

ಕರ್ನಾಟಕ ಲೋಕಾಯುಕ್ತ

ನಂ:ಕಂ.ಲೋಕ್.ಬಿಡಿ 2512/2018

ಬಹುಮಹಡಿ ಕಟ್ಟಡ,
ಬೆಂಗಳೂರು,ದಿನಾಂಕ:29/04/2019


ನೋಟೀಸು

ವಿಷಯ: ಹೆಚ್.ಎಸ್.ದೊರೈಸ್ವಾಮಿ ಎಂಬುವವರು ನಮ್ಮ ಸಂಸ್ಥೆಯಲ್ಲಿ ನೀಡಿರುವ ದೂರಿನ
ಕುರಿತು.

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ಮೇಲ್ಕಂಡ ವಿಷಯಕ್ಕೆ ಸಂಬಂಧಪಟ್ಟಂತೆ ತಮಗೆ ಈ ಮೂಲಕ ಗೌರವಾನ್ವಿತ ಲೋಕಾಯುಕ್ತರವರ ಆದೇಶದಂತೆ
ತಮಗೆ ಈ ಮೂಲಕ ತಿಳಿಯ ಪಡಿಸುವುದೆಂದರೆ, ಗೌರವಾನ್ವಿತ ಲೋಕಾಯುಕ್ತರವರು ತಲಘಟ್ಟಪುರ ಕೆರೆಗೆ
ಸಂಬಂಧಪಟ್ಟಂತೆ ದಿನಾಂಕ: 25-04-2019 ರಂದು ಹೊರಡಿಸಿರುವ ಆದೇಶವನ್ನು ಇದರೊಂದಿಗೆ ಲಗತ್ತಿಸಿ ಕಳುಹಿಸಿದ್ದು,
ಆದೇಶದಲ್ಲಿ ತಿಳಿಸಿರುವಂತೆ ಕ್ರಮ ವಹಿಸತಕ್ಕದ್ದು.

ಗೌರವಾನ್ವಿತ ಲೋಕಾಯುಕ್ತರವರ ಆದೇಶದನ್ವಯ


ಅಪರ ನಿಭಂದಕರು ವಿಚಾರಣೆಗಳು-1
ಕರ್ನಾಟಕ ಲೋಕಾಯುಕ್ತ,ಬೆಂಗಳೂರು



The C.E.O., Namma Bangalore foundation, 2nd floor, No54, Rockline centre, Richmond
Road, Bangalore.

- 2) Sri.R.V.Bhat, Legal Officer, Karnataka State Pollution Control Board, Church street
Bangalore.
- 3) Sri. Kumaraswamy, Chief Environmental Officer, Karnataka State Pollution Control
Board, Church street Bangalore
- 4) The Joint Director of Land Records, Bangalore South Taluk, Bangalore
- 5) The Tahsildar, Bangalore South Taluk, Bangalore
- 6) Smt. Bhupradha, Assistant Executive Engineer,Lakes, BBMP, Bangalore

KARNATAKA LOKAYUKTA, BENGALURU

No:Compt/LOK/BCD-2512/2018 Date : 25-04-2019

ORDER

No one is present on behalf of the complainant.

2. Sri R.V.Bhat, Legal Officer of KSPCB is present along with Sri Kumaraswamy, Chief Environmental Officer and Dr. B.Madhavi, Deputy Environmental Officer.

3. A status report dated 25-04-2019 is filed on behalf of KSPCB. It is useful to extract the same, which reads as hereunder:

“Sub: Complaint filed by Sri. H.S. Doreswamy before the Hon’ble Lokayuktha and the Compliant No Compt. Lok - BCD 2512/18 – reg.


Ref: 1.Inspection of the Thalagatapura Tank on 20.09.2018.

With reference to the above subject, as per the direction of Hon’ble Lokayuktha, the Thalagatapura Tank area was inspected on 20.09.2018 and already submitted the detailed report to Hon’ble Lokayuktha office on 11.09.2018. This tank is located in Thalagatapura Tank village limits and comes under BBMP Hemgepura ward, Rajarajeswari Nagar Zone. The GPS reading of the tank is N-12° 52’ 04.08” & E-77° 32’ 06.90” respectively. This tank is developed by the BDA. But, at present this tank is not being used for any purpose. Fencing and earthen bund is provided all along the boundary of the tank. But, not maintained the tank. Hence, the tank bed is

completely covered by weeds and also water hyacinth was covered inside the lake water body. Further, at some portion of the tank, the fencing was found to be damaged. Lot of municipal solid waste is being disposed inside the tank bed area. As per the physical observation the catchment area the tank is part of Thalagatapura village limit, Ganagerepalya and Adharsha layout. The untreated sewage from these areas is being entering into the tank through storm water drain. Hence, the tank is completely covered by weeds and water hyacinth. The tank water was not clear. Further, there is a Kalyani inside the lake and the kalyani is not visible since, the Kalayani area is completely filled with weeds & water hyacinth. Further, the water samples of the tank collected on 06.04.2017 and 20.09.2018 shows that, the analysis results are conforms to Class E & D Standards respectively. Copy of analysis reports enclosed for your kind reference."

4. In my earlier order dated 06-02-2019 at paragraph 7, I have observed as follows:

"7) Communicate this order to the Joint Director of Land Records, Bengaluru South and the Tahsildar, Bengaluru South. They are directed to file the Status Report with regard to the survey conducted before the Lokayukta **within a period of eight weeks time from today**. After serving of the copy of the Status Report to the complainant and all the authorities, on such survey being done, the BBMP and the Tahsildar to take effective steps for eviction of the unauthorized encroachment and file the Status Report. The authorities of BBMP, BWSSB and KSPCB is given ten weeks time to file their Status Report."



5. A status report dated 24-04-2019 is filed on behalf of the Assistant Director of Land Records, Bengaluru South Taluk, Bengaluru which reads as hereunder:

“....ಗೌರವಾನ್ವಿತ ಕರ್ನಾಟಕ ಲೋಕಾಯುಕ್ತರ ಆದೇಶ ಅನುಸಾರ ತಕ್ಷಣ ಪಾಲನಾ ಕ್ರಮ ಜರುಗಿಸುವ ಸಂಬಂಧ ಪತ್ರದ ನೋಟೀಸ್‌ನಲ್ಲಿ ವಿಳಾಸಿಸಿರುವವರಿಗೆ ಜಂಟಿ ಅಳತೆ ಬಗ್ಗೆ ಮುಂಚಿತವಾಗಿ ತಿಳುವಳಿಕೆ ನೀಡಿ ಸದರಿಯವರ ಸಮಕ್ಷಮ ಅಳತೆ ಕೆಲಸವನ್ನು ಪೂರೈಸಿ ಕೆರೆ ಜಮೀನಿನ ಒತ್ತುವರಿಗೆ ಸಂಬಂಧಿಸಿದಂತೆ ವರದಿಯನ್ನು ಸಲ್ಲಿಸಲು ಸೂಚಿಸಲಾಗಿರುತ್ತದೆ.

..... ಬೆಂಗಳೂರು ದಕ್ಷಿಣ ತಾಲ್ಲೂಕು, ಉತ್ತರಹಳ್ಳಿ ಹೋಬಳಿ, ತಲಘಟ್ಟಪುರ ಗ್ರಾಮದ ಸ.ನಂ: 73 ರ ಕೆರೆ ಜಮೀನಿನ ಒತ್ತುವರಿಗೆ ಸಂಬಂಧಿಸಿದಂತೆ ತುರ್ತಾಗಿ ಸಂಬಂಧಿಸಿ ವೃತ್ತ ಭೂಮಾಪಕರನ್ನು ನಿಯೋಜಿಸಿ ಕೆರೆ ಜಮೀನಿನ ಅಳತೆ ಕೆಲಸವನ್ನು ಪೂರೈಸಿ ನಕ್ಷೆಯೊಂದಿಗೆ ಸೃಷ್ಟವಾದ ವರದಿಯನ್ನು ಸಲ್ಲಿಸಲು ಉಲ್ಲೇಖ ಪತ್ರದಂತೆ ಸೂಚಿಸಿದ್ದರ ಮೇರೆಗೆ ನಿಯಮಾನುಸಾರ ಜಂಟಿ ಅಳತೆ ಕೆಲಸವನ್ನು ಪೂರೈಸಿ ನಕ್ಷೆಯೊಂದಿಗೆ ತುರ್ತಾಗಿ ವರದಿ ಸಲ್ಲಿಸಲು ಸೂಚಿಸಲಾಗಿರುತ್ತದೆ. ಬಿಬಿಎಂಪಿ ಕಾರ್ಯಾಲಯದ ಸಿಬ್ಬಂದಿಗಳು ಹಾಗೂ ತಹಶೀಲ್ದಾರ್ ಕಾರ್ಯಾಲಯದ ಸಿಬ್ಬಂದಿಗಳು ಚುನಾವಣಾ ಕೆಲಸದಲ್ಲಿ ತೊಡಗಿರುವುದರಿಂದ ಜಂಟಿ ಸರ್ವೆ ಕೆಲಸ ಕೈಗೊಳ್ಳಲು ಕಾಲಾವಕಾಶವನ್ನು ಕೋರಿರುತ್ತಾರೆ. ಅದರಂತೆ, ಸ.ನಂ: 73 ರ ಕೆರೆ ಜಮೀನಿಗೆ ಸಂಬಂಧಿಸಿದಂತೆ ಅಳತೆ ಕೆಲಸ ನಿರ್ವಹಿಸಿ ವರದಿ ಸಲ್ಲಿಸಲು 2 ತಿಂಗಳ ಕಾಲಾವಕಾಶ ನೀಡಬೇಕೆಂದು ಮಾನ್ಯ ತಮ್ಮ ಅವಗಾಹನೆಗೆ ಸಲ್ಲಿಸಿದೆ.”


6. The above extracted report shows that the steps are being taken to depute a surveyor for the purpose of survey of encroached land in Sy.No.73 of Talaghattapura. It is submitted that, in view of the elections, the officers being busy in the election

works, effective steps could not be taken. He prays for six weeks time.

7. In the light of what is stated above, list this matter on 09-07-2019. By then all the concerned are directed to comply with the earlier directions given.

8. Communicate this order to all the parties concerned.

List this matter on 09-07-2019 at 3.00 p.m.


(Justice P. Vishwanatha Shetty)
Lokayukta, State of Karnataka 29/7/2019

ck*

ARE-1)