



ಕರ್ನಾಟಕ ಸಾರ್ವಜನಿಕ ಜಮೀನುಗಳ ನಿಗಮ ನಿಯಮಿತ

2ನೇ ಮಹಡಿ, ಜಿಲ್ಲಾಧಿಕಾರಿಗಳ ಕಛೇರಿ ಕಟ್ಟಡ, ಸಿಟಿ ಸಿವಿಲ್ ನ್ಯಾಯಾಲಯ ಸಂಕೀರ್ಣದ ಹತ್ತಿರ

ಕೆಂಪೇಗೌಡ ರಸ್ತೆ, ಬೆಂಗಳೂರು - 560 009. ದೂರವಾಣಿ : 2211 4233

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS HELD AT 11.00 AM ON 12th JULY, 2012 IN THE CHAMBERS OF PRINCIPAL SECRETARY, REVENUE DEPARTMENT, ROOM NO. 510, 5TH FLOOR, M.S. BUILDING, BANGALORE.

PRESENT:

1. Sri Ashok Kumar C Manoli, - Chairman
IAS.
2. Sri S D Meena, IAS., - Director
3. Sri Raja Naik - Director
4. Sri A K Monnappa, IAS., - Managing Director
5. Sri Badiger - On behalf of Sri L.V. Nagarajan, IAS.,
6. Sri C. Basavaraj - On behalf of Dr Amitha Prasad, IAS.,
7. Sri Vijayakrishna K.T - Company Secretarial Consultant

The Managing Director, welcomed the Chairman and all other Directors, and requested, Sri. Ashok Kumar C Manoli, IAS., Chairman to conduct the proceedings.

The Chairman stated that during the quarter ended 30th June, 2012, statutorily the required Board Meeting could not be held due to reasons beyond control, and that the Company could take steps to ensure convening four meetings in the year.

ITEM NO. 1: LEAVE OF ABSENCE:

Leave of absence was granted to Sri L.V. Nagarajan, IAS., Sri M K Aiyappa, IAS., and Dr. Amitha Prasad, IAS., who had expressed their inabilities to attend the Meeting.

APPOINTMENT OF DIRECTORS:

The Board noted the directions of the Government of Karnataka vide notification no RD 440 LGB 2012 dated 10.07.2012 appointing Dr. Amitha Prasad, IAS., as Director in place of Sri K M Shivakumar, IAS., and the following Resolutions were passed:

“RESOLVED THAT the Board hereby notes the cessation of office of Director by Sri K.M. Shivakumar, IAS., as per the directions of the Government of Karnataka Vide Notification No. RD 440 LGB 2012 dated 10.07.2012.

RESOLVED THAT the Board hereby notes the appointment of Dr. Amitha Prasad, IAS., as Director on the Board of Karnataka Public Lands Corporation Limited as per the directions of the Government of Karnataka Vide Notification No. RD 440 LGB 2012 dated 10.07.2012.”

The Board further noted the directions of the Government of Karnataka vide notification No. RD 440 LGB 2012 dated 10.07.2012 appointing Sri S.D. Meena, IAS., as Director in place of Sri S.N. Jayaram, IAS., and the following Resolutions were passed:

RESOLVED THAT the Board hereby notes the cessation of office of Director by Sri S.N. Jayaram, IAS., as per the directions of the Government of Karnataka vide Notification No. RD 440 LGB 2012 dated 10.07.2012.

RESOLVED THAT the Board hereby notes the appointment of Sri S.D. Meena, IAS., as Director on the Board of Karnataka Public Lands Corporation Limited, as per the directions of the Government of Karnataka Vide Notification RD 440 LGB 2012 dated 10.07.2012.

RESOLVED FURTHER THAT any one of the Directors be and is hereby authorized to file/upload the required Forms and Returns with the Registrar of Companies.

It was noted that Sri S.D. Meena, IAS., had attended the previous Board Meeting also; however the Order of the Government was received subsequently.

The Board placed on record its appreciation of the services rendered by Sri K.M. Shivakumar, IAS., and Sri S.N. Jayaram, IAS., during the tenure of their directorships.

ITEM NO. 2: CONFIRMATION OF THE MINUTES OF THE PREVIOUS BOARD MEETING:

Minutes of the previous Board Meeting held on 28th March, 2012 as circulated were confirmed.

ITEM NO. 3: ACTION TAKEN ON THE DECISIONS OF THE PREVIOUS BOARD MEETING:

Detailed Action Taken Report on the Minutes of the previous Board Meeting as circulated was studied and was taken on record by the Board. The Managing Director further explained to the Board on some of the actions taken issues relating to previous Minutes and the following were noted:

Sl. No.	Item No. of the Previous Minutes	Action taken
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1	Item No.4 (No.16) Holenarasipura	<p>The Deputy Commissioner, Hassan has been reminded by D.O. letter dated 29.03.2012 and reminder dated 11.05.2012 to take necessary curative measures on the points mentioned in the report submitted to Upa-Lokayuktha. The compliance report is still awaited from the Deputy Commissioner, Hassan.</p> <p>Further discussions at this Meeting: Chairman stated that this matter has been pending for quite some time and he directed that the Deputy Commissioner, Hassan be cautioned on this delay and indicated that he would discuss with him during his visit to Hassan on 13.07.2012.</p>
2	Item No.6 Report on Legal Cell	<p>Though several letters have been written and even every month letters have been written to all the Tahsildars to give statement of cases pending in that taluk, at the beginning of the month and filed during the month and disposed of during the month and the closing balance at the end of that month, there has been no response from the Tahsildars. However, these particulars may be got from the Tahsildars concerned.</p> <p>Reference: File No:KPLC/Lit/250A/2010-11 Dated 11.05.2012.</p> <p>The matter was discussed separately.</p>
3	Item No.6 Review of Business	<p>The details of valuable land which can be disposed of by public auction has been obtained from the Deputy Commissioner, Bangalore Urban District. The Deputy Commissioner, Bangalore Urban District reported that 117.16 acres of land is available for disposal. Report has been sent to Government vide our letter No.KPLC/49/2011-12 dated 22.06.2012 seeking further direction from the Government.</p> <p>The matter was discussed separately.</p>
4	Distribution of Budgetary provision of Rs.10.00 Crores to various Deputy Commissioners of 30 districts.	<p>A detailed note under Item No.10 of the Agenda is placed for kind deliberations.</p>

Further discussions were held and following is the gist of the deliberations on the subject:

- a. Chairman expressed his concern that no prompt action has been taken to take over the possession of 4.00 acres of land from Laughing Water Apartment and directed that the Special Deputy Commissioner (Enforcement Cell) to study the details of the matter and to furnish a report to him within 3 (Three) days.
- b. Devanahalli: It was informed that the former Deputy Commissioner, Bangalore Rural District had assured to submit the report to the Chairman; it was directed to forward a copy to Company.
- c. Managing Director was requested to send the General Manager to pursue matters pending at Government level and get the necessary orders issued.
- d. Chairman also recalled the discussions held with the Chief Secretary and Additional Advocate General on the panel of Advocates who appear for and on behalf of the Company on various legal issues. It was clarified that the Advocates were chosen through an approved process and the names were cleared by the Advocate General.

To a query, it was replied that the Advocates were on the panel representing the Company, arguing to protect the precious land belonging to the Government and are paid professional fees by the Company. After discussions, Chairman requested the Managing Director to make a report on this matter, and submit the same to him.

- e. The Board also directed that the Deputy Commissioners be authorised and urged to file cases wherever required, and also Sri A.L. Pujar, Head of Legal Cell was requested to pursue legal steps on the land reforms pertaining to section 136(3) under Karnataka Land Revenue Act. tribunal matters. The General Manager was instructed to interact with Legal Cell and furnish the list of defaulting Tahsildars, and further the Chairman indicated that he would take disciplinary actions against such defaulting Tahsildars. The Chairman also requested the Regional Commissioner, Bangalore to call a meeting of Tahsildars to initiate steps to take prompt action in all court cases involving Government land.
- f. On the inventory of valuable land, the Chairman directed General Manager to prepare synopsis and submit early.

ITEM No. 4: DECLARATIONS FROM DIRECTORS U/S 274 (1) (G):

The declarations made pursuant to Section 274(1) (g) of the Companies Act, 1956 received from the Directors were placed before the Board and were taken on record. The Board noted that none of the Directors on the Board was disqualified to act as Directors.

ITEM No. 5: DISCLOSURE OF INTEREST BY DIRECTORS U/S 299:

Notices of interests in other bodies corporate etc. received from Directors as per the requirement of Section 299 of the Companies Act, 1956 were read out in the Meeting and the Board took on record the disclosures.

ITEM No. 6: ADOPTION OF ACCOUNTS OF THE COMPANY FOR THE YEAR ENDED 31ST MARCH 2012:

The draft Accounts for the year ended 31st March, 2012 as circulated were reviewed and the Board considered the same.

The Board noted the following:

- a. Income - Rs.1,61,10,776/-
- b. Profit before Tax - Rs. 37,74,900/-
- c. Profit after Tax - Rs. 29,28,282/-
- d. Detail of loans and advances.
- e. Taxation and Advance Tax paid.
- f. Fixed Assets
- g. Depreciation
- h. Legal Expenses – The Board felt that the Company is incurring lot of legal expenditures and the Advocates should be urged to ensure success for the cases.
- i. Sundry Debtors
- j. Vehicle Expenses
- k. Professional charges

Sri S.D. Meena, IAS., raised queries on Deferred Tax issue and sought clarifications which were furnished. However, he felt that creation of a contingency fund on Deferred Tax may not be appropriate and advised the Company to check once again with the Auditors and if required, to make suitable changes, which was agreed to.

There were discussions on some of the accounting issues. After due deliberations, the Board passed the following resolutions:

“RESOLVED THAT the Balance Sheet as at 31st March, 2012 and the Profit and Loss Account for the year ended on that date, together with the schedules thereto, and notes thereon, as placed before the Meeting, be and are hereby approved.

FURTHER RESOLVED THAT Managing Director and any one other Director be and are hereby authorized to sign the Balance Sheet and the Profit and Loss Account and the schedules thereto, and the notes thereon, for and on behalf of the Board.”

ITEM No. 7: REPORT ON LEGAL CELL:

The Board recalled that Sri A. L. Pujar, Retired District and Sessions Judge, was acting as Head of Legal Cell of the Company and Sri A.S. Rajanna, Retired Sheristedar has been working as Legal Assistant.

Following were noted:

The Legal Cell has been working with the assistance of available staff. However, there is little co-operation from the Tahsildars. The cases involving Government lands wherein, Principal Secretary to Government, Revenue Department, Deputy Commissioners and Special Deputy Commissioners, Assistant Commissioners and Tahsildars have been impleaded as parties in various suits, appeals, writ petitions, writ appeals etc., are dealt with and monitored by the Legal Cell. In this connection, several meetings of all Tahsildars of Bangalore Urban district have been called and sufficient in-depth discussions have been held to monitor the cases pertaining to Government lands pending in Civil Courts and High Courts. Further, Tahsildars have been requested to furnish the basic information about the number of original suits, regular appeals, miscellaneous petitions, writ petitions, writ appeals etc., pending in Civil courts and High Court, pertaining to Government lands. These up to date information have not been furnished by the concerned Tahsildars. However, they have sent some information and list of cases which are not comprehensive and more than that, which are quite outdated. It could be stated that the furnishing of the information in the form of statements appears to be an eye-wash on the part of the Tahsildars.

Due to the efforts of the Legal Cell, original suits pertaining to the Government lands pending in various courts in the City Civil Court have been transferred to single court i.e., Court Hall No.9, vide City Civil Court Notification No.ADM-1(A)/349/2010 dated 23.04.2010.

The Board noted the following details of pending court cases in respect of government lands as reported by the Tahsildars and identified by the Company so far:

Sl. No.	Name of Taluk	Reported by Tahsildar	Identified by KPLC	Total
1.	East	89	37	126
2.	South	30	41	71
3.	North	32	25	57
4.	North (Addl.)	65	07	72
5.	Anekal	123	150	273
	Total	339	260	599

Pursuant to the report given by the Regional Commissioner, Bangalore Division, in respect of 428 cases, the Government and KPLC has taken steps to appoint 9 Panel advocates exclusively to file writ petitions before the Hon'ble High Court and Photostat copies of all these 428 cases were given to the Panel Advocates along with certified copies of the impugned orders and the other available documents. Details of these cases were furnished.

Similarly, the Company has taken steps to entrust the cases to following Panel advocates wherein, the government lands are involved:

Sl. No.	Name of the Advocate	Cases entrusted	Remarks
1.	Sri R. I. D'Sa	14	High Court
2.	Smt Niloufer Akbar	01	High Court
3.	Sri G. Krishnamurthy	29	High Court
4.	Sri Chittappa	108	High Court
5.	Sri Prakash Hegde	24	Trial Court
6.	Sri Laxminarayan N. Hegde	05	Trial Court
7.	Sri K. S. Venkataramanappa	09	Trial Court
8.	Sri Sunitha H. Singh	59	Trial Court
9.	Sri B. M. Maheshwara	16	Trial Court
10.	Sri R. A. Patil	01	High Court, Circuit Bench, Gulbarga
11.	Vilas Rao Patil	01	High Court, Circuit Bench, Gulbarga
	TOTAL:	267	

Details of the status of 428 cases and WPs filed against Land Tribunal/INA Orders were furnished.

Pursuant to G.O.RD 32 LRM 2012 dated 18.05.2012 issued by the Principal Secretary to Government, Revenue Department, in respect of 49 cases, which involve the orders passed by the Land Tribunal and Special Deputy Commissioner for Inam Abolition, writ petitions are required to be filed and in this regard, these 49 cases have been entrusted to 8 advocates. With regard to actual filing and progress of these cases, the reports are awaited by the Legal Cell.

The Legal Cell has been monitoring the progress of all the above said matters by taking instructions from the Tahsildar, Deputy Commissioners concerned. The Legal Cell has been preparing statement of objections, para-wise remarks and written statements. Based on the instructions furnished by the concerned officials / officers and the records made available to the Legal Cell. It has been co-ordinating with the Panel of Advocates and Revenue Officers. In this regard, several meetings have been held with the Panel of Advocates and with the Tahsildars and Revenue officers. Effective steps are being taken for resisting the suits, appeals, writ petitions, writ appeals etc. However, there is cold response from the Tahsildars for the efforts of Legal cell. It can be got verified by examining some files by picking up at random. Further, as a part of this a computer programme has also been got developed with the help of the NIC and the same is being partly in use in this Legal Cell.

The Tasks ahead of the Legal Cell were noted to be as follows:

- (1) To get the list of cases pending in courts in respect of Government lands from each taluk (original suits, regular appeals, RSAs, writ petitions, writ appeals etc.)
- (2) To expand the Panel of Advocates as there are more number of cases against Government in respect of Government lands.
- (3) To assist the Revenue Officers for preparation of para-wise remarks and written statements and objections in O.S. and writ petitions etc.
- (4) To have the reports from the Tahsildars to the letters written by KPLC.

Chairman requested Regional Commissioner, Bangalore to convene a meeting of the Tahsildars at the earliest and address all the pending cases and enquire as to why the said Tahsildars were not extending co-operation and to take such disciplinary action as may be necessary.

Chairman expressed concern that the Company has not obtained any favorable judgment or order even in one case.

Review of all the cases and status thereof was undertaken by the Board. It was directed that the Legal Cell should study the merits of such cases on which appeals could be preferred and other matters on which cases may be filed. The Regional Commissioner, Bangalore suggested that Advocates be asked to furnish suitable explanations and requested Sri A.L. Pujar to work on this and to address the 49 cases relating to land tribunal at the earliest.

ITEM No. 8: REVIEW OF OPERATIONS:

The Board noted the following on review of operations:

1. Encroachment of Government Land:

The Company is constantly pursuing with the Deputy Commissioners of all the Districts to identify the encroachments on Government lands and to have a time-bound programme to clear the encroachment by assigning target to all the Tahsildars working in their jurisdiction. As per the information furnished by the Deputy Commissioners, 915925 acres of Government land is under encroachment, out of which the encroachment in 56754 acres have been removed and the possession of land has been taken to Government. The District-wise details are enclosed separately.

The Company has felt that it is also equally important to protect the valuable lands recovered from the encroachers and to provide financial assistance to the Deputy Commissioners to meet the expenditure such as hiring of machineries and wages paid on labour etc. incurred during removal of encroachments. To meet such expenditure, the Company submitted proposal to the Government to provide / earmark Rs.16.50 Crores in the next Financial Year 2012-13. After examining the proposal, the Government was pleased to provide allocation of Rs.10.00 Crores for the current year.

The Company has also instructed the Deputy Commissioners of all the Districts to invoke the provisions under Section 192-A and 192-B of Karnataka Land Revenue Act, 1964 and to register criminal cases on encroachers and abettors to prevent further encroachment of Government Land.

The Company has also instructed the Deputy Commissioners of all the Districts to identify the encroachments on Government lands and to furnish the information survey number-wise and encroacher-wise, in the prescribed format sent by the KPLC. The Company has received information from 17 districts and the remaining 13 Districts are yet to send the information. The Company is pursuing the matter with these 13 Districts.

Particulars of Government Land encroachment and removals, complaints reports were tabled before the Meeting. The Chairman directed the Managing Director to write letters to those Deputy Commissioners who have not sent their reports, asking them to submit the reports immediately.

2. Public Complaints Monitoring System:

The Company has been receiving information from the general public regarding encroachment of Government land, fraudulent manipulation of Government Records etc. All such complaints are registered in the Company Office and sent to Tahsildars/Deputy Commissioners and other concerned Officers to take necessary action and asking them to send the action taken report to us. With constant persuasion from the Officers concerned, the Company is able to get final report in 567 cases out of 1921 complaints received and registered in our Company.

The Board further noted the particulars of Government Land Encroachment and Removal as on 31.05.2012.

Chairman suggested that the Company could work out on a suitable cabinet note on identifying and recovering encroached land, disposal / sale of the same and using E option facility.

ITEM No. 9: GOVERNMENT LAND INFORMATION REPOSITORY (GLIR):

The Board was apprised as follows:

The Company desires to develop a comprehensive information repository which can contain all the relevant data of Government lands which could display every detail of land in any given administrative unit. It should also have the facility to entertain all transactional information and should have the facility for regular updation of the information about the land.

Based on the discussion by the Managing Director, KEONICS, with the Managing Director of the Company, the proposal was prepared by KEONICS and the power point presentation was also given to the Managing Director and also to the Chairman of the Company.

Following were noted to be the main tasks to be performed by either of the parties for developing the GLIR:

1. Vectorisation of village map showing all the survey numbers, identifying the Government lands. Registering the survey maps indicating the encroachments and evictions etc., developing the GIS database after transforming and integrating the available information.
2. Developing the MIS database and enabling capturing of various applications, depending upon the need.
3. Developing web enabled GIS application and display system for presenting the GLIR.
4. Integrating the GIS and MIS modules to GLIR, maintaining the required hardware and software for three years and training the staff of KPLC on how to use the GLIR for generating reports.

Initially, the GLIR will be developed for Bangalore Urban district and subsequently it will be extended to the other districts. The cost indicated by the KEONICS is about Rs.1.30 Crores when the project proposal was prepared and submitted about two years ago.

The details of terms and conditions and the requirement from the Company, payment conditions etc. were reviewed.

After due discussions, the Board approved the proposal and authorised Managing Director to follow the prescribed procedures.

ITEM No. 10: BUDGET ALLOCATION FOR DEPUTY COMMISSIONERS TO 30 DISTRICTS:

The Board was apprised as follows:

The Government of Karnataka has provided a budget allocation of Rs.10.00/^{Crores} to the Company, for the Financial Year 2012-13, for removal of encroachments and protection of Government lands.

It was proposed to allocate the budget support of Rs. 10.00 – Rs. 20 lakhs to Deputy Commissioners of each district depending on the size of the district and Rs.100.00 lakhs to the Deputy Commissioner, Bangalore Urban for removal of encroachment and protection of Government lands.

The proposal of budgetary allocation as above was approved with discretion to the Managing Director to alter the allocation if found necessary.

ITEM No. 11: BUDGET FOR THE FINANCIAL YEAR 2012 – 13:

The Board studied the budget for the financial year 2012-13 as tabled before the Meeting and after due deliberations with suitable clarifications having been furnished, approved the same which is as follows:

(Rs.in lakhs)

Sl. No.	Particulars of expenditure	2011-12	2012-13	Remarks
1	Purchase of vehicles	-	5.00	
2	Staff welfare and meeting expenses	1.11	1.20	
3	Advertising & Publications	-	0.30	
4	Vehicle maintenance	2.21	2.45	
5	Printing & Stationery	3.07	3.50	
6	Postage expenses	0.54	0.65	
7	Telephone/Internet/Mobile	0.63	0.75	
8	Computers, Printers expenses	0.40	0.50	
9	Books and Journals	0.13	0.15	
10	Office maintenance expenses	-	0.60	
11	Travelling expenses	0.59	0.65	
12	Fencing expenses	-	200.00	
13	Purchase of Computers	2.10	2.50	
14	Taxi hiring charges	3.00	4.80	
15	Fuel expenses	4.20	6.00	
16	Insurance of vehicles	0.30	0.40	
17	Purchase of furniture	36.79	10.00	
18	Misc. expenses	0.06	0.25	
19	Sitting fees of Directors	0.01	0.20	
20	ROC Charges (Entity)	0.13	0.25	
21	Income Tax	4.97	10.00	
22	Interest provision	28.97	-	
23	Legal charges	1.05	25.00	
24	Meeting expenses	0.27	0.50	
25	Salary & allowances	34.96	69.08	
26	Audit fees	0.39	0.35	
27	Budget allocation for 29 Districts at the rate of 50 lakhs for each District	-	1450.00	
	Total	135.88	1795.08	

ADDITIONAL BUSINESS TRANSACTED WITH THE PERMISSION OF THE CHAIR.

ITEM No. 12: TRANSFER OF SHARES:


In terms of the Notification No RD 722 LGB 2011 dated 26.3.2012 and No RD 722 LGB 2011 dated 10.07.2012 issued by the Government of Karnataka, the Board passed the following Resolution effecting the transfer of following Equity Shares of Rs.100/- each:

RESOLVED THAT the following transfer of Shares be and are hereby approved and that any one of the Director authorised to effect the same.

Sl. No.	From	To	No. of Shares
1.	Sri M.R. Srinivasa Murthy, IAS.,(Retd)	Sri L.V. Nagarajan, IAS., Director.	625
2.	Sri G.N. Nayak, IAS., (Retd)	Sri M.K. Aiyappa, IAS., Director.	625
3.	Sri V.P. Baligar, IAS.,	Sri Ashok Kumar Manoli, IAS., Chairman	625
4.	Sri M.A.Sadiq, IAS.,	Sri A.K.Monnappa, IAS.,MD	625
5.	Sri R.K.Raju, IAS.,	Sri Shambhu Dayal Meena, IAS., Director	625
6.	Sri G.M.Dhananjaya, IAS.,	Dr. Amitha Prasad, IAS.,, Director	625
7.	Sri N.Shanthappa, KAS.,	Sri Raja Naik, Director	625

There being no other business to transact, the Meeting concluded with vote of thanks to the Chair.

Bangalore


(Ashok Kumar C. Manoli)
Chairman