17.10.2012 available in the file is produced as Annex-2 to 4 Copy of Certificate No. G1-6046/04 dated 17.11.2004 of the Deputy Director of Panchayat is produced as Annex-5. Copy of G.O.(Rt) No. 1184/09/PWD dated 14.08.2009 giving Administrative Sanction for various projects including the present project in issue is produced as Annex. 6. Copy of the decision taken by the Pazhangadi Grama Panchayat in Ranni dated 18.06.09 for giving land for the project is produced as Annex. 7. Copy of Govt. Order No. 1748/10/PWD dated 20/11/2010 granting fund for acquisition of land for the project is produced as Annex. 8. Copy of letter No. C2-4537/01 dated 09.12.2010 issued by the District Collector for release of the fund for the project is produced as Annex. 9. Copy of Order No. D3-859/A/09 dated 30.11.2010 issued by the Executive Engineer allowing fund for acquisition of the project is produced as Annex. 10. Copy of letter No. C2-4537/01 dated 12.11.2011 issued by the District Collector allowing utilization of fund for the project is produced as Annex. 11. Copy of Order G.O.Rt) No. 1550/2013/PWD dated 27.11.2013 issued by the District Collector granting Administrative Sanction of funds for the project is produced as Annex.12. Copy of letter given to the District Collector to rectify the mistake in Data Bank as Annex. 13. Copy of the sketch showing the alignment of land is produced as Annex-14, Copy of the relevant page of the Data Bank is produced as Annex.15. Copy of the Judgment in Writ Petition O) No. 13713 of 2019 dtd. 05.01.2022 is produced as Annex-16. Copy of letter No. F3-1594/2022 of Tahsildar dated 07.03.2022 showing the Survey numbers of land to be used for the project and its nature showed in the Revenue Record is produced as Annex. 17. Copy of letter of the Village Officer having No. 117/22 dated 07.03.2022 is produced as Annex. 18. Copy of the minutes of the meeting dated 22.03.2022 is produced as Annex. 19( **To be Enclosed**). Copy of Satellite data report received from KSREC as Annex. 20.





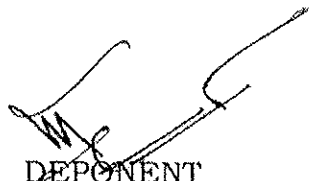
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17. I submit that all the facts stated above are true to the best of my knowledge, belief and information.

18. Therefore, it is humbly prays this Hon'ble Tribunal consider the reply and pass suitable order and thus render Justice.

Dated at Thiruvananthapuram on this 28<sup>th</sup> day of April, 2022.

Solemnly affirmed and signed at  
Thiruvananthapuram on this  
the 28<sup>th</sup> day of April, 2022 in my presence

  
DEPONENT  
**LAIJU. M.G**  
PEN : 129113  
SUPERINTENDING ENGINEER  
P.W.D. Buildings South Circle  
Thiruvananthapuram

## GOVERNMENT OF KERALA

## Abstract

Local Self Government Department – Ranni-Pazhavangadi Gram Panchayat

-----

**Order granting prior sanction to acquire 1 Hec. 12 Are 68 Sq.mtr. land  
for establishing KSRTC Bus Depot**

-----

## LOCAL SELF GOVERNMENT (B) DEPARTMENT

G.O.(R.T) 223/2001/L.S.G. Thiruvananthapuram, 20.01.2001

Reference: (1) Decision No.5 (2) of Ranni-Pazhavangadi Grama Panchayat dated 24.11.2000  
(2) Letter No.C5/349/2000 dated 5.12.2000 of Ranni-Pazhavangadi Grama Panchayat  
President

ORDER

1. Ranni-Pazhavangadi Pannchayat had requested the Government as per the decision in the subject one, to give sanction for acquiring 1 Hectare 12 Are 68 Sq.mtrs. land for establishing KSRTC Bus Depot for development of Pazhavangadi Panchayat in Ranni, Pathanamthitta District.
2. Government examined this matter considering the interest of the Panchayat and the requirement of establishing a KSRTC bus depot at the place, it is hereby ordered granting permission to Ranni-Pazhavangadi Panchayat to acquire by including in the urgency class as per land acquisition law and give prior possession of 1 Hectare 12 Are 68 Sq.mtr. land in Survey numbers 259/11, 259/10, 258/9, 258/6, 258/8, 258/7 and 258/10 for establishing KSRTC Sub-depot
3. It is made clear that the Government shall not have any financial burden in this matter, the Panchayat shall make available to the District Collector in advance, the amount required for acquisition of land, and in case of any litigation in this matter, the Panchayat shall be fully responsible for the same also.

By order of Governor  
A. Nelson  
Jt. Secretary

The District Collector, Pathanamthitta  
..... Director, Thiruvananthapuram  
District Collector, Pathanamthitta

1060/VIP/12/M(W)/2890 13.12.12

9

Annexure - 2

ANNEXURE - 2

Raju Abraham  
(Ranni) Member, Kerala Legislative Assembly  
Kandanatti (PO), Angadi, Ranni  
Thiruvananthapuram (Ph: 0471-2512258)

Phone : Office : 04735-227077  
Residence : 04735-225090  
Mobile : 94471 225090

Camp: .....

Date :

Kandanatt  
Angadi P.O.  
Ranni

The Executive Engineer  
PWD Building

Estimate is given of 10.5 Crore for Sabarimala Pilgrim Centre, 1.52 Crore for Ranni Rest House annex, 5.22 crore for Vechuchira Polytechnic, 4.85 crore for Ranni Taluk Hospital O.P. Block, crore for Pamba Nilakkal guest houses, 3.75 for Ranni working women's hostel, included in the budget speech.

It is urged that there should be space for parking 2000 vehicles and semi-permanent garage for parking 20 heavy vehicles in Sabarimala Pilgrim Centre. Inside the building there should be 5000 chairs, sound system required for the devotees, space for resting, rooms, furniture, plumbing and electric equipments.

Sd/-  
Raju Abraham

ANNEXURE – 3

Raju Abraham  
(Ranni) Member, Kerala Legislative Assembly  
Kandanatti (PO), Angadi, Ranni  
Thiruvananthapuram (Ph: 0471-2512258)

Phone : Office : 04735-227077  
Residence : 04735-225090  
Mobile : 94471 25090

Place: Ranni

Date : 25.11.2020

The Executive Engineer  
PWD Building

It is urged that the design now prepared for Sabarimala Pilgrim Centre constructing at Ittiyapara may be modified as follows:

- Construct Pilgrim Centre having 12 floors;
- Construct place for 1000 vehicles to park on four sides;
- Dining hall, kitchen, toilet, shops etc. required for the pilgrims at ground & 1<sup>st</sup> floors
- 2<sup>nd</sup> floor enabling 5000 people to rest;
- From 3<sup>rd</sup> floor to 11<sup>th</sup> floor, halls etc. for resting, having temple arrangements and facilities for performing pooja and connected things;
- Toilets, electric-plumbing facilities and furniture in every floor;
- In the ground, bio-treatment plants to sanitize toilets, generators.
- In the first phase, 5000 chairs, stage facilities for using at times other than season in the 2<sup>nd</sup> floor hall for resting 5000 people

Sd/- Raju Abraham

AE(W) – put up letter addressing Chief Architect

(initial) xxxx / 25.11.

E.E.

11

Annexure - 4

**ANNEXURE - 4**

Raju Abraham  
(Ranni) Member, Kerala Legislative Assembly  
Kandanatti (PO), Angadi, Ranni  
Thiruvananthapuram (Ph: 0471-2512258)

Phone : Office : 04735-227077  
Residence : 04735-225090  
Mobile : 94471 25090

Camp: Ranni  
Date : 17.10.2012

Dear Sri V.K. Ibrahim Kunj  
Hon'ble PWD Minister  
Thiruvananthapuram.

Exe. Engr. (Builds) – take necessary action.

Sabarimala Pilgrim Centre, is the project published as the most important among the 100 days action plan declared after the Government came into power. As per the decision of the higher level committee convened by you, yourself in the chamber, its estimate is made as two phase, Phase II 14.50 Crore rupees, phase III 26.10 crore rupees made available to your goodself for sanction. It is requested that by giving administrative sanction on the next AS committee for these works which have provision in volume 1 of the budget, the well being of the pilgrims and the promise of the government may be fulfilled.

Faithfully

Sd/-

Raju Abraham

12

ANNEXURE - 5

Annexure - 5

Panchayat Deputy Collector Officer  
Pathanamthitta, Date: 17.11.2004

No.G1-6046/04

CERTIFICATE OF LAND STABILITY

A total of One Hectare 99 Are 33.6 Sq.mtr of land mentioned in decision-II dated 25.10.2004, 4(1) dated 10.11.2004 of Ranni-Pazhavangadi Grama Panchayat and proposed to acquire for KSRTC bus stand, comprising in Ranni Taluk, Ranni Pazhavangadi village Survey No.257/6, 33.98 Are, Survey No.258/1 to 258/10 165.35 Are, Survey No.260/2 00.60 Sq.mtr. was directly inspected. Accordingly, it is hereby certified that 33.98 Ares of Survey No.258/1 to 258/10, 00.60 Sq.mtrs. of land comprising in Survey No.260/2 altogether one Hectare 99 Are 33.6 Sq.mtr. of land is suitable for KSRTC bus stand construction.

Sd/-  
Radhakrishnan Nair  
Panchayat Assistant Director  
holding the Additional Charge of  
Panchayat Deputy Director

RANNI-PAZHAVANGADI GRAMA PANCHAYAT

Decision No.II(1) of the Ordinary Meeting held on 18.06.2009

Committee unanimously decided to give land required for constructing Pilgrim Centre for Sabarimala Pilgrims in the land belongs to Ranni-Pazhavangadi Grama Panchayat.

Sd/-  
President

// true copy //

Sd/-  
Secretary (Special Grade)  
Ranni Pazhavangadi Grama Panchayat

## GOVERNMENT OF KERALA

## Abstract

Works- Roads & Bridges- Administrative Sanction and Special Sanction for works during the year 2009-10- Sanction accorded - Orders issued.

## Public Works (G) Department

G.O.(Rt) No:1184/09/PWD

Dated : 14.08.2009, Thiruvananthapuram

- Read: 1. Rough Cost Estimates furnished by Chief Engineer, Buildings & Local Works, Thiruvananthapuram.  
2. Minutes of the Administrative Sanction Committee held on 07.08.2009

## ORDER

The Chief Engineer, Buildings & Local Works, submitted rough cost estimates for various works for issuing Administrative Sanction during the financial year 2009-10. The Administrative Sanction Committee held on 07.08.2009 recommended to issue Administrative Sanction for 85 Building works, for an amount of Rs.187.73 crores.

2.The Government have examined the matter in detail and are pleased to accord Administrative Sanction and Special Sanction for 85 Building works, for a total amount of Rs.187.73 crores, in the year 2009-10 as per the list appended to this order and subject to the following conditions:

- 1.Works shall be tendered only if hindrance free land is readily available.
- 2.Validity of the Administrative Sanction shall be limited to two years from the date of issue.

By Order of the Governor

Tom Jose

Principal Secretary to Government

To

The Chief Engineer, Roads & Bridges, Thiruvananthapuram  
Superintending Engineer, Roads & Bridges, South Circle, TVPM/ Central Circle, Aluva/  
North Circle, Kozhikode  
The Accountant General (A&E / Audit), Kerala, Thiruvananthapuram  
The General Administration (S.C) vide agenda item no: 3585 dated 12.08.2009.  
The Finance Department  
S/F, O/c

Copy to:

The Private Secretary to the Minister for Works

Approved for issue

Section Officer

✓ 29	Construction of Adoor General Hospital Building (3rd Phase)	300.00
✓ 30	Construction of Thiruvalla Taluk Hospital IP Block (First Phase)	650.00
✓ 31	Ittiyappara - Sabarimala Pilgrim centre	500.00
32	Velliyanoor Panchayat Office Building	100.00
33	Construction building to Teekoy THS	150.00
34	New Building to Kanjirappally Taluk Hospital	250.00
35	Judicial Complex at Chethimattom Pala (Phase 1)	260.00
36	Kanjirappally Court Complex	280.00
37	Construction of Mini Civil Station at Ponkunnam	400.00
38	Kaduthuruthy Mini Civil Station	350.00
39	Construction of Fire & Rescue Station at Peerumade	101.00
40	Devikulam Mini Civil Station	150.00
41	Building to Nedumkandam Taluk Hospital	200.00
42	Construction of Girls and Boys Hostel, Canteen and Staff Quarters to Vandiperiyar Polytechnic	293.00
43	Building to Udumbanchola Polytechnic College	300.00
44	Mega Office Complex of Taxes Department at Kutcherri	100.00
45	Construction of second phase of Aluva Civil Station	150.00
46	Kothamangalam Mini Civil Station	150.00
47	Kolencherry Court Complex	200.00
48	Building for Women and Children Block in Muvattupuzha Taluk Hospital	300.00
49	Thrissur Chembukavu Mini Civil Station (Second phase of Thrissur Civil Station)	135.00
50	Construction of Thalappally Taluk Civil Station	150.00
51	Construction of Mala Civil Station	150.00
52	Mini Civil Station at Anthikkad	150.00
53	Mini Civil Station Kodungaloor	170.00
54	Kunnamkulam Keezhur Govt Polytechnic Materail Testing Lab Building	250.00
55	Construction of Thrissur Court Complex	464.00
56	Construction of Thrithala MRS Hostel for Girls	100.00
57	Construction of Prakulam MRS Hostel	100.00
58	Judicial Officers flat at ottapalam	100.00



(15)

Annexure - 7

Date: 28.2.2011

REPORT

Sir,

Subject: Regarding handing over of Ranni-Pazhavangadi KSRTC Bus stand to Ranni-Pazhavangadi Grama Panchayat Secretary

Reference: Letter No.B-125/2001 dated 18.02.2001

Politely invite your attention to the reference. 011028 Hectare land comprising in Pazhavangadi Village BL-9 Re-Survey 258/6, 258/7, 258/8, 258/9, 258/10, 260/2 taken for Ponnumvila for Ranni-Pazhavangadi KSRTC bus stand is acquired to the Government and handed over to the Ranni Pavazhangadi Grama Panchayat Secretary today. Submitting the sketch of properties handed over and 2 copies of mahazar along with this.

Faithfully,

Sd/- 28.2.2011  
Abraham P.J.

Sd/-  
Sibi George SR

(16)

Annexure - 8

GOVERNMENT OF KERALA

- Abstract -

Public Works Department – Sanctioning amount from the 5 Crore rupees for which Administrative sanction is granted by including in stimulus package for acquisition of land for constructing building for Sabarimala Pilgrim Centre and KSRTC Bus stand in Pazhavangadi Village – Orders – issued.

PUBLIC WORKS (E) DEPARTMENT

G.O.(Rt) No.1748/10/PWD

Thiruvananthapuram  
Dt. 20/11/2010

Reference: 1. G.O.(Rt) No.1184/09/PWD date 8.9.2009  
2. Letter No.C2-4537/01 of District Collector, Pathanamthitta dated 13.09.2010

ORDER

As per reference 1, order issued by giving Administrative Sanction and Special Sanction of five crores by including in stimulus project for construction work of Ittiyappara-Sabarimala Pilgrim Centre proposed to be constructed in the Ranni-Pazhavangadi Grama Panchayat, Pazhavangadi Village, Ranni Taluk in Pathanamthitta District.

2. It is informed as per reference two, letter of District Collector that 75 lakh rupees is required for acquisition of land for construction project of Sabarimala Pilgrim Centre and KSRTC Bus stand.
3. It is recommended as per reference three, letter of Chief Engineer, Building section, that out of five crores rupees sanctioned in the stimulus package, 72.69 lakh rupees can be spent for land acquisition for the said projects.
4. Government elaborately examined this matter and ordered by allowing 72.69 lakh (seventy two lakhs sixty nine thousand rupees) from the 5 crore rupees (five crore) for which Administrative Sanction and Special Sanction was accorded by including in the stimulus project for acquisition of land for the said project Sabarimala Pilgrim Centre and KSRTC bus stand proposed to be constructed in the Ranni-Pazhavangadi Grama Panchayat, Pazhavangadi Village, Ranni Taluk

By order of Governor

A.P.S. Sreekumar  
Addl. Secretary

Chief Engineer (Building Section/Roads & Bridges)  
District Collector, Pathanamthitta  
Accountant General (A&E/Audit), Kerala, Thiruvananthapuram  
Finance Department  
Devaswam Department  
Office File

By Order  
Section Officer

Assistant Engineer  
PWD Building Section, Ranni

(17)

Annexure - 9

No. C2-4537/2001

Collectorate,  
Pathanamthitta  
Dated: 09-12-2010

From

District Collector  
Pathanamthitta.

To

The Executive Engineer  
PWD Buildings,  
Pathanamthitta

Sir,

Sub: - L.A-Regarding Sabarimala Pilgrim Centre KSRIC- Bus Stand  
Acquisition of land and construction of building in Pazhavangadi  
Village

Ref: - Your Order No. D3-859/A/09 dated 30-11-2010

Attention is invited for the above reference. An amount of Rs. 72.69 Lakh allotted to District Collector, Pathanamthitta for the acquisition of land for Sabarimala Pilgrim Centre and KSRIC Bus Stand in Pazhavangadi Village at Ranni Taluk. Please give the amount by DD through District Collector or Special Tahzildar. L.A (General), Pathanamthitta.

*Yours Faithfully*

Sd/-  
for DISTRICT COLLECTOR

Copy to Special Tahazildar. L.A (General), Pathanamthitta

(18)

Annexure - 10

**ANNEXURE – 10**

**Office of the Executive Engineer, Public Works Department (Building Section), Pathanamthitta**

**Present: P.K. Rajeev, M. Tech.**

**Subject:** Public Works Department – for construction of building for Sabarimala Pilgrim Centre and KSRTC Bus stand at Pazhavangadi Village in Ranni Taluk- Regarding Land acquisition

**Reference:** 1. G.O.(Gen). No.1748/10/PWD dated 20.11.2010  
2. G.O. (Rt) No.1184/2009/PWD dated 8.9.2010  
3. Letter No. C2-4537/-1 of District Collector, Pathanamthitta dated 13.9.2010

ORDER NO.D3-859/A09 dated 30.11.2010

As per reference (3) letter of Pathanamthitta District Collector 75 lakh rupees had been asked from Govrnment for acquiring land for construction of Sabarimala Pilgrim Centre and K.S.R.T.C. bus stand.

As per reference (1) Government Order 72.69 lakhs (seventy two lakhs sixty nine thousand rupees) from the 5 crore rupees for which Administrative Sanction and Special sanction was accorded by including in the stimulus project as per reference (2) has been sanctioned for acquisition of land for the project Sabarimala Pilgrim Centre and K.S.R.T.C. bus stand proposed to be constructed in the Ranni-Pazhavangadi Grama Panchayat, Pazhavangadi Village, Ranni Taluk.

In this circumstances, it is sanctioned for the Pathanamthitta District Collector to utilize the said 72.69 lakhs rupees for the specified land acquisition.

Encl; Copy of order

sd/-

Executive Engineer

District Collector, Pathanamthitta

Copy: Chief Engineer, Public Works Department (Building Section), Thiruvananthapuram

(Reference-Letter No.FB8/4855/10 dated 23.11.10)

District Treasury Officer, Pathanamthitta  
Assistant Executive Engineer, Building Sub-Division, Pathanamthitta

(19)

ANNEXURE - 11

Annexure - 11

Proceedings of the District Collector, Pathanamthitta

Present: S. Lalithambika, IAS

No.C2-4537/01

Dt. 12.01.2011

Subject: L.A. regarding land acquisition of Sabarimala Pilgrim Centre & SRTC Bus Stand

- Reference:
- (1) G.O.(Ord.) No.1748/10 PWD dated 20.11.10
  - (2) Order No.D3-859/A/09 of Executive Engineer, Public Works Dept (Building Section) dated 30.11.10
  - (3) Letter No.D3-859/A/09 of Executive Engineer, Public Works Dept (Building Section) dated 13.12.10
  - (4) Proceedings No.C2-4537/01 dated 31.12.2010 of the District Collector, Pathanamthitta
  - (5) Letter No.D3-859/A/09 of Executive Engineer, Public Works Dept (Building Section) dated 13.12.10

Order has been passed as per reference (1) Government order allowing 72.69 lakhs rupees for acquisition of land for Sabarimala Pilgrim Centre and KSRTC Bus stand at Pazhavangadi Village in Ranni Taluk.

It is informed as per reference (2) and (3) of Executive Engineer, Public Works Dept. (Buildings Section) that the said amount can be used by the District Collector for the acquisition including in the head "4050-01-051-71 stimulus package" and accordingly order had been given on 31.12.10 to transfer the amount to L.A. (General). But it is informed that as per reference (5) PWD Executive Engineer (Buildings Section) withdrew account 4059-01-051-71 as per order No.D3-859/A9 of 10.11.11 and amount to be spent in the head of account 8782-00-102-97-02 IAPW.

In this circumstance, it is hereby ordered by cancelling the same number proceedings of this office as per reference (4) of 31.12.10 and authorizing the Special Tahzildar L.A. (General), Pathanamthitta to withdraw from the head 8782-00-102-97-02-IAPW and spend Rs.72.69 lakhs (Seventy Two lakhs sixty nine thousand rupees) for the land acquisition project of Sabarimala Pilgrim Centre & KSRTC Bus stand, Ranni.

Special Tazildhar L.A. (General), Pathanamthitta has to spend the amount after examining the related documents. If any excess amount is paid, Land Acquisition Officer alone shall be responsible for the same.

Sd/-  
District Collector

Special Tazildar L.A. (General), Pathanamthitta  
Copy: Executive Engineer, PWD (Buildings), Pathanamthitta  
District Treasury Officer, Pathanamthitta  
Finance Officer  
Stock file

By order  
Sd/-  
Junior Superintendent

2807

3/12/13

20

Annex 12



## GOVERNMENT OF KERALA

### Abstract

Public Works Department- Construction of Building for Pilgrim Centre, Ittiyappara, Ranni – Revised Administrative Sanction Accorded - Orders Issued.

### PUBLIC WORKS (E) DEPARTMENT

G.O(Rt.)No.1550/2013/PWD

Dated, Thiruvananthapuram, 27/11/2013

Read:- 1. GO (Rt) No.1748/2010/PWD dated 20/11/2010 ✓  
2. Letter No.CE/BL/PL1/PTA/1161/2013 dated 23.2.2013, from the Chief Engineer, PWD (Buildings), Thiruvananthapuram

### ORDER

As per the Government order read above administrative sanction was accorded for an amount of Rs.500 lakh for the 'Construction of Building for Pilgrim Centre, Ittiyappara, Ranni'. Technical Sanction was issued by the Chief Engineer, PWD (Buildings) for Rs.502 lakh. The original proposal was to construct a 12 storeyed building. But the amount sanctioned was just sufficient to construct the foundation of the building and frame of half portion of Ground floor. Hence an estimate was prepared for half portion of the building limiting to the Administrative Sanction amount Rs.5 crore. The work was tendered and awarded to the contractor Sri. Mathew Korah. But the contractor could not start the work due to shifting of the site to the boundary of the yard where the bus stand was located. As the time of completion expired, the contractor requested to release him from this work and to release his security.

2.A meeting in this regard was convened by Hon'ble Minister (Works) on 13/2/13. Based on the decision taken in the meeting, Chief Engineer (Buildings) has submitted a revised estimate vide her letter read above incorporating all the items required for the completion of the ground floor portion with foundation for twelve storeyed building amounting to 16.5 crore and requested to accord Revised Administrative Sanction.

3. Government have examined the matter in detail and are pleased to accord Revised Administrative Sanction for 'Construction of Building for Pilgrim Centre, Ittiyappara, Ranni Pattanamthitta District' for an amount of Rs. 16.5 crore (Rupees sixteen Crore and fifty lakh only) based on SoR 2012 subject to the following conditions:

(.....2.....)

(a) The soil investigation report is for the original proposal of three storeyed building. Recommendations suiting to 12 storeyed structure have to be obtained from the soil investigation agency and modifications if any incorporated while issuing technical sanction

(b) The sufficiency of the land available for the twelve storeyed building for suiting the municipal bylaws has to be ensured before giving technical sanction.

(c) Technical sanction may be issued based on detailed design drawings incorporating changes if any on account of revised recommendations from soil investigation consultants also and copy of technically sanctioned estimate has to be forwarded to Chief Technical Examiner for concurrence.

(By order of the Governor)

K.SOMARAJAN

Special Secretary to Government

To

The Chief Engineer, PWD (Buildings), Thiruvananthapuram.

The Principal Accountant General (Audit), Kerala, Tvpm.

The Accountant General (A&E), Kerala, Thiruvananthapuram.

Finance Department [Vide UO.No.57694/Ind&PW.B2/13/Fin dated  
23.10.2013]

✓ The Executive Engineer, PWD Buildings Division, Pathanamthitta

The Information officer, Web& New media

Stock File/Office Copy

Forwarded/ by order

Mangal

Section Officer

Encl to AGG (B) sub dn, PIA  
dated 5/12/13 for n/a

ADS  
for CE

No. D3-3054/2012 Office of the Executive Engineer  
Public Works Department(Building Section)  
Pathanamthitta-689645  
Phone: 04882 224833  
pwdbuildings@gmail.com  
Date: 16/03/2022

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From

Executive Engineer

To

District Collector

Pathanamthitta.

Sir,

Subject:- Land in which Ranni Ittiyappara Sabarimala Pilgrim  
Centre exists- Regarding.

Reference:- 1. Case OA 128/2021 before the Hon'ble National  
Green Tribunal.

2. Same number letter of this office dated 14/03/2022.

3. Letter No. OA 128/AGCAMPANNEXE dated  
04.03.2022 received from the Office of the Advocate General, Kerala

Invite your attention to the above subject and  
reference. It is directed to correct the mistake as mentioned in the  
letter received as per reference (3) from the office of the Advocate  
General as part of OA 128/2021 pending before the National Green



Tribunal in connection with construction of Ranni Ittiyappara Sabarimala Pilgrim Centre within the jurisdiction of this office, in conversion of land wherein the said construction goes on. It is seen that some survey numbers of the said land is included in Data bank and some portion of it is recorded as wet land. It can be understood that some mistake is happened in recording only some survey numbers as Paddy/Wet land in the Data Bank, when the nature of the entire land in the said area is 'Nilam'.

It is 110.28 Ares of land which includes Re-survey No. 258/6 (22.85 Are), 258/7 (22.85 Are), 258/8 (13.50 Are), 258/9 (28.80 Are), 258/10 (5.70 Are) and 260/2 (34.03 Are) is what is acquired for construction of Pilgrim Centre. Its conversion is given below.

No.	Re-survey No.	Data Bank order No.	Area		Category of Land		Remarks
			Original (As per survey No.)	Data Bank	FMB	Data Bank	
1	258/10	65	5.70	5.26	Nilam	Building	Difference in Area
2	258/6	66	22.85	22.85	Nilam	Building	---
3	258/8-1-1	70	2.25	6.75	Nilam	Building	Difference in Area
4	258/8-1	71	4.50	4.50	Nilam	Wet land	---
5	258/8	72	6.75	6.75	Nilam	Wet land	---
6	258/9	73	14.40	14.40	Nilam	Wet land	Same survey number
7	258/9	75	14.40	14.40	Nilam	Wet	

						land	included twice
8	258/9-1	74	6.80	6.08	Nilam	Nilam	Difference in Area

It can be seen from the above table that same survey number is repeated, converted and area is recorded incorrectly. Also, when 13.50 Ares of land in survey No. 258/8 was divided as three sub-divisions 258/8, 258/8-1, 258/8-1-1, and 28.80 Are in 258/9 was divided as 258/9, 258/9-1, 258/9-1-1, it is seen that 258/8-1-1 and 258/9-1-1 alone are not included in the category of wet land. It is clear from the land in different sub-divisions in same survey number is categorized as different category, survey numbers are repeated, and the area is incorrect, that mistake has happened while preparing the Data bank.

Another thing mentioned in this case is whether this is flood plain area. For that, in the report given from the Irrigation Department, what is reported is that flood plain area is not categorized in our State and from 2018 onwards this is flood affected area. Further, it is also reported that the said land is sharing boundary with canal. As it is evident from the FMB sketch submitting along with this that the construction land is a portion surrounded by other survey numbers, this land is not sharing boundary with canal, at the time of flood of 2018 75% portion of Pathanamthitta District became flood affected, and by the low-pressure and heavy rain due to the changing climate in the succeeding years most of the areas of Ranni town became flood

affected. It can be factually asserted that the flood caused in this way is not because of the construction works in the said place.

Hence it is requested that the clerical mistake in the Data Bank regarding categorization of land mentioned above to be corrected and a report regarding the flood plain area mentioned in the case may be made available urgently for producing in the said case.

Faithfully,

Sd/-

Executive Engineer

Encl: 1. Copy of letter dated 04.03.2022

Received from the office of

Advocate General- 1 number.

2. FMB Copy- 1 number

3. Copy of letter No. 117/22 dated

07.03.2022 of Village Officer, Pazhavangadi.

4. Copy of page of Data Bank including number

63 to 80.

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SKETCH SHOWING THE ALIGNMENT OF LANDS  
PROPOSED FOR ACQUISITION

N

S

DISTRICT - PATHANAMTHITTA

TALUK - RANNEY

VILLAGE - PAZHAVANGADI

BLOCK NO. 9

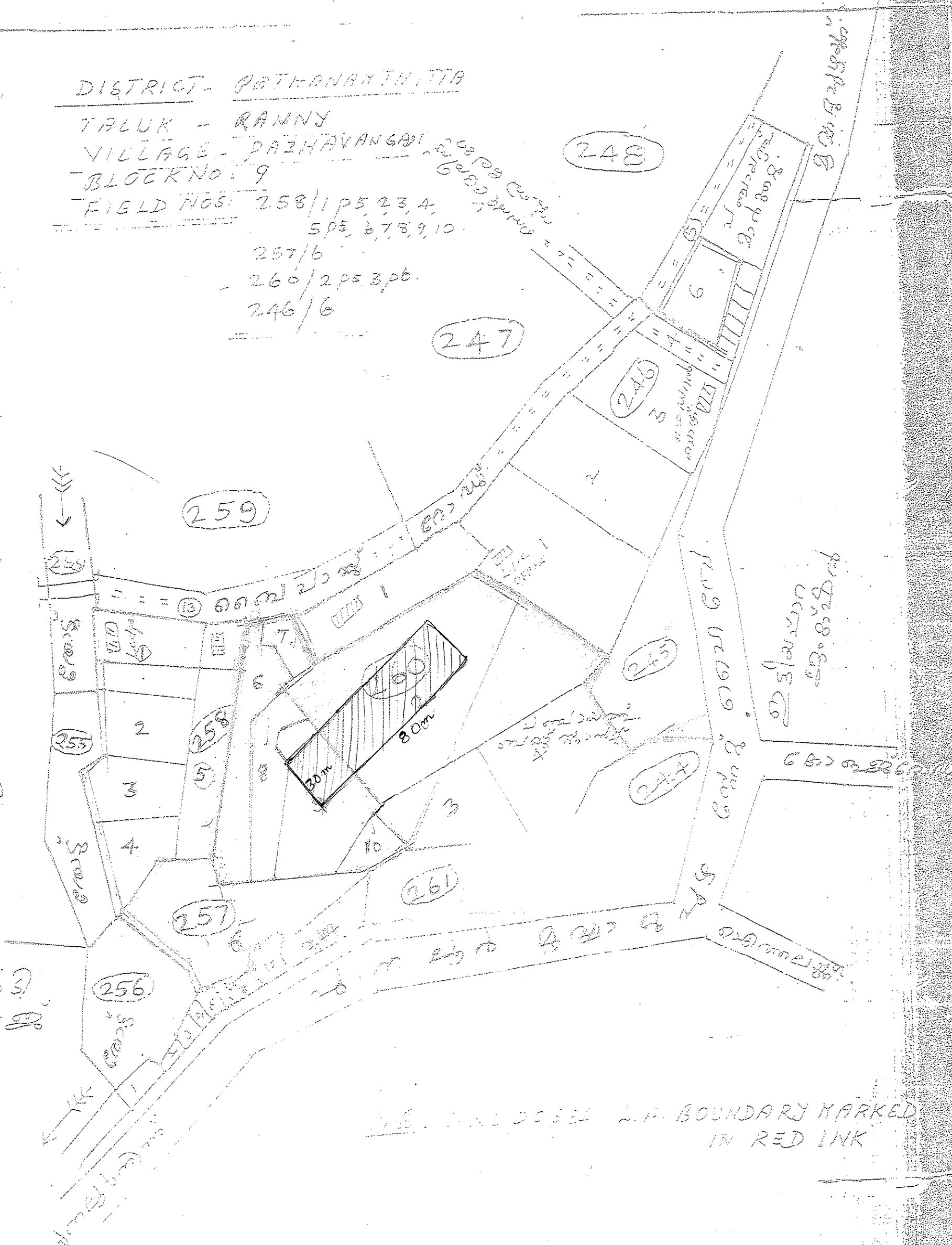
FIELD NOS: 258/1 p 5, 2, 3, 4,

5 p 5, 6, 7, 8, 9, 10.

257/6


260/2 p 5, 3 p 6.

246/6



THE PROPOSED L.P. BOUNDARY MARKED  
IN RED INK

	1	2	3	4	5	6	7	8	9	10	11	12	13
63	"			252/6				ജേക്കബ്, പന്ത്രണ്ടിൽ പുളിക്കൽ, അരിയൂർ		65			
64	"			252/4				അനിത വർഗീസ്, പുത്തൻപുരയിൽ, പഴവങ്ങാടി	1523	14.26			Building
65	"			258/10				ജേക്കബ് കുരുവിള, അന്നാണിലായപാലം, പഴവങ്ങാടി		5.26			
66	"			258/6				തോമസ് ഉത്സവ്, കണ്ണനാത്തു, പുത്തൻപുരയിൽ, പഴവങ്ങാടി		22.85			
67	"			258/1				റോണി ചാക്കോ, വാലേൽ വീട്ടിൽ, പഴവങ്ങാടി	1544	18.8			
68	"			258/1				ഫിലിപ്പോസ് ചാക്കോ, വാലേൽ, പഴവങ്ങാടി	1544	14.75			
69	"			258/2				റിക്കോ ജേക്കബ് ചെറുവേലിൽ, മുക്കിലായപുര, പാമ്പിൻ കോപ്പു	5705	16.3			
70	"			258/8-1-1				ജിജി ജോസഫ്, കണ്ണനാത്തു, പഴവങ്ങാടി	6814	6.75			
71	"			258/8-1				എബി ജോസഫ്, കണ്ണനാത്തു, പഴവങ്ങാടി	6814	4.5			Wet Land
72	"			258/9				പിറ്റർ, കൊച്ചുതുപ്പാൻ, കണ്ണനാത്തു, പഴവങ്ങാടി	1551	6.75			
73	"			258/9-				ജിജി ജോസഫ്, കണ്ണനാത്തു, പഴവങ്ങാടി	6814	14.4			
74	"			258/9-1				എബി ജോസഫ്, കണ്ണനാത്തു, പഴവങ്ങാടി	6814	6.8			
75	"			258/9				പിറ്റർ, കൊച്ചുതുപ്പാൻ, കണ്ണനാത്തു, പഴവങ്ങാടി	1552	14.4			
76	"			260/1				സക്കരിയ ചാക്കോ, ആനന്ദിൽവീട്, പഴവങ്ങാടി					
77	"			260/3				രാമകൃഷ്ണപിള്ള ഗോപാലപിള്ള, വെള്ളാപ്പള്ളിൽ, പഴവങ്ങാടി		37			Building, Bus stand
78	"			260/4				ഗോപാലപിള്ള, വെള്ളാപ്പള്ളിൽ, പഴവങ്ങാടി		29			Bus stand
79	"			260/4				കിഴക്കിലൂത്ത്, പഴവങ്ങാടി, രാഘവൻപിള്ള, രാമൻപിള്ള	1567	29			
80	"			260/7				കെ.മണിലാൽ, കാലായിൽപുത്തൻപുര, പഴവങ്ങാടി	5072	375			

  
 M. MUTHUSWAMI  
 AGRICULTURAL OFFICER  
 Kanni Bhavangadi  
 686 675

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE THE CHIEF JUSTICE MR. S. MANIKUMAR

&amp;

THE HONOURABLE MR. JUSTICE SHAJI P. CHALY

WEDNESDAY, THE 5<sup>TH</sup> DAY OF JANUARY 2022 / 15TH POUSHA, 1943

WP(C) NO. 13713 OF 2019

PETITIONERS:

K.O. JOHNEY

AGED 56 YEARS

S/O. PAPPACHAN, KOCHI MEDIA, OPPOSITE ST. ANTONY'S CHURCH,  
KALOOR, ERNAKULAM - 82017

BY ADVS.

SRIBIJU ANTONY ALOOR

SRI. K. P. PRASANTH

SMT. BHAVNA THAMPI

SHRI. ARUNRAJ S.

SHRI. PRASANTH N.O.

R.G. RAGESH CHAND

RESPONDENTS:

- 1 DISTRICT COLLECTOR  
PATHANAMTHITTA, CIVIL STATION,  
PATHANAMTHITTA DISTRICT - 689 645.
- 2 KERALA STATE ENVIRONMENTAL IMPACT ASSESSMENT  
PALLIMUKKU, PETTAH P.O, THIRUVANANTHAPURM, KERALA - 695  
024 REPRESENTED BY ITS CHAIRMAN.
- 3 RANNI - PAZHAVANGADI GRAMA PANCHAYATH  
PANCHAYATH OFFICE, RANNI, PATHANAMTHITTA DISTRICT - 689  
673.
- 4 SECRETARY  
RANNI- PAZHAVANGADI GRAMA PANCHAYAT OFFICE, RANNI,  
PATHANAMTHITTA DISTRICT - 689 673.
- 5 STATE OF KERALA  
REPRESENTED BY SECRETARY, DEPARTMENT OF REVENUE,  
SECRETARIAT, THIRUVANANTHAPURAM - 695 001.
- 6 PUBLIC WORKS DEPARTMENT  
BUILDING DIVISION, PATHANAMTHITTA - 691 523,  
REPRESENTED BY THE EXECUTIVE ENGINEER.
- 7 PRINCIPAL SECRETARY FOREST, FOREST AND WILD LIFE

DEPARTMENT, GOVERNMENT OF KERALA, SECRETARIAT,  
1ST FLOOR, MAIN BLOCK, THIRUVANANTHAPURAM.

8 CHIEF TOWN PLANNING OFFICER, DEPARTMENT OF TOWN  
AND COUNTRY PLANNING, GOVERNMENT OF KERALA, SWARAJ  
BHAVAN, 2ND FLOOR, NANTHANCODE, KOWDIAR. P.O.,  
THIRUVANANTHAPURAM.

9 STATE OF KERALA, REPRESENTED BY CHIEF SECRETARY,  
SECRETARIAT, THIRUVANANTHAPURAM DIST. - 695001.

ADDITIONAL RESPONDENTS 7 TO 9 ARE IMPEADED AS PER  
ORDER DATED 5/1/2022 IN I.A.NO.2 OF 2021  
BY ADVS.

SRI.M.P.SREEKRISHNAN, STANDING COUNSEL FOR R2  
SRI.TEK CHAND, SENIOR GOVERNMENT PLEADER FOR R1,  
R5 & R6

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 05.01.2022, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:

**JUDGMENT**

Dated this the 5<sup>th</sup> day of January, 2022

**S. MANIKUMAR, CJ.**

Petitioner has sought for the following reliefs:

*(i) Issue a writ of mandamus or any other appropriate writ directing respondent Nos.1 to 6 to ensure that no building construction more than 20,000 square meter is carried out in the Government land by any person including the 6<sup>th</sup> respondent without obtaining all statutory permission and licenses, including prior environmental clearance.*

*(ii) Issue a writ of mandamus or any other appropriate writ directing 1<sup>st</sup> respondent to do the needful to take cognizance of the offence under the Environment (Protection) Act, 1986 against the persons concerned.*



2. Grounds raised by the petitioner in support of the reliefs are as hereunder:

"A. The constructional activity carried out by the 6<sup>th</sup> respondent in the property of the 5<sup>th</sup> respondent without obtaining various clearances and permissions under the provisions of the EIA Notification, 2006, Kerala Panchayat Raj Act, 1994 and Kerala Land Utilization Order, 1967 is *per se* illegal and is liable to be stopped immediately.

B. The constructional activity carried out by the 6<sup>th</sup> respondent by working hand in glove with the respondents herein according to their whims and fancies without any proper supervision by the proper statutory authorities is clear exploitation of the tax payer's money. Since, the construction is being carried out by the 6<sup>th</sup> respondent without any clearances or permissions, there is no accountability for the same. Since, the respondents No. 1 to 3 who are the competent authorities curtail the act of the 6<sup>th</sup> respondent, is sitting mum over the petitioner's complaint, the petitioner has no other option than to approach this Hon'ble Court for the redressal of his grievance.

C. The petitioner has no other alternate or efficacious remedy than to approach this Hon'ble Court for the invocation of the extra ordinary jurisdiction under Article 226 of the Constitution of India.

D. It is evident from Exhibit P1 that the project of the 6<sup>th</sup> respondent

exceeds more than 20,000 square metres and hence the same requires prior environmental clearance from the 2<sup>nd</sup> respondent before starting any construction. However, it is seen from Exhibit P3 communication that no prior clearance has been granted to the 5<sup>th</sup> or 6<sup>th</sup> respondent till date for constructing the multi utility complex. This is clear violation of the provision of the EIA Notification, 2006.

E. The 6th respondent ought to have preferred an application under Section 235 F of the Kerala Panchayat Raj Act, 1994 and obtained a building permit from the 3<sup>rd</sup> and 4<sup>th</sup> respondents before starting any constructional activities. However, it is seen from Exhibit P5 communication that no permission has been accorded from the office of the Secretary of the 3<sup>rd</sup> respondent till date to start the constructions activities of the multi utility complex till date. This is clear cut violation of the provisions of the Kerala Panchayat Raj Act, 1994 and the Kerala Panchayat Building Rules.

F. The petitioner has also come to learn from the local residents that the land in question was a 'nilam' till some time back. However, it is learnt reliably that neither the 5th respondent nor the 6th respondent has obtained any permission under the Kerala Conservation of Paddy Land and Wetland Act, 2008 or the Kerala Land Utilization Order, 1967 for use of land for any other purpose. This is per se illegal and is to be curtailed by the 1st respondent.

G. The inaction on the part of the respondents No. 1 to 3 on the illegality committed by the 5<sup>th</sup> and 6<sup>th</sup> respondents is clear dereliction of duty

and clearly indicates that the respondents are working hand in glove to perpetuate the illegality to extort the tax payer's money from the public ex-chequer.

H. The careless manner in which the construction materials are being dumped in the construction site is posing huge threat to the life of the local residents, pedestrians as well as motorists. This is unacceptable and stringent action has to be taken against the illegality done against the public at large."

3. Refuting the averments, the Executive Engineer, Public Works Department, Building Division, Pathanamthitta has filed a counter affidavit dated 1<sup>st</sup> August, 2019, wherein it is contended thus:

"3. It is respectfully submitted that the project in question was proposed by the Member of Legislative Assembly of Ranni Legislative Assembly Constituency as a multi-storied pilgrim centre for Sabarimala Pilgrims within the limits of Ranni-Pazhavangadi Grama Panchayath. The 3<sup>rd</sup> respondent acquired necessary land required for construction of the Pilgrim Centre based on the Order of the Government No. GO(RI) No. 3598/08/LSGD /Tvm. dated 07.10.2008. The administrative sanction for the work was obtained vide GO(Rt) No. 1550/13/PWD dated 27.11.2013 - for an amount of Rs. 16.5 Crores. The technical sanction was obtained

by Order No. CE/L/PTA/2597/11 dated 05.03.2014 of the Chief Engineer, PWD. After obtaining the necessary sanction, the work was tendered and site was handed over to M/s. Rojer Mathew and Company as per Agreement No. 23/SCVSC/14-15 dated 30.09.2014. Pursuant to the handing over of the site to the Contractor for construction, the piling works commenced at the site. It is apposite to mention here that there is no pathway inside the site and trespassers were not allowed to enter the site. No building materials are kept outside the premises where the construction is effected so as to obstruct pedestrian movement. Therefore, the allegation to the effect that the entire area is in a chaotic mess, as a result of building materials being strewn all over obstructing the pathway of pedestrians is made only to suit the Writ Petition.

4. It is respectfully submitted that the allegation in the Writ Petition to the effect that the 2<sup>nd</sup> respondent has not issued any prior environmental clearance to the 5<sup>th</sup> or 6<sup>th</sup> respondent till date for construction of the multi-utility complex is unfounded, in as much as the building now under construction is only having a total area of 18,720.4 M<sup>2</sup>, due to non-availability of funds earmarked for the project. The total area has been reduced to 18,720.4 M<sup>2</sup> from the proposed area of

22351.90 M<sup>2</sup>. Under the circumstances, there is no necessity for prior environmental clearance for construction of the work as the total area of the building in question is less than 20,000 Sq. M. Further as per Rule 5 of the Kerala Panchayath Building Rules, application for development permit is not necessary as the construction is for a State Government Department. Likewise, 6<sup>th</sup> respondent has confirmed with the stipulations necessitated as per Rule 7 of the Kerala Panchayath Building Rules."

4. The said respondent has also filed an additional affidavit dated 28<sup>th</sup> October, 2019, wherein it is contended thus:

"3. It is respectfully submitted that the split up area of the floor in the building in question is given in a tabular form hereunder.

FLOOR	AREA IN SQ.M
Ground Floor	1406.9
Parking	1888.1
First Floor	1228.2
Second Floor	1741.5
Typical Floor (3,4,5,6,7,8 & 9th Floors)	1741.5 X 7 =12190.5
Terrace Floor	
Total Area	18720.4

The Plan of ground floor, 1<sup>st</sup> floor, 2<sup>nd</sup> floor and the floors from 3 to 9 are produced herewith and marked as Exhibit R6(a). The above would show that the total area of the building is 18,720 M<sup>2</sup> excluding 10<sup>th</sup> & 11<sup>th</sup> floor. Under the circumstances, this Honourable Court may be pleased to find that no Environmental Clearance is required as a total area of the building is less than 20000 M<sup>2</sup> and the contention to the contrary is devoid of merit.

In view of the above, this Honourable Court may be pleased to dismiss the Writ Petition and permit the respondents to proceed with the construction of the pilgrimage centre at Ranni, in the interest of justice."

5. Going through the material on record, we found that the respondents have taken a stand that the construction proposed is for Sabarimala pilgrims and that the total area of construction has been reduced to 18720.4 M<sup>2</sup> from the proposed area of 22351.90 M<sup>2</sup>.

6. As there was no supporting materials for the said contention, we directed proof to be filed. Accordingly, a memo dated 8<sup>th</sup> June, 2020 has been filed by the Senior Government Pleader substantiating the contention that construction has been reduced to 18720.4 M<sup>2</sup> and not beyond 20000 M<sup>2</sup>, as provided under the Environment Impact Assessment Notification, 2006.

7. Proceedings of the Chief Engineer, Public Works Department (Buildings), Thiruvananthapuram dated 3<sup>rd</sup> January, 2020, restricting the total area of construction to 18720.4 M<sup>2</sup>, is reproduced hereunder:

*"PROCEEDINGS OF THE CHIEF ENGINEER, PUBLIC WORKS DEPARTMENT  
(BUILDINGS), THIRUVANANTHAPURAM*

(Present:Er. Huygheen Albert)

Sub:- PWD -Sanctioning of Environmental Clearance for the Construction of Pilgrim Centre at Ranni Ittiyappara- Order issued - reg:

Read: 1) Letter No. 18/PWD(B)SCTVPM/3299/2013 dated 08/11/2019 of the Superintending Engineer of PWD Buildings South Circle, Thiruvananthapuram Read:  
2) Writ Petition No. 13713/2019 filed by Mr. K.O. Johnny  
3) Letter received from Sri. Raju Abraham, M.L.A. of Ranni Constituency dated 23.01.2014

**ORDER NO: CE/BL/PTA/A1/5266/2018 DATED 03/01/2020**

The Superintending Engineer of PWD Buildings South Circle, Thiruvananthapuram has reported vide ref. cited 1<sup>st</sup> that due to inadequacy of funds for construction of the Pilgrim Centre at Ittiyappara and based on the request of the Hon'ble M.L.A. of Ranni Constituency, by excluding the construction of the 10<sup>th</sup> and 11<sup>th</sup> floors, the area of the building would be only 18720/M2 and prior Environmental Clearance is not

required. And also, the Hon'ble MLA of Ranni Constituency requested vide letter cited 3<sup>rd</sup> to rearrange the work by excluding construction of the 10<sup>th</sup> and 11<sup>th</sup> floors of the proposed building.

Hence sanction is hereby accorded to fix the total area of the building as 18720/M2 by excluding the construction of the 10<sup>th</sup> and 11<sup>th</sup> floors of the proposed building.

Sd/-  
CHIEF ENGINEER "

8. In respect of the grounds that permission has not been required from the 3<sup>rd</sup> and 4<sup>th</sup> respondents viz., Ranni – Pazhavangadi Grama Panchayath, Pathanamthitta District and its Secretary, we are satisfied with the reasons assigned in the counter and additional affidavits filed by Public Works Department, Building Division, Pathanamthitta, represented by the Executive Engineer – the 6<sup>th</sup> respondent. We do not find there is any illegality or dereliction of duty, as alleged.

9. Thus, when respondents have filed the proof of restricting the construction of the proposed building to 18720.4 M<sup>2</sup>, there is no need to obtain clearance from the Authorities under the EIA Notification – 2006.



(39)

W.P.(C) No.13713 of 2019

12

10. Placing on record the above, we are of the view that there is no need to issue any mandamus, as sought for.

Writ petition is dismissed accordingly.

Sd/-

S.MANIKUMAR  
CHIEF JUSTICE

Sd/-

SHAJI P.CHALY  
JUDGE

smv

APPENDIX OF WP(C) 13713/2019

PETITIONER EXHIBITS

- EXHIBIT P1 TRUE PHOTOCOPY OF THE REPLY DATED 16.04.2019 ISSUED FROM THE OFFICE OF THE 6TH RESPONDENT TO THE PETITIONER ALONG WITH ITS ENGLISH TRANSLATION.
- EXHIBIT P2 A TRUE COPY OF THE REPLY DATED 30.07.2018 ISSUED FROM THE OFFICE OF THE 2ND RESPONDENT TO THE PETITIONER ALONG WITH ITS ENGLISH TRANSLATION.
- EXHIBIT P3 A TRUE PHOTOCOPY OF THE DETAILED REPRESENTATION THROUGH EMAIL DATED 14.08.2018 PREFERRED BY THE PETITIONER BEFORE THE 1ST RESPONDENT ALONG WITH ITS ENGLISH TRANSLATION
- EXHIBIT P4 A TRUE PHOTOCOPY OF THE COMMUNICATION DATED 14.11.2018 ISSUED FROM THE OFFICE OF THE 1ST RESPONDENT TO THE PETITIONER BEFORE THE 1ST RESPONDENT ALONG WITH ITS ENGLISH TRANSLATION.
- EXHIBIT P5 A TRUE PHOTOCOPY OF THE COMMUNICATION DATED 20.12.2018 ISSUED BY THE SECRETARY OF THE 3RD RESPONDENT TO THE PETITIONER ALONG WITH ITS ENGLISH TRANSLATION.
- EXHIBIT P6: TRUE COPY OF THE PHOTOGRAPHS

RESPONDENT EXHIBITS

- EXHIBIT R6(a) TRUE COPY OF THE PLAN OF GROUND FLOOR 1ST FLOOR, 2ND FLOOR AND THE FLOORS FROM 3 TO 9.

(41)

**ANNEXURE – 17**

Taluk Office, Ranni  
PH & FAX: 04735227442  
E-mail: [rannitahasildar1@gmail.com](mailto:rannitahasildar1@gmail.com)

F3-1594/2022

Date: 07/03/2022

Tahzildar (Land Records)  
Ranni

Assistant Executive Engineer  
Public Works Building Sub-Section  
Pathanamthitta

Sir,

- Sub: 1. Ittiyappara Pilgrim Centre construction – Giving Land details – Regarding.  
2. Report of Taluk Surveyor dated 02/03/2022.

-----  
As per reference, letter is given is for knowing in which are all survey numbers the land acquired and started construction for building Ittiyappara Pilgrim Centre includes. It is reported as per reference (2) that on inspection of land, piling done and pillar installed for the said purpose is in land comprised in re-survey No.258/8, 9, 10, 260/2, Block 9 of Pazhavangadi village. You are informed that it is also reported that all the said sub-divisions are seen recorded 'Nilam' in the re-survey records. It is seen that land comprising in 206/3 is not included in this.

Faithfully,  
Tahzildar (Land Records)

ANNEXURE – 18

No.117/2022

Village Office, Pazhavangadi  
07.03.2022Village Officer  
PazhavangadiAsst. Engineer  
PWD Building Section, Ranni

Sir,

Sub: Regarding Ranni Ittiyappara Pilgrim Centre land  
Ref: Your letter dated 07.03.2022 without number.

Please see the reference. On examination of Thandapper account 11090, Block 9 of Pazhavangadi Village, it is seen that the said account is started as per order of the Special Tahzildar (L.A.) General (65/12/D dt. 11.01.12) Award No.58/11 dt. 16.02.11 as incoming from Thandapper Nos.9/9187, 9/1549, 9/7066, 9/6815/9/1691, 9/1694, 9/1553. Date of opening of Thandapper account is not mentioned in the register. Basic tax as per this Thandapper from 2012-2013 to 2014-2015 is remitted on 01.10.14. It is seen that last tax payment is made on 15.02.2021 by online mode.

It is reported that in the present inspection of records, except the details mentioned above, no other information or records could be found out from this office.

Faithfully,

Sd/-

Village Officer, Pazhavangadi

No.D3-3054/2012

Office of the Executive Engineer  
Public Works Department (Building Section)  
Pathanamthitta 689645  
Phone: 04882-224833  
[pwdbuildings@gmail.com](mailto:pwdbuildings@gmail.com)  
Date: 16/03/2022



Annexure : 19

Office of the Superintending Engineer,  
P.W.D., Buildings South Circle,  
Public Office Building, Museum, P.O  
Thiruvananthapuram- 695 033

Phone/Fax : 0471-2327898 e-mail: [pwdbuildingsouthcircle@gmail.com](mailto:pwdbuildingsouthcircle@gmail.com) / [sescbl.pwd@kerala.gov.in](mailto:sescbl.pwd@kerala.gov.in)  
Mobile 8086395122

Minutes of meeting on re-starting of Construction of Pilgrim Centre at Ittiyappara,  
Ranni held on 21/05/2022 at 3.00pm via online

The meeting began at 3.00 pm

The list of participants are appended herewith.

An online meeting regarding re-starting of Construction of Pilgrim Centre at Ranni was held by former Principal Secretary, P.W.D. on 22/03/2022 at 3.00 pm. The following decisions were taken on the above meeting.

1. RDO & Agricultural Officer to submit report to Panchyath Secretary. Panchayath Secretary to issue notification regarding whether the land in question is wet land or not before 26/03/2022.
2. Chief Engineer, Buildings to issue satellite image in this regard before 26.03/2022.
3. The Chief Engineer, Irrigation to give report on flood level marking system during the period 2010-11 to Chief Engineer, Buildings.
4. The decision regarding possession of land will be considered later.

Since notification for correction regarding the type of land in data bank can be made only after the decision of Local Level Monitoring Committee (LLMC), Executive Engineer. Pathanamthitta was directed to get clarification regarding the decision of LLMC and type of land acquired for construction was wet land or not, the minutes of meeting held on 22/03/2022 was not approved.

In the above circumstances, in order to sort out the issues and to confirm the decisions of meeting held on 22/03/2022, the Secretary, PWD, has called for a meeting with officials of concerned departments on 21/05/2022 at 3.00pm via online. In the meeting the Additional Secretary PWD has informed the decisions taken in the previous meeting and the above decisions were approved by the participants. In the deliberations, the District Collector, Pathanamthitta has informed that as per the report of LLMC the land allotted for the construction of pilgrim centre at Ittiyappara marked on wet land in some Survey Nos. as per the Data Bank was corrected and accordingly revised Notification issued via Gazette No.1348 Dated, 25/04/2022. Executive Engineer, Pathanamthitta was directed to collect the report in this regard.

The meeting came to an end by 3.15pm

(Cont ?)

List of Participants

1. Secretary, Agricultural Department
2. District Collector, Pathanamthitta.
3. Chief Engineer, P.W.D., Buildings.
4. RDO Adoor
5. Divisional Forest Officer, Ranni
6. Executive Engineer, Planning, Thiruvananthapuram.
7. Executive Engineer, P.W.D., Buildings Division, Pathanamthitta.
8. Superintending Engineer, P.W.D., Buildings South Circle, Thiruvananthapuram.
9. Assistant Engineer, P.W.D., Thiruvananthapuram.
10. Pollution Control Board, Pathanamthitta

Sd/-  
Ajith Kumar IAS  
Secretary

45

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കേരള സർക്കാർ  
Government of Kerala  
2022



Regn.No. KERBIL/2012/45073  
dated 05-09-2012 with RNI  
Reg.No.KL/TV(N)/634/2021-2023

# കേരള ഗസറ്റ്

## KERALA GAZETTE

### അസാധാരണം

#### EXTRAORDINARY

ആധികാരികമായി പ്രസിദ്ധപ്പെടുത്തുന്നത്  
PUBLISHED BY AUTHORITY

വാല്യം 11 Vol. XI	തിരുവനന്തപുരം, തിങ്കൾ Thiruvananthapuram, Monday	2022 ഏപ്രിൽ 25 25th April 2022 1197 മേടം 12 12th Medam 1197 1944 വൈശാഖം 5 5th Vaisakha 1944	നമ്പർ No.
			1348

റാന്നി പഴവങ്ങാടി ഗ്രാമപഞ്ചായത്ത്

സി 4/1795/22

25/04/2022

തിരുത്തൽ വിജ്ഞാപനം

പത്തനംതിട്ട ജില്ലയിലെ റാന്നി താലൂക്കിൽ റാന്നി പഴവങ്ങാടി ഗ്രാമപഞ്ചായത്തിൽ പഴവങ്ങാടി വില്ലേജിൽ നിലവിൽ പ്രസിദ്ധീകരിച്ചിരിക്കുന്ന ഡേറ്റാ ബാങ്കിൽ ( വോള്യം LVII No. 595/03/GP-26 തീയതി 24-03-2012) നിന്നും സർക്കാർ ഉത്തരവ് (സാധാ) നമ്പർ 4592/17/റവന്യൂ തീയതി 31-10-2017 പ്രകാരമുള്ള പരിശോധനകൾ നടത്തിയതിന്റെ അടിസ്ഥാനത്തിൽ പ്രാദേശിക നിരീക്ഷണ സമിതി യോഗത്തിന്റെ 26-03-2022 ലെ തീരുമാന പ്രകാരം ചുവടെ പറയുന്ന വിവരങ്ങൾ ഒഴിവാക്കി ഡേറ്റാ ബാങ്കിൽ തിരുത്തൽ വിജ്ഞാപനം ചെയ്യുന്നു.

(ഒപ്പ്)

സെക്രട്ടറി

റാന്നി പഴവങ്ങാടി ഗ്രാമപഞ്ചായത്ത്

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1	2	3	4	5	6	7	8	9	10	11	12	13
63	"			252/5			മെക്കബ്ബി, പുത്തൻപുരയിൽ പുളിക്കൽ, താഴ്വര		85			"
64	"			252/4			താഴ്വര വർഗ്ഗം, പുത്തൻപുരയിൽ, താഴ്വര	1523	14.26			Building
65	"			258/10			മെക്കബ്ബി ചുവരയിൽ, തുറന്നിടത്തുവെച്ചുകൽ പുറത്തുവെച്ചി		5.28			
66	"			258/6			താഴ്വര ഉയർന്നു, ചെറുതാഴ്വര, പുതുവെച്ചി		22.85			"
67	"			258/1			താഴ്വര ചെറുതാഴ്വര വർഗ്ഗം, പുറത്തുവെച്ചി	1544	18.8			"
68	"			258/1			പുതിയതാഴ്വര ചെറുതാഴ്വര, താഴ്വര, പുറത്തുവെച്ചി	1544	14.75			"
69	"			258/2			താഴ്വര ചെറുതാഴ്വര ചെറുതാഴ്വര വർഗ്ഗം, പുറത്തുവെച്ചി	5705	16.3			"
70	"			258/8-1-1			താഴ്വര ചെറുതാഴ്വര വർഗ്ഗം, പുറത്തുവെച്ചി	6814	6.75			"
71	"			258/8-1			താഴ്വര ചെറുതാഴ്വര വർഗ്ഗം, പുറത്തുവെച്ചി	6814	4.5			Welland
72	"			258/8			താഴ്വര ചെറുതാഴ്വര വർഗ്ഗം, പുറത്തുവെച്ചി	1551	6.75			"
73	"			258/9-			താഴ്വര ചെറുതാഴ്വര വർഗ്ഗം, പുറത്തുവെച്ചി	6814	14.4			"
74	"			258/9-1			താഴ്വര ചെറുതാഴ്വര വർഗ്ഗം, പുറത്തുവെച്ചി	6814	6.8			"
75	"			258/9			താഴ്വര ചെറുതാഴ്വര വർഗ്ഗം, പുറത്തുവെച്ചി	1552	14.4			"
76	"			260/1			താഴ്വര ചെറുതാഴ്വര വർഗ്ഗം, പുറത്തുവെച്ചി					"
77	"			260/3			താഴ്വര ചെറുതാഴ്വര വർഗ്ഗം, പുറത്തുവെച്ചി		37			Building Bus stand
78	"			260/4			താഴ്വര ചെറുതാഴ്വര വർഗ്ഗം, പുറത്തുവെച്ചി		29			Bus stand
79	"			260/4			താഴ്വര ചെറുതാഴ്വര വർഗ്ഗം, പുറത്തുവെച്ചി	1567	29			"
80	"			260/7			താഴ്വര ചെറുതാഴ്വര വർഗ്ഗം, പുറത്തുവെച്ചി	5072	37.5			"





റാന്നി ഇട്ടിയപ്പാറ ഇടത്താവളനിർമ്മാണം പുനരാരംഭിക്കുന്നത് സംബന്ധിച്ച് പൊതുമരാമത്ത് വകുപ്പ് സെക്രട്ടറി ഓൺലൈനായി 21.05.2022-ന് 3.00 Pm ന് വീളിച്ച് ചേർത്ത യോഗത്തിന്റെ നടപടിക്കുറിപ്പ്.

യോഗം 3.00 Pm ന് ആരംഭിച്ചു.

യോഗത്തിൽ പങ്കെടുത്തവരുടെ ലിസ്റ്റ് അനുബന്ധമായി ചേർക്കുന്നു.

റാന്നി ഇട്ടിയപ്പാറ ഇടത്താവളനിർമ്മാണം പുനരാരംഭിക്കുന്നത് സംബന്ധിച്ച് പൊതുമരാമത്ത് വകുപ്പ് മുൻ പ്രിൻസിപ്പൽ സെക്രട്ടറി ബന്ധപ്പെട്ട വകുപ്പുകളുടെ പ്രധിനിധികളെ ഉൾപ്പെടുത്തിക്കൊണ്ട് 22.03.2022-ന് 3.00 മണിക്ക് ഒരു ഓൺലൈൻ യോഗം നടത്തിയിരുന്നു. പ്രസ്തുത മീറ്റിംഗിൽ നടന്ന ചർച്ചയുടെ അടിസ്ഥാനത്തിൽ ചുവടെ പറയുന്ന തീരുമാനങ്ങൾ കൈക്കൊണ്ടിരുന്നു.

1. ആർ.ഡി.ഒ യും , കൃഷി ഓഫീസറും റിപ്പോർട്ട് പഞ്ചായത്ത് സെക്രട്ടറിയ്ക്ക് നൽകേണ്ടതും പഞ്ചായത്ത് സെക്രട്ടറി ടി ഭൂമി wetland ആണോ അല്ലയോ എന്നത് സംബന്ധിച്ച നോട്ടീഫിക്കേഷൻ 26.03.2022 നു മുമ്പ് നൽകേണ്ടതുമാണ്.

2. ചീഫ് എഞ്ചിനീയർ കെട്ടിട വിഭാഗം ഇതു സംബന്ധിച്ച സാറ്റ് ലൈറ്റ് ഇമേജ് 26.03.2022-ന് മുമ്പ് നൽകേണ്ടതാണ്.

3. 2010-11 കാലയളവിൽ flood level marking സംവിധാനം സംബന്ധിച്ച റിപ്പോർട്ട് ഇറിഗേഷൻ സൂപ്രണ്ടിംഗ് ചീഫ് എഞ്ചിനീയർ, കെട്ടിട വിഭാഗം ചീഫ് എഞ്ചിനീയർക്ക് നൽകേണ്ടതാണ്.

4. ടി ഭൂമിയുടെ ഉടമസ്ഥത സംബന്ധിച്ച തീരുമാനം പീന്നീട് കൈക്കൊള്ളുന്നതാണ്.

റാന്നി ഇട്ടിയപ്പാറ ഇടത്താവളനിർമ്മാണം പുനരാരംഭിക്കുന്നതുമായി ബന്ധപ്പെട്ട ഭൂമി തരം മാറ്റുന്നത് സംബന്ധിച്ച തീരുമാനം ലോക്കൽ ലെവൽ മോണിറ്ററിംഗ് കമ്മിറ്റി (LLMC) കൂടി തീരുമാനിച്ച ശേഷം മാത്രമേ തീരുത്തൽ വിജ്ഞാപനം പുറപ്പെടുവിക്കാൻ സാധിക്കുകയുള്ളൂ എന്നതിനാൽ LLMC -യുടെ തീരുമാനവും, നിർമ്മാണത്തിനേറ്റേടുത്ത ഭൂമി Wetland ആണോ അല്ലയോ എന്നത് സംബന്ധിച്ച് കൂടുതൽ ക്ലാരിഫിക്കേഷനും പത്തനംതിട്ട എക്സിക്യൂട്ടീവ് എഞ്ചിനീയറോട് ലഭ്യമാക്കുവാൻ ആവശ്യപ്പെട്ടിരുന്നതിനാൽ 22.3.2022ലെ മീറ്റിംഗിന്റെ നടപടിക്കുറിപ്പ് അംഗീകരിച്ചിരുന്നില്ല.

മേൽപ്പറഞ്ഞ സാഹചര്യത്തിൽ ഇടത്താവളനിർമ്മാണ പ്രശ്നം പരിഹരിക്കുന്നതിനും, 22.03.2022-ൽ നടന്ന മീറ്റിംഗിലെ തീരുമാനങ്ങളുടെ സ്ഥിരീകരണത്തിനും, നിലവിലെ സ്ഥിതി അറിയുന്നതിനും വേണ്ടിയും പൊതുമരാമത്ത് വകുപ്പ് സെക്രട്ടറി ബന്ധപ്പെട്ട വകുപ്പുകളുടെ പ്രധിനിധികളെ ഉൾപ്പെടുത്തിക്കൊണ്ട് വീണ്ടും ഒരു യോഗം 21.05.2022-ന് 3.00 pm-ന് ചേരുകയുണ്ടായി. പ്രസ്തുത യോഗത്തിൽ കഴിഞ്ഞ യോഗത്തിലെ തീരുമാനങ്ങൾ

പൊതുമരാമത്ത് വകുപ്പ് അഡീഷണൽ സെക്രട്ടറി യോഗത്തെ അറിയിക്കുകയും പ്രസ്തുത തീരുമാനങ്ങൾ യോഗത്തിൽ പങ്കെടുത്ത അംഗങ്ങൾ അംഗീകരിക്കുകയും ചെയ്തു. അതിനെത്തുടർന്ന് നടന്ന ചർച്ചയിൽ റാന്നി ഇട്ടിയപ്പാറ ഇടത്താവളനിർമ്മാണത്തിനായി അനുവദിച്ച ഭൂമിയിൽ കുറച്ച് സർവ്വേ നമ്പറുകളിൽ ഉൾപ്പെട്ട ഭൂമി Data bank ൽ Wetland ആയി രേഖപ്പെടുത്തിയിട്ടുള്ളത് പ്രാദേശിക നിരീക്ഷണ സമിതിയുടെ റിപ്പോർട്ടിന്റെ അടിസ്ഥാനത്തിൽ തിരുത്തൽ വരുത്തി 25.04.2022 ലെ ഗസറ്റിൽ 1348 -ാം നമ്പറായി വിജ്ഞാപനം ചെയ്തിട്ടുണ്ടെന്ന് പത്തനംതിട്ട ജില്ലാകളക്ടർ യോഗത്തിൽ അറിയിച്ചു. ആയതിന്റെ പകർപ്പ് ശേഖരിക്കുവാൻ പത്തനംതിട്ട എക്സിക്യൂട്ടീവ് എഞ്ചിനീയർക്ക് സെക്രട്ടറി നിർദ്ദേശം നൽകുകയും ചെയ്തു.

യോഗം 3.15 pm ന് അവസാനിച്ചു.

യോഗത്തിൽ പങ്കെടുത്തവർ:-

1. സെക്രട്ടറി, കൃഷി വകുപ്പ്
2. ജില്ലാ കളക്ടർ, പത്തനംതിട്ട
3. ചീഫ് എഞ്ചിനീയർ, കെട്ടിട വിഭാഗം, പൊതുമരാമത്ത് വകുപ്പ്
4. ആർ.ഡി.ഒ, അടൂർ
5. ഡിവിഷണൽ ഫോറസ്റ്റ് ഓഫീസർ, റാന്നി
6. എക്സിക്യൂട്ടീവ് എഞ്ചിനീയർ, പ്ലാനിംഗ്, തിരുവനന്തപുരം
7. എക്സിക്യൂട്ടീവ് എഞ്ചിനീയർ കെട്ടിട വിഭാഗം സബ്ഡിവിഷൻ, പത്തനംതിട്ട
8. സൂപ്രണ്ടിംഗ് എഞ്ചിനീയർ, സൗത്ത് സർക്കിൾ, തിരുവനന്തപുരം
9. അസിസ്റ്റന്റ് എഞ്ചിനീയർ, തിരുവനന്തപുരം
10. പൊലീഷ്യൻ കൺട്രോൾ ബോർഡ്, പത്തനംതിട്ട

അജിത് കുമാർ ഐ എ എസ്  
സെക്രട്ടറി

## REPORT ON LANDUSE CHANGE

The Kerala State Remote Sensing & Environment Centre (KSREC), the state nodal agency for remote sensing applications under Department of Planning and Economic Affairs, Thiruvananthapuram had received a request from the Chief Engineer, Kerala Public Works Department, Thiruvananthapuram- letter no. CE/BL/PTA/A1/5266/18 dated 10/03/2022 for land use/ cover change detection report and maps of the survey plots 258/6, 258/7, 258/9, 258/10 and 260/2 in Pazhavangadi village, Ranni taluk of Pathanamthitta district. KSREC had examined the survey plot mentioned in the letter with all available Indian Remote Sensing satellite (IRS) data in the Centre as well as online open source data available in public domain and reporting the following.

### LOCATION OF THE STUDY AREA

District	-	Pathanamthitta
Taluk	-	Ranni
Village	-	Pazhavangadi
Survey No	-	258/6, 258/7, 258/8, 258/9, 258/10 and 260/2 (Fig.1)

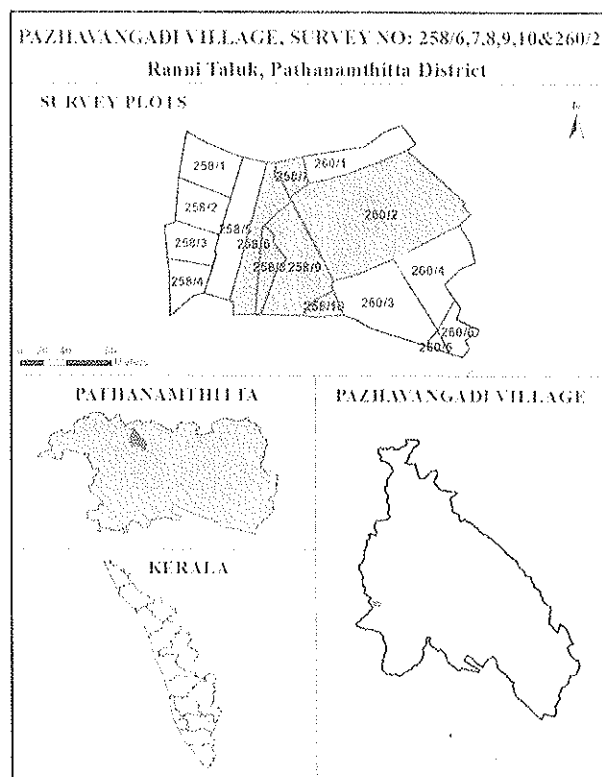


FIGURE - 1. LOCATION OF THE SURVEY PLOT

The survey plots 258/6, 258/7, 258/8, 258/9, 258/10 and 260/2 in Pazhavangadi village, Ranni taluk of Pathanamthitta district was vectorised and located in the Survey of India Toposheet number 58D/14 of 1967 in 1:50,000 scale, using Ground Control Points. The survey plot lies between 9°23'12.8"N to 9°23'14.111"N latitude and 76°47'5.626"E to 76°47'11.281"E longitude

### DATA USED FOR CHANGE ANALYSIS

The location of the survey plot maps provided is identified in all available data sets using Remote Sensing (RS) and Geographical Information system (GIS). The boundaries of the survey plot mentioned in the request were drawn from the cadastral sheets pertaining to the area.

The following data sets were used for the analysis. The month and year of the satellite data used is mentioned in the respective maps provided for the survey number.

1. Topo Map	-	Year 1967 (58D/14 Survey of India)
2. Cadastral Map	-	Year 1940 (Survey and land Records)
3. FMB	-	Survey & Land Records
4. Satellite data	-	Year 2011 (Google Earth)
5. Satellite data	-	Year 2013 (Google Earth)
6. Satellite data	-	Year 2017 (Google Earth)
7. Satellite data	-	Year 2021 (Google Earth)

### ANALYSIS

High resolution ortho-rectified Indian Remote sensing satellite data products were used for geo-referencing the cadastral maps pertaining to the survey plot and change detection in land use and land cover of the site. **Figure 2** shows the cadastral map of the plot super imposed over Indian Remote Sensing satellite data- Cartosat-1. **Figure.3** is the plot map superimposed / geo-referenced with LISS IV MX of IRS data. These imageries show the spatial reference of plots in ground.

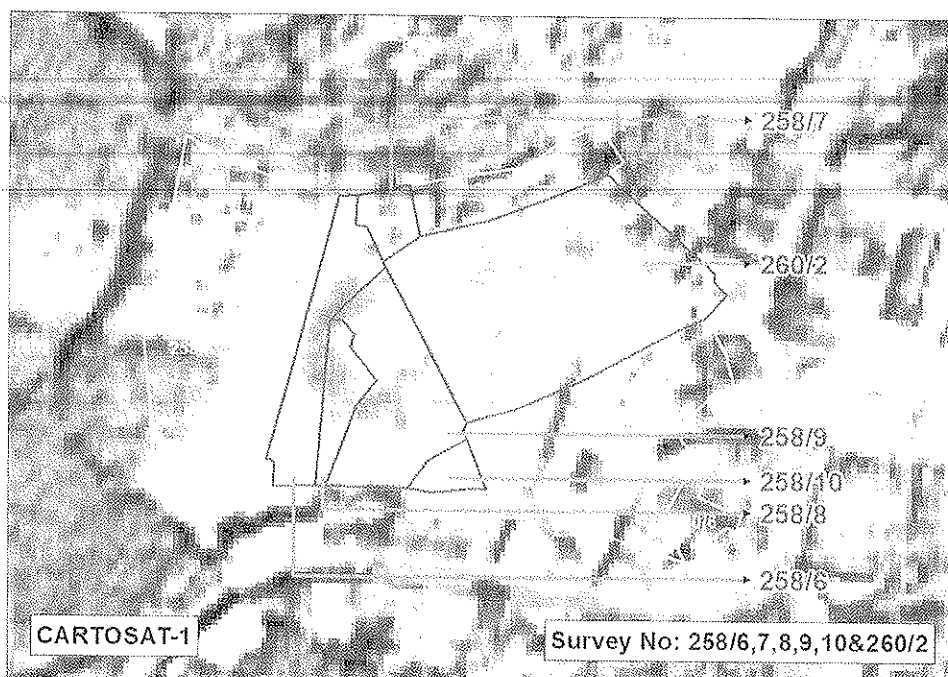


FIGURE – 2. SURVEY PLOT GEO-REFERENCED WITH INDIAN REMOTE SENSING SATELLITE DATA – CARTOSAT-1

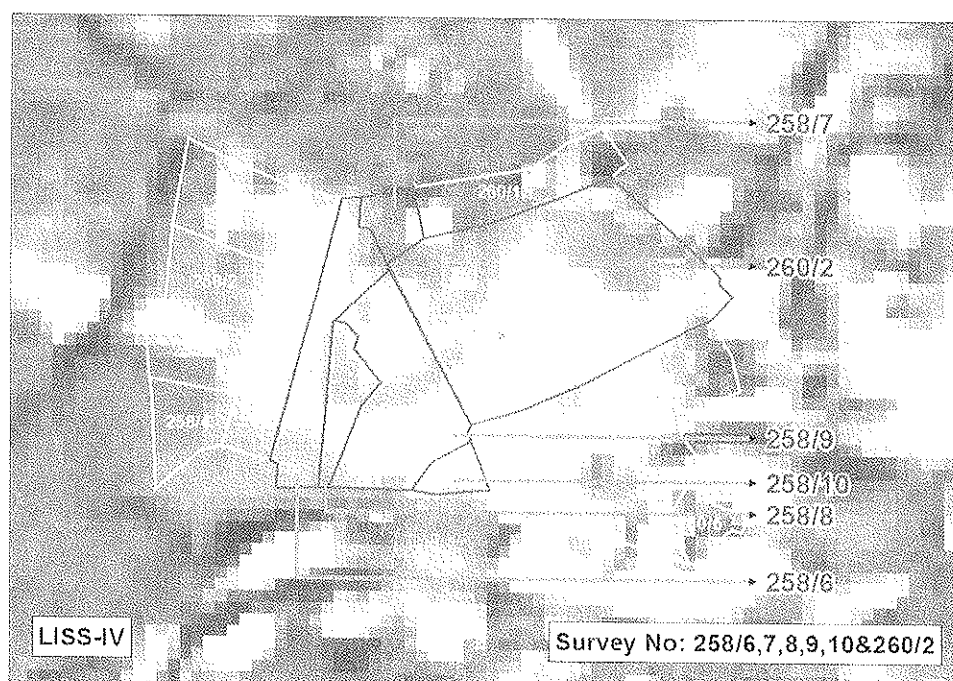


FIGURE – 3. SURVEY PLOT GEO-REFERENCED WITH INDIAN REMOTE SENSING SATELLITE DATA – LISS IV

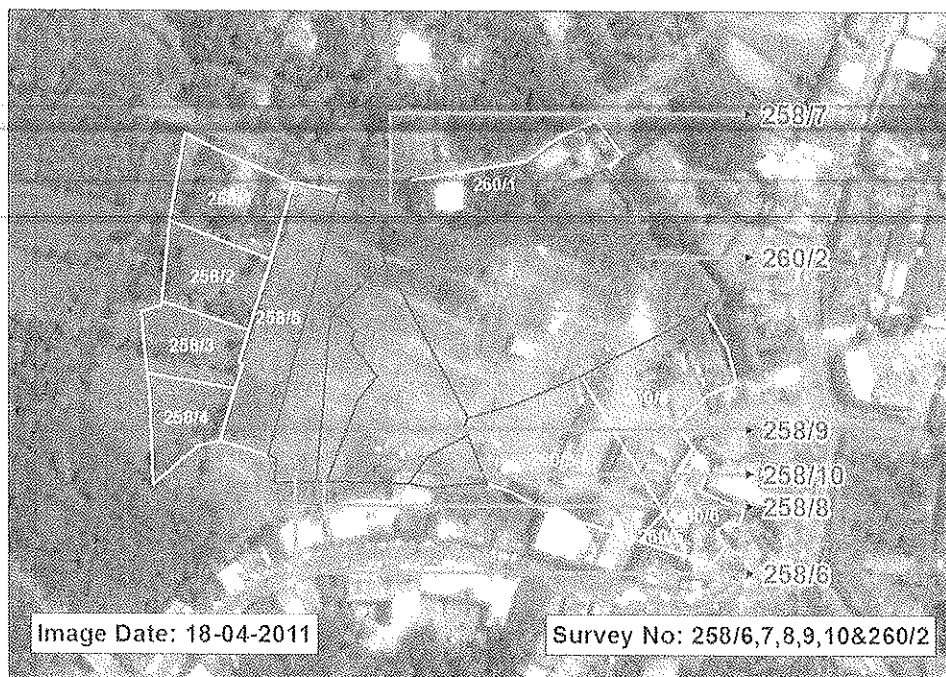


FIGURE – 4. SURVEY PLOT GEO-REFERENCED WITH 2011 SATELLITE DATA

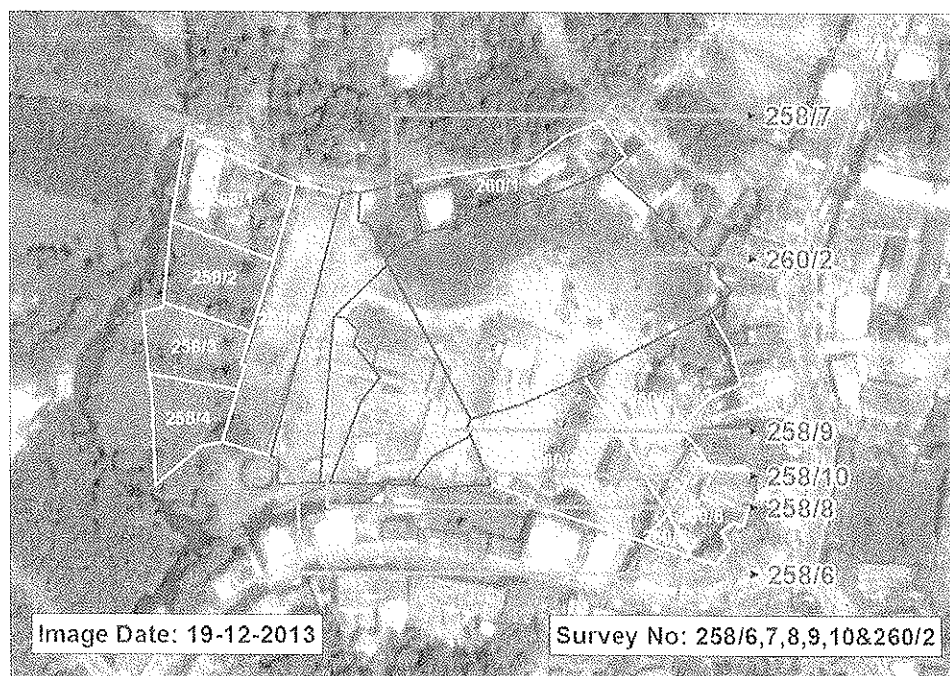


FIGURE – 5. SURVEY PLOT GEO-REFERENCED WITH 2013 SATELLITE DATA

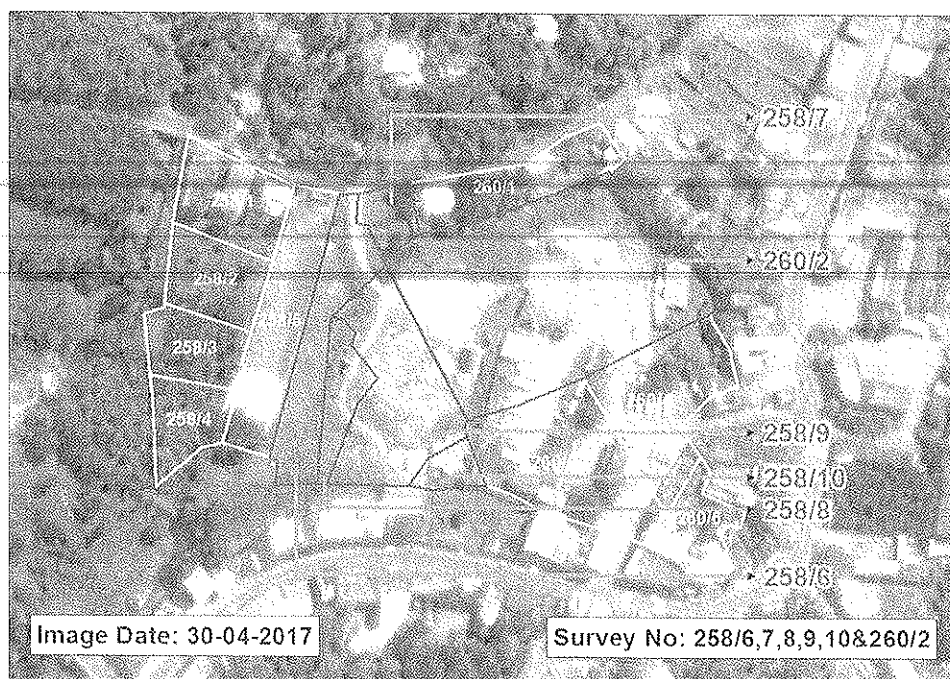


FIGURE – 6. SURVEY PLOT GEO-REFERENCED WITH 2017 SATELLITE DATA

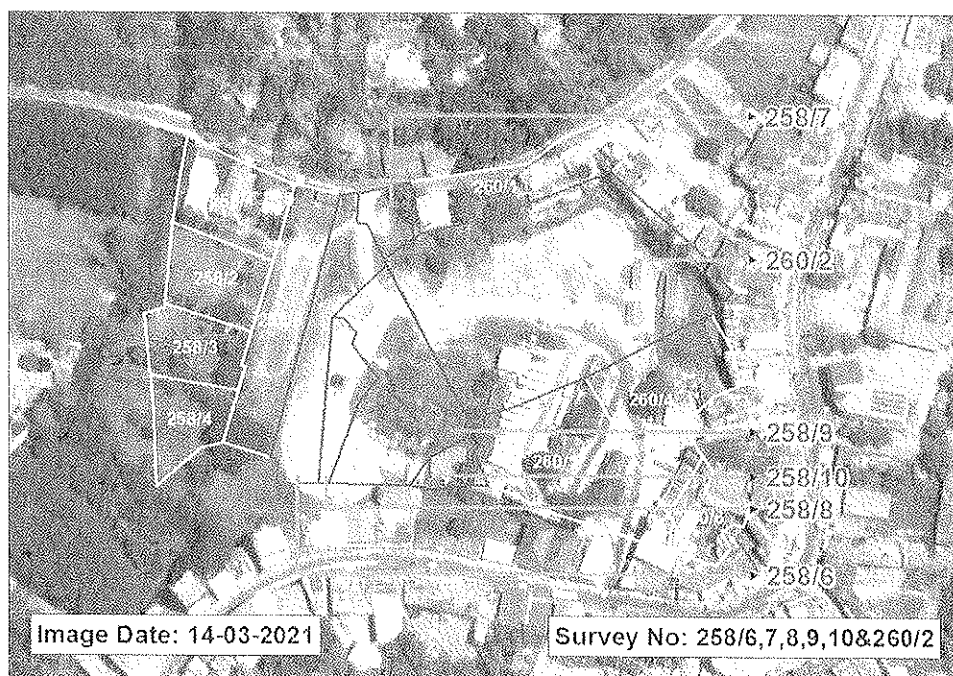


FIGURE -- 7. SURVEY PLOT GEO-REFERENCED WITH 2021 SATELLITE DATA

**SURVEY NUMBER 258/6**

As per the toposheet of 1967, the survey plot 258/6 was observed under paddy land. The plot bordered by a road on north side was observed under exposed soil in the data of 18/04/2011 (Fig: 4). The same landuse pattern was continued in the data of 19/12/2013 (Fig: 5). In addition to the existing landuse pattern, a linear feature represents pathway was align towards north-east side in 30/04/2017 (Fig: 6) data. The same landuse pattern was continued in the data of 14/03/2021 (Fig: 7).

**SURVEY NUMBER 258/7**

As per the toposheet of 1967, the survey plot 258/7 was observed under paddy land. The plot bordered by a road on north side was observed under mixed vegetation/plantation/trees in the data of 18/04/2011 (Fig: 4). The same landuse practices were continued in the data of 19/12/2013 (Fig: 5) and 30/04/2017 (Fig: 6). Further in 14/03/2021 (Fig: 7) data, mixed vegetation/plantation/trees were observed as removed from the predominant area.

**SURVEY NUMBER 258/8**

As per the toposheet of 1967, the survey plot 258/8 was observed under paddy land. The plot was observed under exposed soil in the data of 18/04/2011 (Fig: 4). In addition to the existing landuse pattern, temporary building/structures were observed in the data of 19/12/2013 (Fig: 5) and the 30/04/2017 (Fig: 6) data shows temporary building/structures removed. Plot was observed under exposed soil in the data of 14/03/2021 (Fig: 7).

**SURVEY NUMBER 258/9**

As per the toposheet of 1967, the survey plot 258/9 was observed under paddy land. The plot was observed under exposed soil in the data of 18/04/2011 (Fig: 4). In addition to the existing landuse pattern, temporary building/structures were observed in the data of 19/12/2013 (Fig: 5). The 30/04/2017 (Fig: 6) data shows temporary building/structures removed from the plot. The same landuse pattern was continued in the data of 14/03/2021 (Fig: 7).



**SURVEY NUMBER 258/10**

As per the toposheet of 1967, the survey plot 258/10 was observed under paddy land. The plot was observed under exposed soil in the data of 18/04/2011 (Fig: 4). The same landuse pattern was continued in the data of 19/12/2013 (Fig: 5). Further in 30/04/2017 (Fig: 6) data, the entire area was observed under building/structures. The same landuse pattern was continued in the data of 14/03/2021 (Fig: 7).

**SURVEY NUMBER 260/2**

As per the toposheet of 1967, the survey plot 260/2 was observed under paddy land. The plot was observed under exposed soil with building/structure towards south and plantation/trees towards north in the data of 18/04/2011 (Fig: 4). The same landuse practices were continued with additional building/structures in the data of 19/12/2013 (Fig: 5), 30/04/2017 (Fig: 6) and 14/03/2021 (Fig: 7).

**LIMITATIONS**

This report is prepared based on the observations from the available satellite data of different years without physical verification. Particularly the data of year 2008 is not available.

**OBSERVATIONS & CONCLUSION**

The analysis has been carried out from all available data sets of toposheet (1967) and different satellite data sets of 2011, 2013, 2017 and 2021 for the survey plot.

As per the toposheet of 1967, the survey plot 258/6 was observed under paddy land. The plot bordered by a road on north side was observed under exposed soil in the data of year 2011 and 2013. In addition to the existing landuse pattern, a linear feature represents pathway was align towards north-east side in 2017 and 2021 data.

As per the toposheet of 1967, the survey plot 258/7 was observed under paddy land. The plot bordered by a road on north side was observed under mixed

56

vegetation/plantation/trees in the data of year 2011, 2013 and 2017. Further in 2021 data, mixed vegetation/plantation/trees were observed as removed from the predominant area.

As per the toposheet of 1967, the survey plot 258/8 was observed under paddy land. The plot was observed under exposed soil in 2011 data. In addition to the existing landuse pattern, temporary building/structures were observed in 2013. 2017 data shows temporary building/structures were removed. Plot was observed under exposed soil in 2021 data.

As per the toposheet of 1967, the survey plot 258/9 was observed under paddy land. The plot was observed under soil exposed in the data of year 2011. In addition to the existing landuse pattern, temporary building/structures were observed in the data of year 2013. The 2017 and 2021 data shows that temporary building/structures removed from the plot.

As per the toposheet of 1967, the survey plot 258/10 was observed under paddy land. The plot was observed under exposed soil in the data of year 2011 and 2013. Further in 2017 and 2021 data, the entire area was observed under building/structures.

As per the toposheet of 1967, the survey plot 260/2 was observed under paddy land. The plot was observed under exposed soil with building/structure towards south and plantation/trees towards north in the data of year 2011. The same landuse practices were continued with additional building/structures in the data of year 2013, 2017 and 2021.

Dr. S. Jane Mithra  
Scientist, KSREC

**DIRECTOR**  
**KSREC**

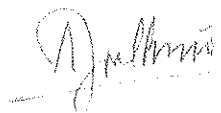
vegetation/plantation/trees in the data of year 2011, 2013 and 2017. Further in 2021 data, mixed vegetation/plantation/trees were observed as removed from the predominant area.

As per the toposheet of 1967, the survey plot 258/8 was observed under paddy land. The plot was observed under exposed soil in 2011 data. In addition to the existing landuse pattern, temporary building/structures were observed in 2013. 2017 data shows temporary building/structures were removed. Plot was observed under exposed soil in 2021 data.

As per the toposheet of 1967, the survey plot 258/9 was observed under paddy land. The plot was observed under soil exposed in the data of year 2011. In addition to the existing landuse pattern, temporary building/structures were observed in the data of year 2013. The 2017 and 2021 data shows that temporary building/structures removed from the plot.

As per the toposheet of 1967, the survey plot 258/10 was observed under paddy land. The plot was observed under exposed soil in the data of year 2011 and 2013. Further in 2017 and 2021 data, the entire area was observed under building/structures.

As per the toposheet of 1967, the survey plot 260/2 was observed under paddy land. The plot was observed under exposed soil with building/structure towards south and plantation/trees towards north in the data of year 2011. The same landuse practices were continued with additional building/structures in the data of year 2013, 2017 and 2021.

  
Dr. S. Jane Mithra  
Scientist, KSREC

  
DIRECTOR  
KSREC