



Government of Jammu and Kashmir
Office of The

Deputy Commissioner, Reasi

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Subject: Minutes of Meetings held at Katra on 04th January 2014 for implementation of directions issued by Hon'ble High Court in the matter of WPPIL No. 29/2013 titled "A Citizen v/s State of J&K & Ors"

No: PS/DC/Reasi/03/3940-60

Date: 04.01.2014

A meeting was convened at Camp Office of Deputy Commissioner at Katra on 04.01.2014 to discuss the modalities for implementation of directions issued by Hon'ble High Court in the matter of WPPIL No. 29/2013 titled "A Citizen v/s State of J&K & Ors" vide order dated 21.12.2013. Under the chairmanship of District Magistrate, Reasi, the following officers attended the meeting:-

1. Chief Executive Officer, KDA
2. Tehsildar Settlement, Reasi
3. Tehsildar (T) Reasi
4. Naib Tehsildar, Katra
5. Executive Officer Municipal Committee Katra
6. Khilafawarzi Inspectors of MC Katra and KDA

At the outset the Deputy Commissioner / District Magistrate outlined the 5 categories of violations where buildings are to be sealed and directed the officials to immediately report any kind of violations of Master Plan for an order to demolish the same. As per the order of Hon'ble High Court the following categories of buildings are to be sealed irrespective of the fact when such buildings have been constructed:-

- a) Commercial / residential or other buildings which have come up completely without permission of local bodies like Municipal Committee or Development Authority.
- b) Illegal Constructions which have come up in violation of Master Plan.
- c) Illegal constructions which have been raised on agricultural land without seeking permission to convert "change of use" of the same for commercial/residential or other purpose.
- d) The structures which have come up where

The following decisions were taken and concerned officers directed for immediate necessary action:-

1. Sh Rajiv Mangotra, Tehsildar Settlement, shall remain stationed at Anti-Encroachment Cell Katra which has been established as nodal point for carrying out the exercise of sealing all illegal buildings and demolition of structures which are raised in violation of master plan as well as removal of illegal encroachments along highway as is required pursuant to the directions of Hon'ble High Court.
2. Chief Executive Officer, Katra Development Authority and Executive Officer, Municipal Committee shall provide a complete list of all the cases of violations by 8th January 2014 at the Anti-Encroachment Cell, Katra. Violation of building permissions



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- in case of MC and KDA shall be comprehensive and all-inclusive ensuring that no illegal building, or a part thereof, constructed in violation of laws, is left out of the list.
3. Chief Executive Officer, Katra Development Authority, shall furnish a detailed list of Master Plan violations by 8th January 2013. After requests made by EO MC Katra and CEO KDA two days additional time was given for furnishing details as earlier the timeline was upto 6th January 2014. Likewise the time line for other departments shall also remain as 8th January 2014.
 4. Tehsildar Reasi shall provide a list of all the violations of Section 13, Agrarian Reforms Act and furnish a comprehensive list.
 5. Divisional Forest Officer, Reasi and Divisional Forest Officer, Demarcation shall furnish a detail of encroachments and rising of illegal structures/hoardings/sheds etc, around highway without any further delay. Tehsildar Settlement will liaise with both the DFOs who shall furnish the details by 8th January positively.
 6. Director General of Police shall be approached for providing reserve police force to assist the teams for sealing and demolition of buildings and structures. Tehsildar settlement requested that a police team and also a team of officials be deployed with him at an earliest for discharge of his duty. It was decided that SSP Reasi will designate one officer of the rank of DySP to be stationed at Katra along with Tehsildar settlement for carrying out this preliminary exercise which may involve the inspections and verifications in field.
 7. Chief Engineer BRO will furnish details of encroachments and illegal structures raised on the acquired land of BRO along the highway and in each case indicate the time of encroachment and also the action initiated by the organisation. In case of no action initiated the reason will be explained as remarks in each case. Tehsildar Settlement will receive the details furnished by the Chief Engineer SAMPARK and the later shall also depute one OC with the Tehsildar Settlement for verification. Chief Engineer shall also provide machinery for removal of structures so raised on these acquired lands.
 8. List of hoardings raised on BRO acquired land and forest land shall be all inclusive, likewise any hoarding raised on state land shall be reported by the Tehsildar Reasi.
 9. Construction along the Highway from Domail to Katra shall remain banned. Officials of Revenue, Police, Forests and BRO who are members of the Anti-Encroachment cell shall inspect these spots along the road and ensure that no construction takes place in violation of rules. Any violation so reported shall be their personal responsibility.
 10. District Information officer will depute a team to videograph the structures raised alongside the highway and also a detailed photography and videography of the existing buildings in the Katra town. Funds for the same shall be provided.
 11. Addl Deputy Commissioner Reasi, Assistant Commissioner Revenue, Reasi and Collector Northern Railways, who are Collectors of Land Acquisition shall furnish by 10th of January 2014 a detailed list of constructions raised on such lands where notification under Section 4 and Section 6 of the Land Acquisition Act was issued.



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- Any kind of permission accorded by the Municipality or KDA on any such land shall be bought to notice along with such detail to be furnished. Tehsildar Settlement shall immediately approach these collectors and ensure that lists are furnished well within time. It was informed that Collector, Northern Railways, has been transferred recently and the post is vacant, accordingly it was decided that Secretary to Government, General Administration Department, shall be requested that the Collector Northern Railways may be deputed for two weeks time for implementation of directions of Hon'ble High Court and a suitable replacement may also be provided.
12. All the officers were informed that Hon'ble High Court has directed that Divisional Commissioner Jammu and Deputy Commissioner Reasi shall be held personally responsible for any violation reported or complaint is received therefore concerned departments shall understand the individual responsibility and ensure that no violation takes place. The illegal structures or encroachments shall be immediately removed / demolished upon receipt of any such information. Henceforth if any officer of any departments fails to take cognizance of encroachment or illegal construction he/she shall be personally responsible for not complying with the directions of the Hon'ble Court. If any citizen reports any violation on land of any department or any violation of the laws governing Katra MC and KDA the officers failing to take cognizance of same shall be held accountable and Hon'ble Court apprised accordingly.
 13. Executive Officer, Municipal Committee, was directed to furnish a list of articles and machinery to be required for carrying out the process of sealing the illegal buildings latest by 6th January 2014.
 14. KDA, Municipal Committee, Revenue Department, Forest Department, Border Roads Organisation shall depute one officer immediately, indicating his name and mobile number, to assist the process of compiling the details of violations by the Tehsildar Settlement at Anti-Encroachment Cell Katra. These officials shall be assigned no other duty till the completion of process of sealing of buildings is over.
 15. Requests will be made to the Home Department/ Police Department for deployment of sufficient police force with the officers to be deputed for sealing of buildings. Secretary to Government, Law Department, will be approached for conferring powers of Executive Magistrates upon more officers posted in the district.
 16. Action taken reports as awaited from all the officers of various departments as on date in pursuance of this office order dated 29.05.2013 shall be furnished by date already prescribed i.e. 15th January.
 17. Tehsildar HQA shall obtain a status report from Addl SP Katra about all the cases of violation reported to police or complaint lodged by MC Katra, Katra Development Authority, Revenue, Forest department or any other department or the Border Roads Organisation as on date. The report shall include the date of complaint, contents of complaint and action taken. Same shall be made available by 8th January 2014 and thereafter a team of officers constituted by Assistant Commissioner Revenue shall



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verify the present status of these violations which shall be recorded upon sealing or demolition, as the case may be.


18. Any officer failing to comply with directions of Hon'ble High Court or failing to furnish the details for time bound implementation of the directions issued by the Hon'ble Court shall be personally responsible for same.

-Sd

Dr Shahid Iqbal, IAS
Deputy Commissioner/
District Magistrate

Copy to:-

1. Divisional Commissioner Jammu
2. Inspector General of Police, Jammu
3. Chief Engineer, SAMPARK Jammu
4. Sr Superintendent of Police, Reasi
5. Addl Deputy Commissioner/ ADM , Reasi
6. Assistant Commissioner Revenue / ADM, Reasi
7. Divisional Forest Officer, Reasi.
8. Chief Executive Officer, KDA
9. Collector, Northern Railways
10. District Information Officer, Reasi
11. Tehsildar (S) Reasi
12. Teshildar (T), Reasi
13. Naib-Tehsildar, Katra
14. Executive Officer, Katra Municipal Committee
15. All members of Anti-Encroachment Cell
16. Copy to all concerned.....
- ✓ 17. I/C Website for uploading on district website
18. Notice Board / Camp Office


04/01/2014.
Dr Manmeet Kumar, KAS
HQA TO DC