

Government of Jammu & Kashmir
Divisional Commissioner Kashmir

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Subject:- Illegal Constructions in Srinagar Municipality Corporation Area.

Divisional Commissioner, Kashmir Shri Pandurang K Pole, IAS, took a meeting on 07.11.2020 at 4.00 PM regarding illegal construction within the jurisdiction of Srinagar Municipality in the meeting hall of this Office.

The Officers participated in the meeting are appended as **Annexure-A**.

At the outset the Divisional Commissioner, Kashmir informed the participant that reports of large scale illegal encroachment of Kachari /state land, land filling of water bodies/channels, paddy land, subsequent constructing of the houses/commercial building as well are being witnessed by this office. He impressed upon Deputy Commissioners of Srinagar and Budgam, Commissioner, SMC, Vice Chairman LAWDA/SDA and other stake holders to conduct the site visit of the areas of illegal encroachment/ construction etc following by removal of the same and submission of comprehensive report to this office. The chair showed total displeasure over the non submission of information with regard to illegal land filling/construction etc by Deputy Commissioner, Srinagar.

Thereafter, the chair informed the participants that due to the change in land laws, the encroachment of water bodies, state land etc is now criminal offence under section 119(D), 133, 133A etc, besides, the fine is also five times more and accordingly impressed upon participants that action shall be taken against the violators including lodging of FIR to stop encroachment of public land.

Commissioner SMC apprised the chair that as desired the details of 63 building permission have been submitted to your office wherein it is indicated that 11 permission holders have violated the norms of permission.

Regional Wild life Warden Kashmir apprised the chair about the steps to be taken for the retrieval of encroachment land in respect of Anchar, Gilsar and Khushalsar Lakes in Srinagar.

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After threadbare discussion the following directions were passed:-

S.No	Issue	Directions passed	Action by
1.	Provision of new land laws	The chair directed that new legal provisions/land laws shall be implemented down the level by all the Deputy Commissioners.	All DCs
2.	SMC Building permission	Chair directed that action under relevant laws shall be immediately taken against the 11 violators who have violated the norms of building permission.	Com. SMC
3.	Details of adjacent villages of Narkara wet land.	Deputy Commissioner, Budgam shall furnish the information with regard to the illegal commercial/residential building details alongwith the details of litigation if any in respect of the three adjacent villages to Narkara wet land viz, Narkara Nambal, Nadergund & Lalu Sheeshgari. Besides, suggestions with regard to removal of such encroachments	Dy. Com, Budgam
4.	Booking of violators under new land laws	The chair was informed that conversion of property land is being executed as well as the govt. Land is being illegally encroached at Narkara Nambal. The chair directed both the Deputy Commissioners of Srinagar and Budgam to identify minimum 10 cases under section 119D/133, & 133A for exemplary action.	DC Srinagar/ Budgam
5.	Table top exercise for removal of encroachment in respect of Lakes of Aanchar/ Gilshar /Khushalsar.	The chair informed that since there is no authority like LAWDA to take care of the water bodies of Anchar, Khushalsar and Gilsar and impressed upon Regional Wildlife Warden Kashmir that a table top exercise shall be done for removal of encroachment at the water bodies in question within one week. Besides, demarcation following by installing poles by concerned SDM/Tehsildars by or before 04.12.2020.	DC Srinagar/ Regional Wildlife Warden Kmr./ SDM /Tehsildar Khanyar & Eidgah.
6.	Removal of encroachments from the	Deputy Commissioner, Srinagar shall start the process of retrieval/removal of land as demarcated in the areas of Panthachowk and	DC/ADC Srinagar/ SSP Sgr./

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	areas of Panthachowk & Khanyar.	Khanyar where the demarcation has been already completed as report by ADC Srinagar in the meeting. Further, Revenue Magistracy, Police, SMC, I&FC Men and machinery shall be engaged for the purpose. Besides, joint demarcation shall be conducted by the Revenue Deptt. Srinagar and I&FC Department in respect of the water bodies.	CE I&FC/ Com SMC etc.
7.	Maintaining of high level of confidentiality /coordination while conducting the Anti encroachment drives	The chair further impressed upon all that a high level of confidentiality shall be maintained while executing the operations regarding the removal of encroachments etc with the coordinated efforts of all the stake holder departments, Revenue, Police, LAWDA, SMC, SDA etc. Any body found disclosing the information shall be immediately dealt with the law dealing the subject.	DCs/SSPs /SMC /LAWDA /SDA/ ULB etc.
8.	Erecting of Barricades for curbing the illegal ferrying of building/const ruction material.	As informed by VC LAWDA that 17-18 places have been identified where barricading urgently required to stop the illegal ferrying of building material, the chair, directed that LAWDA shall start construction of barricades at all the 80 identified places by or before March 2021. VC LAWDA shall explore the possibility of issuing Bar coded building permission for vehicles carrying building material to the stop the menace of illegal ferrying of illegal building material	VC LAWDA
9.	Details of commercial buildings in no construction zone	VC LAWDA shall furnish the details of the commercial building constructed in no construction area and wet land within one week to this office.	VC LAWDA
10.	Submission of information of court orders.	Both the Deputy Commissioners shall furnish the information to this office with regard to court stays/PILs/ Stay orders within 07 days positively.	DC Sgr/Bud
11.		The chair was informed that a permission	DC

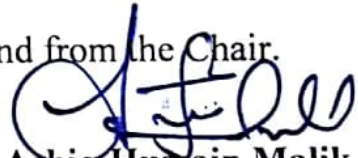
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		dated 21.10.2019 has been granted for construction of commercial/residential building in Narkara land and the chair directed that copy permission shall be shared with Commissioner, SMC who shall take action against the persons who have granted permission and the ATR shall be furnished to this office within 15 days.	Budgam/ Com. SMC/ CE I&FC
12.	Mutation of transferred land	Chief Engineer, I&FC, Kashmir informed the chair that various Government Departments have been transferred land including the I&FC, but mutation has not been done till this date, the chair impressed upon both the Deputy Commissioners to start immediately the process of mutation of transferred land in favour the departments and report in this regard shall be furnished to this office as we	All DCs

Before, culminating the meeting , chair informed the participants that next meeting on the issue shall be taken on 21.11.2020 at 4.PM, followed by another meeting on 04.12.2020 at 4.00 PM.

The meeting ended with a vote of thanks to and from the Chair.


Ashiq Hussain Malik
 Deputy Director (E&S)
 With Divisional Commissioner, Kashmir

No: DivCom/Dev/ 31 /2020/ I-XXVII

Dated: 12 / 11 / 2020.

Copy to the:-

1. All concerned for information and necessary action.
2. District Informatics Officer, NIC C/o DC Office, and Srinagar with the request to upload the minutes on the official website of this office.
3. Private Secretary to Chief Secretary for inf. Of worthy Chief Secretary.