



## KERALA STATE ELECTRICITY BOARD Ltd

(Incorporated under the Companies Act, 1956)

Registered Office: Vidyuthi Bhavanam, Pattom, Thiruvananthapuram – 695 004

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### ABSTRACT

Marmala Small Hydro Electric Project (7 MW/23.02 Mu) – Remittance of land acquisition amount to Revenue Department as per LARR Act - Sanctioned - Orders issued.

### **Corporate Office (SBU-G/C)**

B.O. (FTD) No.397/2024 (DGC/AEEV/Marmala/2014)  
Thiruvananthapuram.

Dated:13-09-2024

- Read :
1. B.O. (DB) No. 3386/2014 (DGC/AEEV/Marmala/2014) dated 24.12.2014.
  2. G.O. (Rt) No. 42/2015/PD dated 16.02.2015.
  3. B.O. (FTD) No. 2067/2016 (DGC/AEE V/Marmala/2014) dated 14.07.2016.
  4. G.O. (Rt) No.4937/2017/RD dated 20.11.2017.
  5. Letter No. REV-B3/107/2020-REV dated 24.08.2020 of Principal Secretary addressed to the District Collector, Kottayam.
  6. B.O. (FTD) No. 338/2021 (DGC/AEE V/Marmala/2014) dated 06.05.2021.
  7. Letter No. B2- 4/17 dated 19.02.2024 of the Special Tahsildar (LA) General, Pala addressed to the Project Manager, L&MSHEP.
  8. Note No. CECCS/Marmala/Land/2016/303 dated 29.02.2024 of the Chief Engineer (Civil Construction-South).
  9. Remarks of Financial Adviser No. E 19927/FA/Tender-I/30/2024 dated 16.03.2024.
  10. Note No. CECCS/Marmala/Land/2016/402 dated 20.03.2024 of the Chief Engineer (Civil Construction-South).
  11. Note No.DGC/AEEV/Marmala/2014 dated 03.04.2024 to the Full Time Directors.
  12. Note No. CECCS/Marmala/2016/642 dated 08.05.2024 of the Chief Engineer (Civil Construction-South).
  13. Note No. CECCS/Marmala/2016/905 dated 26.06.2024 of the Chief Engineer (Civil Construction-South).
  14. Note No. DGC/AEEV/Marmala/2014 dated 07.07.2024 of the Director (Generation - Civil) to the Full Time Directors (Agenda Item No.28/08/24).
  15. Minutes of the meeting of Full Time Directors held on 16.08.2024 vide resolution no:FTD/3/8/2024/28.

### ORDER

Marmala Small Hydro Electric Project is a run-of-the river scheme proposed in Marmala thodu, one of the main tributaries of Meenachil river in Thalanadu & Teekoy Village of Meenachil Taluk in Kottayam District. The installed capacity of the scheme



is 7 MW and the expected annual generation is 23.02 Mu, with generation possible for 6 months per annum.

KSEBL as per B.O. read as 1<sup>st</sup> above has accorded administrative sanction for the implementation of Marmala SHEP for an amount of Rs.70.18 crore excluding IDC at 2012 price level. Necessary Government sanction for the implementation of the project has been obtained as per G.O. read as 2<sup>nd</sup> above.

The total extent of land required for the project is 7.4726 Ha. which includes 5.9099 Ha. of patta land and 1.5627 Ha. of non patta land, of which 0.5326 Ha. of non patta land is under the possession of individuals, 0.9811 Ha. of river puramboke and 0.0490 Ha. of revenue land.

KSEBL as per B.O. read as 3<sup>rd</sup> above has accorded sanction for the acquisition of 5.9099 Ha. of patta land through negotiated purchase for the implementation of Marmala SHEP. It was also decided to seek Government sanction for transfer of 0.5326 Ha. of river puramboke under the possession of individuals, 0.0490 Ha. of revenue land and 0.9811 Ha. of river course land for the implementation of Marmala SHEP.

Government as per G.O. read as 4<sup>th</sup> above had accorded sanction to the District Collector, Kottayam to resort to direct/negotiated purchase of an extent of 5.9099 Ha. of patta land in Thalanadu and Teekoy Village of Kottayam District for the implementation of the project.

The Principal Secretary, Government of Kerala as per letter read as 5<sup>th</sup> above has directed the District Collector Kottayam to follow due procedures contemplated in the State policy by issuance of 4(1) notification, 11(1) notification and 19(1) Declaration convening the total extent of 5.9099 Ha of patta land in Thalanad and Teekoy villages and 0.5236 Ha of non patta land in Kottayam district for the implementation of Marmala SHEP and then convene DLFC. If the land holders failed to reach consensus regarding land value, to simply proceed with the acquisition contemplated in LARR Act 2013 by passing awards.

KSEBL as per B.O. read as 6<sup>th</sup> above has accorded sanction for remitting Rs.4,38,243/- as contingency charges for the land acquisition activities of Marmala SHEP.

The Additional Chief Secretary as per letter dated 23.09.2021 has informed the District Collector, Kottayam that modification of Government Orders at frequent intervals cannot be entertained and directed to call for project proposals from the State Level Empaneled SIA agencies with regard to 5.9099 Ha. of patta land and 0.5236 Ha. of non patta land for the implementation of Marmala SHEP and to forward the same to Government for choosing the appropriate agency by issuance of 4(1) Notification.

As such, the Revenue department had issued 4(1) notification for the acquisition of 5.9099 Ha of patta land and 0.5236 Ha of non patta land. Regarding the transfer of non patta land in favour of KSEBL, about 6 nos. of letters from 2016 to 2023 has been sent to the Additional Chief Secretary, Power (B) Department to take up with the Revenue Department for the transfer of 0.5326 Ha. of river puramboke under the possession of individuals, 0.0490 Ha. of revenue land and 0.9811 Ha. of river course land in favour of KSEBL.



The Chief Engineer (Civil Construction-South) as per notes read as 8<sup>th</sup> and 10<sup>th</sup> above has informed that Government has issued 4(1) notification for the acquisition of 5.9099 Ha of patta land and 0.5236 Ha of non patta land and SIA study was entrusted with Centre for Management and Development, Thycaud on 15.11.2021. SIA study team conducted site inspection on 31.12.2021 and Government approved the Expert Committee Report on 18.04.2022. The 11(1) notification for the land acquisition for Marmala SHEP was published by the Revenue Department on 29.08.2022.

The Special Tahsildar LA (General), Pala as per letter read as 7<sup>th</sup> above has informed that as per the approved survey sub division records of Jilla Survey Superintendent, the area of patta land to be acquired is 5.7050 Ha. and furnished the Detailed Valuation Statement (DVS) for an amount of Rs.7,34,30,000/- (Rupees Seven Crore and Thirty Four Lakh Thirty Thousand only). The date of publishing 19(1) Notification is extended for six months from 28.02.2024 as per G.O.(P) No.28/2024/RD dated 22.01.2024.

The Chief Engineer (Civil Construction-South) has also informed that 12% additional value is provided for the cost of land for the period from 15.11.2021 to 30.09.2024 and the Special Tahsildar LA (General), Pala has informed that following the fund allocation, formalities viz 19(1) notification are to be completed and hence additional value up to 30.09.2024 is included in the DVS. It is also reported that the remittance of Rs.7,34,30,000/- is for the acquisition of patta land + RR package for 4 families. The amount of RR package for 4 families is Rs.10,80,846/-, which includes a patta land owner, a tenant in the building owned by the patta land owner and 2 numbers of non patta land holders living in the river puramboke (i.e Rs.50,000/-, Rs.90,000/-, Rs.2,84,094/- and Rs.6,56,752/- respectively).

The Financial Adviser as per remarks read as 9<sup>th</sup> above has opined that the Special Tahsildar may be requested to exclude the 12% additional value in the DVS and to remit the balance amount of Rs.6,61,35,620/- (Rs.7,34,29,546 - Rs.72,93,926) for the proposed land acquisition and necessary AS and Budget provisions may be ensured.

The Chief Engineer has informed that as per LARR Act 2013, Section 30(1), solatium amount equivalent to 100% of the compensation amount is to be paid and Section 30(3) stipulates that *"In addition to the market value of land, the Collector shall, in every case, award an amount calculated @ 12% per annum on such market value for the period commencing on and from the date of publication of the notification of the Social Impact Assessment Study till the date of the award of the Collector or the date of taking possession of land, whichever is earlier."*

A provision of Rs.800 lakh has been given for Marmala SHEP in the Annual plan - Revised Investment plan for the year 2023-24 as per B.O. (DB) No.5/2024(CP/Plg.1/AP/23-24) dated 04.01.2024. The Chief Engineer has requested sanction for the remittance of Rs.7,34,30,000/- as provided in the DVS to the Revenue Department, for the acquisition of entire land for the implementation of Marmala SHEP.

The matter was placed before the Full Time Directors as per note read as 11<sup>th</sup> above. As per the instruction of the Chairman & Managing Director, the Chief Engineer (Civil



Construction-South) as per notes read as 12<sup>th</sup> and 13<sup>th</sup> above has furnished the sequence of events of the Marmala SHEP and informed that the Special Tahsildar LA (General), Pala vide letter dated 15.06.2024 has furnished the revised the amount to be remitted as land value as Rs.7,41,00,000/- incorporating 12% interest up to 31.12.2024. It is also informed that the cost-effective design criteria cannot be applied for Marmala SHEP as the height of weir is more than 10m and prevailing site conditions is not suitable for buried penstock. As per the direction of KSERC, the project cost has been revised with DSR 2018 and latest cost index of 36.44%.

The Director (Generation-Civil) in charge has informed that 12% interest on the land value is calculated from 15.11.2021 to 30.09.2024 on Rs.2,11,29,230/- which comes to Rs.72,93,926/- as of now, i.e, from the date of publication of the notification of the Social Impact Assessment Study till the date of award of the Collector or the date of taking possession of land, which ever is earlier. Also, the process of land acquisition for the project as per LARR Act is very time consuming, took more than 2 years and is in the last phase of the process.

The matter was placed before the Full Time Directors as per note read as 14<sup>th</sup> above, requesting sanction for the remittance of Rs.7,34,30,000/- as provided in the DVS to the Revenue Department, for the acquisition of entire land for the implementation of Marmala SHEP.

After detailed deliberations, the Full Time Directors has passed the following resolution:

(a) Resolved to accord sanction for the remittance of Rs.7,34,30,000/- (Rupees Seven Crore Thirty Four Lakhs and Thirty Thousand only) as provided in the Detailed Valuation Statement to the Revenue Department, for the acquisition of entire land for the implementation of Marmala SHEP.

(b) Further resolved that tendering on PPP mode shall be done with the condition that the power generated during peak hours (18.00 hrs to 24.00 hrs) shall be given to KSEBL at free of cost and for the balance period, the rate will be decided by KSEBL.

Orders are issued accordingly.

By Order of the Full Time Directors

Signed by

Lekha Geetha

Date: 13-09-2024 16:44:36

LEKHA G  
COMPANY SECRETARY

To:

1. The Chief Engineer (E) Projects.
2. The Deputy Chief Engineer, (Civil Construction) South.
3. The Deputy Chief Engineer, Civil Circle, Pallom.



Copy to:

The Company Secretary / Chief Engineer (IT,CR&CAPS) for publishing in the website  
/ Financial Advisor / Chief Engineer (Commercial & Tariff) / LA&DEO / Chief

Internal Auditor / Chief Vigilance Officer

The Chief Personnel Officer / Public Relations Officer

The TA to the Chairman & Managing Director / Director (Generation-Civil) /

Director (Distribution, Safety, SCM & IT) / Director (Transmission, SO & Planning) /

Director (Generation - Electrical, REES, SOURA, Sports & Welfare)

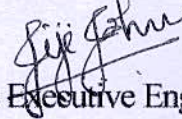
The PA to the Director (Finance & HRM)

The Sr.CA to the Secretary (Administration)

The RCAO/ RAO

Stock File.

Forwarded / By Order



Assistant Executive Engineer