

**SUBJECT NO.70**

**Sub:-VUDA- Visakhapatnam- Illegal Allotments of Plots by VUDA- Revenue loss of Rs.16.06 Crores to Government Exchequer- Vigilance Report- Communicated the latest status of course of action to the Government- Government requested to submit status report- Submitted to Board for kind perusal-Bringing to Notice the similarly Placed cases traced subsequently-Reg.**

Ref:- 1.VUDA Board Resolutions No 60 & 61 dt 14.12.2012  
2.This Office Letter Rc No 11693/2007/I-1/F4 dt 23.01.2014  
3.Govt.Lr No 17580/H2/2013 dt 06.03.2014

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**AGENDA NOTE**

The irregular allotment of plots in 14 layouts and alternative plot allotment in ocean view Layout with the details of allotment of plots done in open space of M.V.P Colony (totaling to 94 cases) was brought to the notice of the Board along with the three pronged approach viz cancelling the proceedings allotting the plots illegally, filing of the civil suits towards cancellation of sale deeds executed based on proceedings of illegal allotment and criminal complaint in all these 94 cases to recover the possession worth around 500 Crores back to the organization.

When the matter has been placed before VUDA Board for ratification of the action plan initiated and put into action duly approving to pay the court fees and other fees to the legal course of the action, the VUDA Board has resolved vide resolutions nos 60 and 61 on 14-12-2013 as detailed below.

- *The Board has unequivocally agrees and ratifies the action plan initiated towards resumption of irregularly allotted plots.*
- *VC is instructed to verify that the action plan should be in consonance with the recommendations sent to the government in this regard in the year 2012 and the VC is directed to pursue with the government duly informing the action plan initiated in this regard.*
- *The cancellation of registration deeds can be undertaken by both*
  - iii. Cancellation of registered document by approaching the competent civil court u/s 31 of the Specific Relief Act.*
  - iv. By following with the Registration Department u/s 26 (k) (i) of the Rules framed by State of Andhra Pradesh framed under the Registration Act, 1908.*

As per the recommendation of the Government in two categories, the process of filing criminal complaint in all the categories has been initiated. The necessary legal expenditure for the above processes is agreed to be borne by VUDA taking the larger public interest in the issue.

Both the recommendations of the VUDA in three reports vide letters dt 11.11.2011, 21.02.2012 & 12.03.2012 of V.C VUDA and the departmental action initiated as mentioned in the Agendas No.60 & 61 are in full consonance and submitted to the Government vide reference 2<sup>rd</sup> cited for the kind perusal of the Government and for the approval of the course of action initiated by the VUDA with the knowledge and approval of the Board and also requested the Government to communicate necessary directions on this issue for stricter implementation by the Board.

The Government vide reference 3<sup>rd</sup> cited has approved the Board Resolution No 60 & 61 dt 14.12.2013 for initiation of action on illegal allotment of plots as proposed in the letter dt 23.01.2014 and also requested to expedite the action as per Board Resolution and furnish status report monthly to Government.

### **LATEST INSTRUCTIONS BY GOVERNMENT**

Subsequently the Government has communicated the following details with respect to the above issue as detailed below.

1. Letter No.18110/E1/2013 (Doc No.1547) dated 1.4.2014 with the reference of General Administration (V&E) Department VR No.44 (C.No.383/V&E(D1)/2012 dated 17.4.2013 – entire report of the vigilance report along with all enclosures are communicated – directing
  - a. Govt has taken a decision to initiate common departmental proceedings against all the OFFICIALS of MA&UD Department and Revenue Department covered in the report under Rules 24 of APCS (CCA) Rules 1991 read with Rule 20 of APCS (CCS) Rules 1991 and Rule 9 of AP Revised Pension Rules, 1980.
  - b. Govt has requested to furnish the draft Articles of charges (AoC) against all the OFFICIALS OF MA&UD department and Revenue Department covered by the report of V&E immediately for taking further action
2. Letter No.18110/E1/2013 (Doc No.1548) dated 1.4.2014 with the reference of General Administration (V&E) Department VR No.44 (C.No.383/V&E(D1)/2012 dated 17.4.2013 and the reference of VC, APVC Lr No.6047/VC.D2/2013-8 dated 6.3.2014 – communicating that AP Vigilance Commission has advised the department to file criminal cases against all the persons covered by the V&E report except IAS officers, whose case, GAD will have to take a decision and hence, directing
  - a. To take necessary action to file the criminal cases against the concerned responsible OFFICIALS of Municipal Department covered by the V&E report, under appropriate section of law, as far as they are concerned and
  - b. To furnish the Action Taken Report to the GA (V&E) Department, under copy to this office
3. Letter No.18110/E1/2013 (Doc No.1549) dated 1.4.2014 with the reference of General Administration (V&E) Department VR No.44 (C.No.383/V&E(D1)/2012 dated 17.4.2013 and the reference of VC, APVC Lr No.6047/VC.D2/2013-8 dated 6.3.2014 –communicating that AP Vigilance Commission has advised the department to file criminal cases against all the persons covered by the V&E report except IAS officers, whose case, GAD will have to take a decision and hence, directing

- a. To take necessary action to file the criminal cases against the PRIVATE PERSONS covered by the V&E report EXCEPT THE PRIVATE PERSONS IN RESPECT OF SRI LANKA SATYANARAYANA AND EIGHT OTHERS, AS THE subject matter dealt with H-Section and
  - b. To furnish the Action Taken Report to the GA (V&E) Department, under copy to this office
  - c. Subsequently, vide letter No.17580/H2/2013 (Doc No.1569) dated 4.4.2014 received on 15.4.2014 to his office, it is communicated by government duly communicating the entire report of the vigilance report without enclosures and told to take necessary action and furnish ATR to GA (V&E) Department under intimation to this department
4. Letter No.18110/E1/2013 (Doc No.1550) dated 1.4.2014 with the reference of General Administration (V&E) Department VR No.44 (C.No.383/V&E(D1)/2012) dated 17.4.2013 and the reference of VC, APVC Lr No.6047/VC.D2/2013-8 dated 6.3.2014 – communicating that AP Vigilance Commission has advised the department to file criminal cases against all the persons covered by the V&E report except IAS officers, whose case, GAD will have to take a decision and hence, directing
- a. The Revenue (Assn-I) department to take necessary action to file the criminal cases against the concerned responsible OFFICIALS of Revenue Department covered by the V&E report, under appropriate section of law, as far as they are concerned and
  - b. The Revenue (Assn-I) Department is also requested to cause further enquiry into the genuinity of 'D' Patta and eligibility of the applicants and group of companies covered by the V&E report except in respect of SRI LANKA SATYANARAYANA AND EIGHT OTHERS and
  - c. To furnish the Action Taken Report to the GA (V&E) Department, under copy to this office
  - d. This letter is addressed to the Revenue (Assn-I) Department duly marking a copy of the letter to the VC, VUDA
5. Letter No.18110/E1/2013 (Doc No.1551) dated 1.4.2014 with the following references
- a. Govt Letter No.11723/H2/2008 of MA&UD Department dated 25.2.2009
  - b. VC, VUDA Lr No.11693/2007/I-1 dated 8.5.2009
  - c. Govt Letter No.11723/H2/2008 of MA&UD Department dated 29.5.2009
  - d. GO RT No.75 of MA&UD (H2) Department dated 18.1.2012
  - e. GO RT No.341 of MA&UD (H2) Department dated 21.3.2012
  - f. General Administration (V&E) Department VR No.44 (C.No.383/V&E(D1)/2012) dated 17.4.2013
  - g. Finally communicated that
    - i. Government after careful examination of the matter, observed that the Department had given permission for allotment of alternate land @ 750 sq.yds per acre to the beneficiaries in respect of the lands of SRI LANKA SATYANARAYANA AND EIGHT OTHERS taken over by VUDA and the allotment of developed plots to them is genuine, hence, no further enquiry is necessary
    - ii. Accordingly, further action against Smt Lanka Satyavathi w/o Lanka Satyanarayana, Karri Kanakarathnam, Smt Ramdas Jagadeswari, Smt Mahapatruni Satyavathi, Sri Ramdas Satyanarayana, Karri Narasing Rao, Karri Venkata Siva Prasad, Sri Ramdas Narsinga Rao and Smt Karri Eswaramma are dropped

iii. VC, VUDA shall take necessary action accordingly.

Hence, after perusing the things following ordered

1. File of Serial No.1 with all enclosures will be circulated by the General Administration Department of VUDA to initiate common departmental proceedings against all the OFFICIALS of MA&UD Department and Revenue Department covered in the report under Rules 24 of APCS (CCA) Rules 1991 read with Rule 20 of APCS (CCS) Rules 1991 and Rule 9 of AP Revised Pension Rules, 1980 and to furnish the draft Articles of charges (AoC) against all the OFFICIALS OF MA&UD department and Revenue Department covered by the report of V&E immediately to the government
2. File of Serial No.2 will be circulated by the General Administration Department of VUDA To take necessary action to file the criminal cases against the concerned responsible OFFICIALS of Municipal Department covered by the V&E report, under appropriate section of law, as far as they are concerned and To furnish the Action Taken Report to the GA (V&E) Department, under copy to this office
3. File of Serial No.3 will be circulated by General Administration Department of VUDA To take necessary action to file the criminal cases against the PRIVATE PERSONS covered by the V&E report EXCEPT THE PRIVATE PERSONS IN RESPECT OF SRI LANKA SATYANARAYANA AND EIGHT OTHERS, AS THE subject matter dealt with H-Section and To furnish the Action Taken Report to the GA (V&E) Department, under copy to this office
4. Serial No.4 – relates only with the communication of the letter written to the Revenue (Assn-I) Department. On this issue, already, the Estate Officer has received the communications from the CCLA and he will monitor the movement of the files
5. Serial No.5 – the relevant files in respect of the lands of SRI LANKA SATYANARAYANA AND EIGHT OTHERS taken over by VUDA and the allotment of developed plots to them has to be traced by the Estate Officer and has to be circulated so as to communicate the action taken in this regard

Necessary cancellation proceedings have already been initiated w.r.t to the illegally allotted plots by the Estate Officer wing.

1. By way of issuing show cause notices in three annexures by estate officer and accordingly, 92 files have been opened and show cause notices have been issued and final orders are going to be issued shortly - this being done by Estate Officer in Annexure I to III cases and by Secretary in Annexure IV and V cases
2. Similarly, simultaneously, civil suits are being filed in all these 92 cases to stop further registrations and to stop development in these cases – this being done by Estate Officer in Annexure I to III cases and by Secretary in Annexure IV and V case
3. As government has given memo to the effect that allotment in respect of the lands of SRI LANKA SATYANARAYANA AND EIGHT OTHERS taken over by VUDA and the allotment of developed plots to them are genuine and no enquiry is required and hence, the cancellation cannot be done in these cases and hence, the Estate Officer has to circulate the relevant files, if any show cause notices are already issued
4. Articles of Charges are submitted about few of the officials covered in the illegal allotment of lands in MVP Sector and Ocean View layout by the Establishment wing. Now, for all the concerned and responsible OFFICIALS OF REVENUE AND MUNICIPAL DEPARTMENT as covered in the V&E report have to be done by the establishment wing in the fresh file

5. Similarly, despite the board order on initiating the criminal action against the officials and non officials involved in the 92 cases of illegally allotted plots, the Secretary has not taken any action in this regard and hence, as directed above, under two separate files, the criminal action has to be initiated by the Secretary wing to file criminal cases

- a. One file dealing with officials
- b. Another file dealing with private persons excluding SRI LANKA SATYANARAYANA AND EIGHT OTHERS

In the mean time, the Vice Chairman instructed the committee of HODs i.e., Secretary, CAO, CUP, EO, to verify the records for similar cases available with the HODs / AOs / Assistants and to identify any such allotments are made. Basing on the instructions of the Vice Chairman, the trunk box available in the chamber of Secretary has been verified. When the files are verified, the following files are traced – whose cases are similar to the illegal allotments made in the past as placed equivalent of the 94 cases traced earlier and acted upon.

1. File Rc No 8370/08/11  
Sri G.R Trimurthy, Sri G.N Murthy and others Madhavadhara (v) – (1279 sq yrds) belongs to category Allotment of alternative land in lieu of land effected under master plan road)  
Odd Bits E-294 - E – 431.89 Sq yrds  
E-294 – F – 500.00 Sq yrds  
E-294 – G – 431.00 Sq yrds  
E-294 – H – 500.00 Sq yrds  
Total **1862.00** Sq yrds
2. File Rc No 11336/07/F1  
Allotted in Rushikonda Layout.  
Originally land belonging to  
1. Sanapala Appalanarasamma  
2.. Sanapala Seetamma  
3. Gandu Lalithakumari,  
4. Gandu Narasiha Murthi  
5. Gandu Somaraju  
6. Gandu Rama murthy  
7. Sanapala Bhagya lakshmi  
8. Bammidi damodori.  
787Sq.yrds lost in S.No.29/11 Madhavadhara to VUDA for the purpose of formation of 60 feet road from venkojipalem to NTPCroad.  
Third party registration/allotment for an extent of  
a) 767 sq.yds at Madhurawada sy.no. 279/P bit-iii @Rs.500.  
b) Additional extent of 64.32 sq.yds at the rate of Rs.13,600/-sq.yds.  
c) Total 831.32 sq yrds.
3. File Rc No 11693/07/11/F1  
Land losers – Claiming to be assignees of the land which are handed over to VUDA by the Revenue Department under Delivery Receipt  
1.Lanka Satyanarayana  
2.Karri Satyanarayana  
3.Ramdas Jagadeswari  
4.Karri Bangaramma  
5.R.Satyanarayana  
6.K.Appa Rao  
7.K.Subbamma  
8.R.narayanamma  
9.K.lakshmana  
The file is yet to be traced.

Thorough verification of files are to be made by the committee of Hods regarding the allotments made in the past by VUDA as similarly placed as that of 94 cases traced earlier & necessary action as indicated by the Board in similar cases will be taken up on these cases as well.

The above facts are placed before the Board for kind perusal and necessary instructions.

Sl. No.	Subject No.	Subject	Resolutions
70	69	VUDA - Allotments - Visakhapatnam - Status of leases of lands existing in VUDA - Section concerned not in position to circulate the relevant files in time - for perusal before the board and also, the request of The World Teacher Trust which was allotted by VUDA a site in Sy.No.6/1C, B,1C2A and Sy.No.6/1C2B, 1C4 to an extent of 636 Sq.Mts at Dondaparti Village at Tatichetla Palem for long lease and registered license deed in favour of Trust - Reg.	<ol style="list-style-type: none"> <li>1. Duly reprimanding the Revenue Wing officials of VUDA including the Secretary, VUDA for not taking necessary timely steps to monitor the leases, it is directed to bring the status of all leases in VUDA for every Board meeting</li> <li>2. The Request of World Teachers Society is deferred.</li> <li>3. The Request of All Saints Convent for extension is agreed for 9 years. The Terms and Conditions are to be arrived by VC duly taking into account, the prevailing value of the site and the lessee's objectives in running the school.</li> </ol>
71	70	VUDA- Visakhapatnam- Illegal Allotments of Plots by VUDA- Revenue loss of Rs.16.06 Crores to Government Exchequer- Vigilance Report- Communicated the latest status of course of action to the Government- Government requested to submit status report- Submitted to Board for kind perusal-Bringing to Notice the similarly Placed cases traced subsequently-Reg.	<ul style="list-style-type: none"> <li>• The Board expresses its concerns in tracing of similarly placed files and of vacant plots in VUDA layouts after the reconciliation.</li> <li>• It is ordered to take up comprehensive audit of all assets of VUDA and performance audit of VUDA developed layouts by third party expert agencies like Veritas.</li> </ul>