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Town and Country Planning Department(Planning Permission)

Kallakurichi

ROC No. MM4A0J9F /17756/2023/2023/TCP Date : 07/12/2023

From:

Joint Director / Deputy Director / Assistant Director

Kallakurichi

To :

The Panchayat President,
Agasthiyarmoolai Village,
Kuladeepamangalam Panchayat,
Thirukovilur Panchayat Union,
Thirukovilur Taluk,
Kallakurichi District.

Sir/ Madam,

Sub : Residential Layout - Office of the Kallakurichi District Town and Country Planning - Kallakurichi District – Thirukovilur Taluk – Thirukovilur Panchayat Union - Kuladeepamangalam Panchayat - Agasthiyarmoolai Village– Comprised in Survey Nos. 2/4, 2/5A, 2/5B, 2/7A3, 2/7B1, 2/7B2, and 2/7C which have an extent of 2.46 acre (or) 9964.00 Sq.m – Technical clearance issued - forwarded for further action - Reg.

Ref : 1. Applicant: Thiru. Mr.Nithesh and Mr.Mahaveer Chand Jain Online Application Form, Online Application Number:MM4A0J9F/17756/2023, Dated:05.11.2023.
2. District Town and country planning Office, Kallakurichi District Road pattern issued on dated: 20.11.2023.
3. Joint Director, Agriculture Department,Kallakurichi District, Letter No.Mu.Mu.A3/8553/2023 Dated:01.11.2023.
4. Circular from the Director of Town and Country Planning, Roc.No 19799/2020, Dated: 24.12.2020.
5. Applicant: Thiru. Mr.Nithesh and Mr.Mahaveer Chand Jain and Letter, Gift deed (Local Body) document no:6114/2023 dated:29.11.2023.

6. G.O.138, Housing and Urban Development Department, Dated: 04.06.2004.
7. G.O.79, Housing and Urban Development Department, Dated: 04.05.2017.
8. G.O.18, Department of Municipal Administration and Water Supply, dated: 04.02.2019 and G.O.16 Department of Municipal Administration and Water Supply, dated: 31.01.2020.
9. G.O.141, Housing and Urban Development Department, Dated: 23.09.2020.
10. G.O.181, Housing and Urban Development Department, Dated: 09.12.2020.
11. Government Letter No.19113/Nov 4(3)/2017-1, Housing and Urban Development Department, Dated: 30.08.2017.
12. Circular from the Commissioner of Town and Country Planning, letter no.13686/2017/LA1, dated: 08.09.2017.
13. Circular from the Director of Town and Country Planning, Roc No.320/2022/TCP3, Dated: 07.01.2022.
14. OSRA Charges payment Request Letter and Centage Fee payment Request Letter, dated: 20.11.2023 & 06.12.2023.
15. Applicant Thiru. Mr.Nithesh and Mr.Mahaveer Chand Jain OSRA Charges Payment Receipt and Centage Fee Payment Receipt dated: 30.11.2023 & 06.12.2023.
16. Circular from the Director of Town and Country Planning, Roc No. 4367/2019/TCP2, Dated: 14.10.2019.
17. DTCP Circular no. 9611/2023-TCP5 dated:25.04.2023.

With reference to the 1st Cited letter, applicant has requested for the approval of residential layout in Kallakurichi District, Thirukovilur Taluk, Thirukovilur Panchayat Union, Kuladeepamangalam Panchayat,Agasthiyarmoolai Village Comprised in Survey Nos. 2/4, 2/5A, 2/5B, 2/7A3, 2/7B1, 2/7B2, and 2/7C which have an extent of 2.46 acre (or) 9964.00 sq m
In the continuation, with reference to the 2nd cited letter, road pattern for residential layout has been issued by the Assistant Director, District Town and Country Planning on 20.11.2023. Further the applicant has gift deed the road space areas has been handed over to the concern local body on 29.11.2023 Hence, this residential layout has been approved with below conditions.

1. As per the condition, the layout has been approved and approved number issued as SWP/DTCP/KALLAKURICHI/LAYOUT No.083/2023 and enclosed with 8 sets of original maps and gift deeded documents has been forwarded with it for further action.
2. Further, when the final approval is given by the local body, it is intimation to send a copy of the conditions to this office immediately as per Condition no.9 (b).
3. After the approval of the local body. It is intimation to send the approved residential layout map to the concerned registration department office and land survey department for information and appropriate action.
4. It is requested to send acknowledgment of receipt of receiving Maps and Proceeding orders.
5. As per circular cited in 13th, it is requested to send the proceeding orders and maps to the concerned Tahsildar to update in Tamilnilam website.
6. As Per TNCDBR-2019, Rule: 47(6), Instead of allocation of OSR Area in the 10% of the Layout Area Excluding Road, the applicant has paid Guide Line Value.

Special Conditions

1. a) With reference to the 8th cited and 10th cited letter, if the located site lies in the Municipal/Corporation areas: Collecting the necessary fees including the charges for providing amenities like roads, storm water drains and street lights from the applicants. After collecting the necessary fees, the final layout sketch, permit of planning authority along with approval of Local Body shall be issued to the applicant directly.
b)Other than Municipal/ Corporation areas: Shall collect the necessary fees and issue the final layout sketch, permit of planning authority along with the permit of local body to the applicant directly, only after ensuring that the applicant lays tar roads, provide other amenities like storm water drains, water supply facilities by constructing required OHT, provide necessary street lights etc., as per the standards specified by the local body.
2. With reference to the 11th cited and 12th cited letter, the concern local body must issue the final approval after transfer of earmarked road areas survey number, sub-division in favour concern local body.
3. The Tamil Nadu Government in G.O.Ms.No.112, Housing and Urban Development Department, dated 22.06.2017. have approved the Tamil Nadu Real Estate (Regulation & Development) Act 2016, The promoter has to advertise, Market, book sell or offer for sale or invite persons to purchase in any manner any plot, apartment or building, as the case may be, in any Real Estate Project or part of it only after registering the Real Estate Project with the Real Estate Authority. The applicant has requested to follow the protocols as per instruction given by TNRERA.
4. As per G.O.79 Housing and Urban Development Department, dated: 04.05.2017, in-case of non-planned area rule 3 it has been requested to collect Rs.1000 as scrutiny fee for each plot. And under rule 9 concerned local body should collect the 3% Market Land Value as Land conversation charges, before issuing the final approval.
Head of Account:
0217 Urban Development - 60 other Urban Development Schemes -800 other Receipts - AS Receipts under Land Use Conversion Charges-27 non-Taxation fees - 09 Collections (DPC: 0217-60-800-AS 22709).
5. According to the Circular No. 12544/14/CB dated: 04.07.2014 stating that, The Directorate of Town and Country Planning Department has not legally certified the title to the ownership by granting technical clearance and planning permission. Only the applicant's entitlement to development is verified in the documents submitted with the applicant's application (lease deed, sale deed, gift deed, etc.,) any person wishing to purchase the property must individually assert ownership of the property to the applicant. Also, if anyone else dispute arises individual rights over it; they can settle it before the appropriate competent court. The Directorate of Town and Country Planning Department is not the right organization to decide this.
6. As per TNCDBR-2019 the following fee and charges are collected as follows:
Scrutiny Charges - Rs.24946.00, Dated: 05.11.2023.
OSRA Charges - Rs.87400.00, Dated: 30.11.2023.
Centage Charges - Rs.20000.00 , Dated: 06.12.2023.
Conditions:
1. The permission granted by the competent authority shall not mean responsibility or clearance as per TNCDBR 2019 Rule No.11 of the following aspects
a) Title or ownership of the site or building.
b) Easement Rights.
c) Structural Reports, Structural Drawing and Structural aspects, The Registered Architect or Register Engineer and Structural Engineer on record as the case may be, shall be responsible for defects in the design.
d) Workmanship, soundness of structure and materials use.

e) Quality of building services and amenities the construction of building.
f) Other requirements or licenses or clearance required for the site or premises or activity under various other laws.

2. Alteration of plot sizes, layouts of roads, dimensions, common allotment sizes and further subdivision of plots contrary to the map approved by the Town and country Planning Department shall not be done without the prior approval of the Town and Country Planning Department.

3. Corners of plot located at the junction of two roads should be laid with the splay shown on the approved map.

4. No plot shall be sold, leased or transferred in any other manner or any building shall be constructed on any plot before the fulfilment of the above two conditions.

5. Any plot shown on the approved map shall be used only for the construction of residential houses other than plots selected for public purposes. Also, only where the change of land use is requested, only those mentioned in the Residential Use mentioned in TNCDBR-2019 should be allowed by the local body only after obtaining the prior approval of the Town and country Planning Department.

6. If a low voltage/high voltage power line/telegraph line is laid through the layout, the line should be shifted to the edge of the road or as shown on the approved Layout plan.

7. The hollow portion of the layout should be raised to street level.

8. On all streets exceeding 7.2 meters in width, shade trees shall be planted within 1.00 meters of the road boundary not exceeding 9.00 meters in succession.

9. The petitioner should obtain approval from the local authority concerned for the layout. Before constructing any buildings on the land in the subdivision, permission for each building must be obtained from the Town and country Planning Department and the local body.

10. a) Since only Technical Sanction has been given to the said layout by the Town and country Planning Department, if there is any problem regarding the right of land for the layout, the local body should consider and take a decision.

b) When the said layout is approved by the local authority, a copy of the approval authority's presence action should be sent to this authority. Evidence of handing over of public spaces to the local body should also be attached.

11. Once permission is obtained from the petitioner Town and country Planning Department and approval of the layout plan from the local authority, the approved layout plan shall be permanently published at the location where the layout has been approved without any change/omission through a permanent information board at the entrance of the layout for public viewing and also clearly indicating the date and resolution number of the board of approval of the layout.

12. The land Ownership is considered as per the land title documents submitted by the petitioner. Therefore, it is also submitted that no right can be asserted on the ground that a layout has been approved for a place where there is no actual land Ownership.

13. If the proofs given regarding the land license and the documents submitted for consideration are known to be incorrect or if there is a situation where the planning permission/concurrence approval for the layout may be affected, Technical Sanction approval given to the layout will be cancelled by the Town and Country Planning department without any prior notice.

14. A copy of the plan approved by the Town and Country Planning department along with a copy of this order shall be compulsorily supplied to the purchasers while selling the plots for sale.

15. If any case is pending in the field numbers where the layout is situated, the approval given to the layout will be cancelled without any prior notice and action will be taken.

16. If any false or malpractices in the Documents Submitted by the applicant are found, the technical concurrence of the Layout approval would be cancelled by the Town and Country Planning department without prior intimation to the applicant

17. If any feature is found affecting the water bodies due to the issued technical concurrence under any circumstances, the same will be cancelled by the department without any intimation to the applicant.

18. If any part of the layout area is identified to be under Panjami land or condition patta in future at any cost, the technical concurrence will be cancelled by the Town and Country Planning department without prior intimation.

Copy To:

1. Thiru. Mr.Nithesh and Mr.Mahaveer Chand Jain,
44/76 Market Street,
Agashthiyar Moolai,
Thirukovilur Taluk,
Kallakurichi-605757

2. The Tamil Nadu Real Estate Regulatory Authority (TNRERA),

No.1A, 1st Floor,
Gandhi Irwin Bridge Road,
Egmore, Chennai - 600008.

3. The Sub-Registrar,
Arakandanallur Registrar Office,
Kallakurichi District.

4. The Assistant Director,
Survey Land Records,
Kallakurichi - 606201.

5. The District Collector,
District Collectorate Office,
Kallakurichi District.

6. The Assistant Director (Panchayats),
Kallakurichi District.

7. The Tahsildar,
Thirukovilur Taluk,
Kallakurichi District.

Enclosure
1.Layout original map and Condition – 2 set

GOVERNMENT OF TAMILNADU
TRUTH ALONE TRIUMPHS

S.No	Description of Charges	Amount	Receipt No and Date
1	Scrutiny fee	24946	05/11/2023
2	OSR Fee	87400	30/11/2023
3	Centage Charges	20000	06/12/2023
4	Flag day Charges	25000	06/12/2023
5	Display Board Charges		
6	Satellite town charge		

Joint Director/Deputy Director/Assistant Director(i/c)
District Town and Country Planning,

Kallakurichi District.

Enclosure

1.Layout original map and Condition – 2 set

Signature valid

Signed by: Assistant Director
Location:Kallakurichi
Date:2023.12.07 19:06:25

our services doesn't just end there

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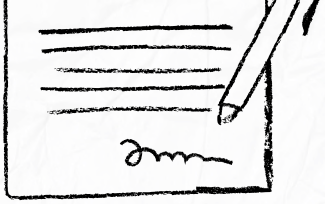

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