

MINUTES OF THE 345th MEETING OF NMA

Venue – Conference room of NMA
Date & Time – 18th May, 2022 at 03:00 AM

The meeting was attended by the following:

1. Shri Tarun Vijay, Chairman, NMA.
2. Shri Hemraj R Kamdar, Part Time Member, NMA.
3. Prof. (Dr.) M. Kailasa Rao, Part Time Member, NMA through video conference.
4. Shri Bhaskar Verma, Member Secretary, NMA.

Agenda No. 1

Consideration of NOC applications

Fresh Cases

Case No. 01

(Sri. Mahammad Mustafa, S/o Gulabsab Mamadpur, Near Urdu School, Khwaza Ameen Darga, Darga Road, Vijayapur District.)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for Construction of residential building of ground floor with height of 5.89 mtrs (including parapet, mummy, and water-storage tank etc.) at Sy.No.838K, Plot No.196, Mahalbagayat, Vijayapur with GF=70.00 sqm. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Karnataka.

Case No. 02

(Sri. Mallanagoud s/o Mahadevappa kannalli, Gandhi Chowk Police Station, Vijayapur.)

After perusal of the application, it was decided to **send back** the case asking applicant to restrict the maximum height of new construction in the regulated area of the CPM "The Moats of the City Wall" at 07.50 mtrs (inclusive all) in view of the existing dense constructions around the CPMs which posed threat to its safety & preservation.

Case No. 03

(Sri. Gangadharayya Giradi, C/o Sureh Math, Kalyan Nagar, Opp BLDE Hospital, Near Old Ambhabavani Temple, Vijayapur District-586103)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for construction of residential building G+1 floor with the total height of 7.35 mtr (including parapet, mummy, and water-storage tank etc.) at Sy.No.923B, Plot No.30, Mahalbagayat, Vijayapur with

GF=27.60 sqm, FF=27.60 sqm. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Karnataka.

Case No. 04

(Smt. Indumati W/o Amarappa Talawar, C/o Amarappa Talawar, Ward No.21, H.No.433, Kanakdas Badavane, VTC Vijayapur District-586109.)

After perusal of the application, it was decided to **send back** the case asking applicant to restrict the maximum height of new construction in the regulated area of the CPM "The Moats of the City Wall" at 07.50 mtrs (inclusive all) in view of the existing dense constructions around the CPMs which posed threat to its safety & preservation.

Case No. 05

(Smt. Shantabai Nikanth Bavikatti, R/o Tajuddin Colony, Railway Station, Quarters Back side, Vijayapur Taluk & District-586104)

After perusal of the application, it was decided to **send back** the case asking applicant to restrict the maximum height of new construction in the regulated area of the CPM "The Moats of the City Wall" at 07.50 mtrs (inclusive all) in view of the existing dense constructions around the CPMs which posed threat to its safety & preservation.

Case No. 06

(Sri. Ramappa, S/o Shankreppa Devaranavadagi, C/o M.P Bajantri, Near Hashimpeer Darga, Station Road, Vijayapur District)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for Construction of residential building Ground Floor with the total height of 5.61 mtrs (including parapet, mumty, and water-storage tank etc) at Sy.No.923B, Plot No.70, P.I.D No.85575, Near Adai Shankarling Temple, Mahalbagayath, Vijayapur with GF=90.00 sqm. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Karnataka.

Case No. 07

(Smt. Vishalakshi, D/o Bhimappa Neginal w/o Ravi Natikar, Uday Nagar, KHB Colony, Vijayapur Colony, Vijayapur District)

After perusal of the application, it was decided to **send back** the case asking applicant to restrict the maximum height of new construction in the regulated area of the CPM "The Moats of the City Wall" at 07.50 mtrs (inclusive all) in view of the existing dense constructions around the CPMs which posed threat to its safety & preservation.

Case No. 08

(Sri. K Iqbal Ahmed, Mess Road, Chandra Colony, Cantonment, Bellary District-583104)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for Construction of commercial building of Cellar+GF+1 floor with the total height of 10.80 mtrs (including mumty, parapet, water storage tank etc.) at Sy.No.519/2 H, Ward No.31, Asst No. 49220A/ 19537, Infantry Road, Bellary with Cellar=870.00 sqm, GF=FF=SF=928.00.00 sqm,

Cellar=1.50 mtrs (Below Ground level). The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Karnataka.

Case No. 09

(Smt. Manikeshwari Arun Warad, C/o Arvind K Angadi, 39/A, Gachinkatti Colony, Near Shivalaya Temple, BLDEA Road, Vijayapur District-586101)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for Construction of residential building of GF+2 floor with the total height of 11.93 mtrs (including mumty, parapet, water storage tank etc.) at Plot No.35, CTS No.-177/A/1A/1, Vijayapur with GF=185.31 sqm, FF=SF= 209.49 sqm. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Karnataka.

Case No. 10

(Sri. Irappa S/o Hanumantappa Balleshwar and Ramappa H Baleeshwar (Kote Road Uppar Oni), Rattihalli Taluk, Haveri District-581116)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for Construction of residential building of GF+1 floor with the total height of 7.01 mtrs (including mumty, parapet, water storage tank etc.) at V.P.C.No.67 & Ward No.2, Kote Road, Uppar Oni, Rattihalli, Rattihalli Taluk with GF=48.72 sqm, FF=48.72 sqm. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Karnataka.

Case No. 11

(Sri. Anantha T S, Plot No. A, Block-6 jayanthi Garden Apartment, 7th Cross, 9th Main Road, Shakambari Nagar, J.P Nagar, 1st Stage, Bangalore-560078.)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for Construction of residential building of GF+1 floor with the total height of 7.60 mtrs (including mumty, parapet, water storage tank etc.) at Assessment NO. A/519/479/519, Property No.8-1-506-24, Ward No.8, A-Division, Ladwa Street, Harihar with GF= 77.98 sqm, FF=42.24 sqm. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Karnataka.

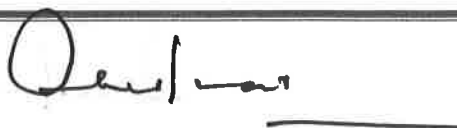
Case No. 12

(Dr. Bhupen Bhagawati, Nagar Mahal, Khando No.18, Tolatal Ghar Road, P.O. Joysagar, District - Sivasagar, Pin – 785665)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for Construction of Residential Building of Ground+1 floor with the total height of 6.60 mtrs (including mumty, parapet, water storage tank etc.) at Nagar Mahal Mouza, Dag No. 7213 & 7116, P.P. No. 2952 & 870 with GF = 151.08 sqm, FF = 151.08 sqm. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Assam.

Case No. 13

(Shri Soyed Ali, C/o SukurMahamud, Vill - Alamganj Part-VII, P.G. Rangamati, Dist. Dhubri, Assam Pin - 783339)



After perusal of the application, it was decided to **recommend** grant of NOC in this case for Construction of Commercial and Residential Building of Ground +2 floor with the total height of 10.50 mtrs (including mumty, parapet, water storage tank etc.) at Dag No. 325 & 326, Patta No.21 & 22, Mouja-Alamganj, Dist. Dhubri, Assam with GF = 536.67 sqm, FF = SF = 568.71 sqm/each. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Assam.

Case No. 14

(Smt. Lulumoni Dutta Hazirika, Present Address: Old Amolapatty, P.O. & Dist. Sivasagar, Assam, Pin – 785640, Permanent Address: Siva Singha Nagar, RangharChariali, Sivasagar.)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for Construction of Residential Building of Ground+1 floor with the total height of 7.4 mtrs (including mumty, parapet, water storage tank etc.) at Nagar Mahal Mouza, Dag No. 7830, P.P. No. 6649 with GF = 136.08 sqm, FF = 86.94 sqm. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Assam.

Case No. 15

(Shri Hayeed Hussain, Nagar Mahal, Khando No.18, Tolatal Ghar Road, P.O. Joysagar, District - Sivasagar, Pin – 785665)

After perusal of the application, it was decided to **Reject** the case as the application pertains to construction in prohibited area of the CPM "Ranghar" which is barred as per Section 20A (4) of AMASR Act,1958.

Case No. 16

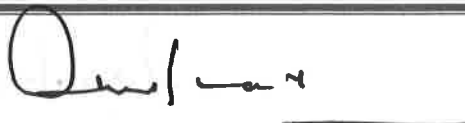
(Dr. Babu Thomas & Midhun Ben Thomas, Belvi Dare, Thirumullavaram. P.O., Kollam – 691007, Kerala.)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for New Construction of Commercial building of Ground Floor with the total height of 4.15 mtrs (including mumty, parapet, water storage tank etc.) at SY No: 19/2, Extent 2.82Are, Taluk: Kollam, Village: Kollam west: District: Kollam, Division: 51, Block: 255, Kerala with Pro. Built Up Area = 105.55 m2. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Kerala.

Case No. 17

(Mr. Mohanan. M.S., Variathuparambil House, Avittathur. P.O., Thrissur – 680683, kerala.)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for New Construction of residential building of GF+1 floor with the total height of 7.35 mtrs (including mumty, parapet, water storage tank etc.) at Varyathparambil (H), Avittathur, Velukarapanchayth, Sy No: 562/3-69, kerala with GF = 83.75 sqm, FF = 48.65 sqm, Total area = 132.4 sqm. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Kerala.



Case No. 18

(Mr. Sulaiman & Fathima, Parammel House, Kattakampal. P.O., Thrissur – 680544 Kerala.)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for Extension of Residential building of GF+1 floor with the total height of 7.55 mtrs (including mumty, parapet, water storage tank etc.) at R. Sy No: 435/12 ward no: II, Ex: door No: 52 kattakampal Grama panchayath & village, Kunnamkulam taluk, Thrissur Dist, kerala, with GF(Existing) = 137.62 sqm, FF(Extension) = 51.49 sqm, Total = 189.11 sqm. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Kerala.

Case No. 19

(Smt. Suma, Chanayamvetil House, Mattom. P.O., Thrissur – 680602, kerala.)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for New Construction of residential building of Ground Floor with the total height of 7.17 mtrs (including mumty, parapet, water storage tank etc.) at Sy No: 313/3-12, ward No: Ataloor village and Kandanassery Panchayath, Chanayambeetil [H], Mattom [P.O], Thrissur [D.t] with 120.83 m2. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Kerala.

Case No. 20

(Sri. Subramanian, Kakkadparambil House, Mosco Road, Kakkad, Kunnamkulam. P.O., Thrissur- 680503, kerala)

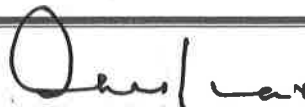
After perusal of the application, it was decided to **recommend** grant of NOC in this case for New Extension of Residential building of GF+1 floor with the total height of 6.95 mtrs (including mumty, parapet, water storage tank etc.) at Re. Sur. No: 85/34, Kunnamkulam Municipality, Kunnamkulam Village, Kunnamkulam Taluk, Thrissur District with GF(Existing) = 55.63 sqm, GF(Proposed) = 42.40 sqm, FF(Proposed) = 42.09 sqm, Total =140.12 sqm. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Kerala.

Case No. 21

(Rinarani Swain, Plot No. A-7/3, Indira Housing Colony, Po – Sisupalgarh, Bhubaneswar, Dist.- Khurda, Odisha.)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for Construction of Residential building of Stilt Floor + GF + 1 floor with the total height of 11.85 mtrs (including mumty, parapet, water storage tank etc.) at Plot No. 370/4016 & 371/4017, Khata No. 731/2638 & 731/3995, Mouza-Lingipur, Tahasil-Bhubaneswar, Dist-Khurda, State, Odisha with Stilt Floor = 160.664 sqm, Ground Floor = 160.664 sqm, First Floor = 160.664 sqm. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Odisha.

Case No. 22



(Shri Ramesh Chandra Dash, Plot No. 2623, Biswanath Nagar, BJB Nagar, Bhubaneswar, Dist.-Khurda.)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for Construction of Residential building of GF + 1 floor with the total height of 06.90 mtrs (including mumty, parapet, water storage tank etc.) at Plot No. 149/3963, Khata No. 731/2090, Mouza-Lingipur, Tahasil, Bhubaneswar, Dist-Khurda, State, Odisha with GF=FF= 202.50 sqm. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Odisha.

Case No. 23

(Shri Bhimsen Patra & Sujata Patra, Flat No. 204, Ambica Emreld Court, Lane-5, BJB Nagar, Bhubaneswar, Dist.-Khurda.)

After perusal of the application, it was decided that the Authority will **visit** the proposed site of construction with local officials of ASI and Competent Authority, Odisha before making any final recommendation.

Case No. 24

(Priyanka Mohanty, Qrs. No. IVR-96, Unit –VI, Bhubaneswar, Pin-751001, Dist-Khurda, Odisha.)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for Construction of Residential building of GF + 2 floors with the total height of 11.85 mtrs (including mumty, parapet, water storage tank etc.) at Plot No. 201/3242, Khata No. 731/2024, Mouza-Lingipur, Tahasil: Bhubaneswar, Dist. Khurda, State, Odisha with GF=FF= 54.62 sqm, SF= 52.77 sqm. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Odisha.

Case No. 25

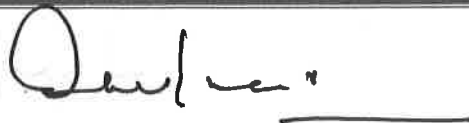
(Shri Nitesh Hiralal Kubadia and Smt. Reena Nilesh Kubadia, Present Address: 9+14/B, Vasuki Society, Opp. Vasna Bus Stand, Vasna, Ahmedabad - 380007 Gujarat)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for Reconstruction of Residential Building of GF+ 2 (Two) floors with the total height of 15.96 mtrs (including mumty, parapet, water storage tank etc.) at T.P.S.No.22 (Paldi Extension), F.P.No.343, S.P.No.9+14/B, Vasna, Ahmedabad, Gujarat with GF = FF = 151.52 sqm/ each, SF = 85.91 sqm, SC, LMR, MS Stair=35.62 sqm. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Gujarat.

Case No. 26

(Dimple Ghanshyambhai Bhavsar and Tejal Hiteshkumar Bhvsar, 268 and 269, Ground Floor, 1, "Vidhata Bhawan", Opp. Dedka Ni Pole, Manek Chowk, Ahmedabad – 380001 (Gujrat).)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for Re-construction of commercial building of GF+2 floors and Partly 3rd Floor with the total height of 13.25 mtrs (including mumty, parapet, water storage tank etc.) at C.S.No. 268 (A+B+C) and 269



(A+B), Jamalpur-II, Sheet No. 66, Manek Chowk, Ahmedabad with GF to SF = 129.41 sqm/each, TF = 73.00 sqm. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Gujarat.

SCN Cases

Case No. 01

(Sri. Munawar Khan, Medara Beedi, #121, Near Khausar Masjid, Channagiri Town, Davangere District-577213)

After perusal of the application, it was decided to **reject** the case as show cause notice has been issued by the SA, Bangalore Circle.

Case No. 02

(The President Shree Mariyamma Devi Trust, Shivaji Nagar, Hangal Taluk, Haveri District-581104)

After perusal of the application, it was decided to **defer** the case as show cause notice has been issued by the SA, Bangalore Circle and the CA, Bangalore has been asked whether permission can be given as the work has reached upto the plinth level only without prior permission.

Case No. 03

(Smt. Shekavva Ramanna Malagund, National Highway, Balambeed, Hangal Taluk, Haveri District-580001.)

After perusal of the application, it was decided to **defer** the case as show cause notice has been issued by the SA, Bangalore Circle and the CA, Bangalore has been asked whether permission can be given as the work has reached upto the plinth level only without prior permission.

Case No. 04

(Sri. Bhawarlal, S/ Sakalchandji Jain, Traders New Kirana Bazar, Vijayapur)

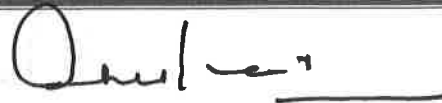
After perusal of the application, it was decided to **reject** the case as show cause notice has been issued by the SA, Dharwad Circle.

Additional Agenda

Case No. 01

(Wat Thai Ellora Budh Guha Trust & Mulnidhi wat Thai Thai Kushinara Mahavihar Society, Village-Ghugulpur, Pargana, Tahsil & Dist. Balarampur)

After perusal of the application, it was decided to **recommend** grant of NOC in this case for Construction of wat Thai Chetavan Mahavir temple with the total height of 19.00 mtrs (including mumty, parapet, water storage tank etc.) at Plot No. 450, 446, 445, 449, 452, 447, 448, 444, 420 with main Temple Hall= 852.54 Sqmt, Pagoda=1234.14 Sqmt, ceremony Pavilion = 142.19 Sqmt,



Library and conference hall= 1070.12 Sqmt, Executive Pilgrimer House and guest House = 884.36 Sqmt. The NOC is recommended to be granted with the terms and conditions mentioned in report of Competent Authority, Lucknow.

Case No. 02

(Shri Moinuddin S. Shaikh, Gujarat)

The fresh representation of Shri Moinuddin S. Shaikh in accordance with the direction of the Hon'ble High court, Gujarat duly forwarded by CA, Gujarat was discussed in the meeting and it was decided to make reference to Ministry of Law seeking their opinion as to whether NMA can consider granting ex-post facto NOC to the applicant for the building of height 18 mtrs in view of Hon'ble High court, Gujarat order dated 16.03.2022 and in the backdrop of the earlier opinion of Ministry of Law in the Doodhwala case that NMA has no power under the AMASR Act, 1958 to grant ex-post facto NOC to regularize unauthorized construction.

