

KARNATAKA LOKAYUKTA

No. Compt/Uplok/MYS-375/2008/ARE-6 M.S.Building,
Dr. B. R. Ambedkar Veedhi,
Bangalore.
Date: 06/05/2017.

**REPORT UNDER SECTION 12(1) OF THE
KARNATAKA LOKAYUKTA ACT, 1984**

Sub: Complaint filed by Sri. A.Mahalingu - President in
T.Narasipura Taluk Ganigara Sangha, Sosali, No.305,
Dalaval Agrahara in T.Narasipura Taluk of Mysore
District- reg.

A complaint was registered on the basis of complaint filed
by one Sri. A.Mahalingu - President in T.Narasipura Taluk
Ganigara Sangha, Sosali, No.305, Dalaval Agrahara in
T.Narasipura Taluk of Mysore
District (hereinafter referred to as complainant for short)
against President/Secretary of Pattana Panchayath Office in
T.Narasipura Taluk of Mysore District (hereinafter referred to
as respondent for short) alleging that, being
Public/Government servant, has committed misconduct, an
investigation has been taken up u/s 9 of the Karnataka
Lokayukta Act, 1984.

2. According to the complainant: One Sri.R.Vijayendra President
of Dalavayi Agrahara Hitha Rakshana Samitha has

constructed a house on site No.308, one Vaidhashewar Iyar has constructed a house on property No. 303 and one B.Nagamma has constructed a house on property No.304 and all of them are situated within 40 meters from the center of NH.212. The officials of Pattan panchayath T.Narasipura knowing the above facts had not taken steps and it is so even after giving representation and making correspondence.

3. The EE-1 in TAC(investigating officer for short I.O.) has submitted investigation report. The investigation report, the correspondence made by IO and the enclosures to the complaint prima facie show:-
- (i) In all 16 houses have been constructed over the period within the distance of 8 to 21 meters from the center of N.H.212 in the limits of the TMC T.Narasipura though no building can be constructed within 40 meters from center of National Highway.
 - (ii) The 16 houses have been constructed without obtaining NOC either from the office of AEE NH sub-division, Mysore or from the office of Executive Engineer, NH Sub-Division, Mysore.
 - (iv) No action is taken by Chief Officer, Pattan Panchayath and AEE, N.H.Sub division Mysore against the said 16 buildings coming up within 40 meters from the center of

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N.H. No.212 either at the time of construction of said buildings or thereafter.

4. The above facts indicate that 16 houses do exist within 40 meters from the center of the N.H.No.212. It is the responsibility of the Executive Engineer and AEE National Highway Division and Sub-Division Mysore to take steps to clear the encroachment of boundary limits of N.H. No.212 in accordance with law.
5. Hence, this report is made under Section 12(1) of the Karnataka Lokayukta Act, to the competent authority to take steps to clear the encroachment of N.H.No.212 in the limits of T.Narasipura in accordance with law.
6. Further, as per Section 12(2) of Karnataka Lokayukta Act, 1984, the Competent Authority shall intimate the action taken or proposed to be taken on this report.

Copies of connected records are enclosed.

SAM
[JUSTICE SUBASH B ADI]
Sub Upalokayukta
Karnataka State, Bengaluru.

