



GOVERNMENT OF KERALA

Abstract

Local Self Government Department – PMGSY 2008-09, Phase VII -
Package No. KR 07-23 Karikktoor-Karimbumakkal road,
Kanjirappally Block, Kottayam - Construction of a wall to protect the
property of Sri. N.J Joseph - Administrative Sanction accorded -
Orders issued.

Local Self Government (D.D)Department

G.O.(Rt)No.2140/2023/LSGD Dated,Thiruvananthapuram, 01-11-
2023

- Read 1.The order of Human Rights Commission HRMP
No.5885/16/KTM dated 4.4.2017
- 2.Letter No. Engg/DB2/2160/2012/KSRRDA dated
26.5.2021, 26.5.2022 & 11.7.2022 from the Chief Engineer,
KSRRDA
- 3.The order of Human Rights Commission HRMP
No.818/11/7/2021/KTM dated 8.7.2022
4. Judgement dated 28.10.2022 in WP(C) No.26316/2022
filed by Sri.N.J Joseph
5. Letter No. KSRRDA/854/2022-B dated 2.2.2023 from the
Chief Engineer, KSRRDA
6. Letter No. KSRRDA/405/2022-B dated 3.4.2023 from the
Chief Engineer, KSRRDA

ORDER

The work of Package No. KR 07-23 Karikktoor - Karimbumakkal
road, Kanjirappally Block, Kottayam was completed on 31.3.2015 under
PMGSY 2008-09 Phase VII. Later, Sri N.J Joseph, who is residing on the
side of the newly constructed road alleges that, for maintenance of the
road, the land adjacent to his residence was dug up to an extent of almost
18 feet, resulting in the losing of lateral support of his property and
therefore approached the Human rights Commission for construction of a
retaining wall. The Human Rights Commission considered the matter

and disposed the petition as per order read as 1st paper above, by directing the Chief Engineer, KSRRDA to take steps to construct a retaining wall. As the order of the Human Rights Commission was not complied within the time limit, Sri N.J Joseph filed a petition before the Hon'ble High Court as WP(C) NO. 26316/2022 and as per the Judgement read as as 4th paper above, the Hon'ble Court has directed Government to consider the proposal submitted by the KSRRDA, mentioned in Ext.P11 order of the Human Rights Commission, within four months of receipt of a copy of the judgment.

2) Accordingly, Government have considered the proposal within the time limit and have examined it in detail. The officials of Finance Inspection Wing, during their inspection to the proposed site, found that the estimate submitted by the CE, KSRRDA is too high and directed to revise the estimate based on their observations. Accordingly, the Executive Engineer, PIU, PMGSY, Kottayam has submitted a revised estimate for an amount of ₹8,97,970/- including 18% GST. The revised estimate proposes breast wall for half of the height to be retained (varying from 1.5 m to 2.1 m) following the design as per circular No:64/2021/Fin dated Thiruvanthapuram 05/08/2021. The slope of the land is to be protected with coir geotextile and turfing. The estimate is prepared in PRICE software following the current SoR and cost index for Kottayam District.

3) In the above circumstances, Government are pleased to accord Administrative Sanction for an amount of ₹8,97,970/- (Rupees Eight lakh Ninty seven thousand Nine hundred and seventy only) for the proposed works to protect the property of Sri. N.J Joseph abutting to the Karikkattoor-Karimbumakkal road, subject to the condition that the hindrance free land owned by Sri. N.J Joseph is made available before awarding the said work. The required fund can be met from the h/a '4515-00-80-98-03'.

4)The Judgement read as as 4th paper above is thus complied with.

(By order of the Governor)
MILAN ELIZABETH GEORGE
UNDER SECRETARY

The Chief Engineer, KSRRDA, Thiruvananthapuram
The Advocate General, Kerala, Ernakulam (with C/L)
Sri. N.J Joseph, Nedumthanathu House, Vazhappalli West P.O,

Changanasseri, Kottayam

The Principal Accountant General(Audit),Kerala, Thiruvananthapuram

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

Finance (Development) Department (vide 1910251/ Dev-3/171/2021-Fin dated 13.10.2023)

Web & New Media, I&PRD

The Director,Information Kerala Mission, Thiruvananthapuram

Stock File

Forwarded /By order

Signed by

Nisam N

Date: 02-11-2023 10:31:00

Section Officer

Copy to: Private Secretary to Hon'ble Chief Minister

Private Secretary to Hon'ble Minister for LSGD

