

KARNATAKA LOKAYUKTA

No.Compt:Uplok:BCD.674:2011/ARE-5

M.S.Building,
Dr.B.R.Ambedkar Road,
Bangalore-560 001
Date:05.08.2016.**REPORT U/S 12(1) OF THE KARNATAKA LOKAYUKTA ACT, 1984**

Sub: Removal of encroachment of an apartment
constructed on Raja Kaluve and Gomala
land-reg.

Complainant Sri.Ravi Prasad.B.R. s/o. Late Ramanjinappa, No.325, Anjanadri Nilaya, 5th Main Road, Dr.B.R.Ambedkar Beedhi, Byatarayana Pura, B.B. Road, Bangalore (hereinafter referred as Complainant) has filed complaint alleging that an apartment is coming up in Sy.Nos.38 & 39/3 in NTI extension, Rajiv Gandhi Nagar, Vidyaranyapura Post, Bangalore in violation of the BBMP sanctioned plan and it has been constructed on Raja Kaluve and Gomala land and the Respondents are supporting the building owner.


2. Report was called for from the Executive Engineer, BBMP and Executive Engineer has submitted report dt:29.1.2014 stating that survey has been conducted and there is encroachment over Rajakaluve by the owner of Alpine Apartment.

3. Addl. Commissioner, BBMP has submitted letter dt: 14.10.2014 stating that action has been commenced to clear encroachment over Rajakaluve by BBMP. In the letter dt:14.10.2014 he has further stated that there is stay order dt:9.3.2014 in Rev.Mis.2, 3, 4/13-14 passed by D.C. to remove the encroachment. Report was called for from the D.C. on the stage of the case. In response to it, the Tahsildar attached to D.C. Office, Bangalore Urban appeared on 16.2.2016 and submitted report that Revn.(Misc)/2002, 2003 and 2004/13-14 have been transferred to Spl.D.C., Bangalore North Sub.Divn. Spl.D.C. Bangalore North Sub.Divn, was called upon to submit report regarding the stage of proceedings.

Spl.D.C, Bangalore North Sub.Divn. has submitted report stating that notices have been issued to the parties and the file has been transferred to Spl.D.C-1 and therefore notice has been again issued to parties fixing the date of enquiry on 24.6.2016.

4. Since the materials on record disclose that there is encroachment over Rajakaluve by the owners of Alpine Apartment, this report is made under Section 12(1) of the Karnataka Lokayukta Act to the Government to direct the concerned Competent Authorities to take action to clear the unauthorised encroachment.

5. The Competent Authority shall take steps to implement this report within a period of one month from the date of this report and shall submit action taken report in this regard as provided under Section 12(2) of the Karnataka Lokayukta Act. Connected records are enclosed.


(Justice N.ANANDA) 6/8
Upalokayukta-1,
KARNATAKA STATE,
BENGALURU.

