

BEFORE THE NATIONAL GREEN TRIBUNAL
SOUTHERN ZONE, CHENNAI

Original Application No.04 of 2013 (SZ)

With

Appeal No.18 of 2017 (SZ)

IN THE MATTER OF:

C.H. Balamohan ... Applicant(s)

Vs.

Union of India &ors. ... Respondents

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COUNSEL FOR RESPONDENTS 8 &10



GOVT. PLEADER,

OFFICE OF THE GOVT.PLEADER-cum-
PUBLIC PROSECUTOR FOR PUDUCHERRY,
HIGH COURT CAMPUS, CHENNAI 104.

BEFORE THE NATIONAL GREEN TRIBUNAL
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IN THE MATTER OF:

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Vs.

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AFFIDAVIT ON BEHALF OF THE 10th RESPONDENT

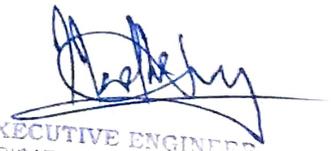
I, R. Radhakrishnan, S/o Thiru M. Raguraman, Hindu, aged about 56 years, Executive Engineer(CDC), Irrigation Division of Public Works Department, Puducherry having my office at No.3, Eveche Street, Puducherry-605 001 do hereby solemnly and sincerely affirm and state as follows:

1. I am the Executive Engineer in charge of the Irrigation Division of the Public Works Department, Puducherry and in such capacity I am conversant with the facts of the case from the records and as such swear this affidavit.

2. I submit that the Government of Puducherry is implementing the Puducherry Beach Restoration

Page No.1

Corr;


EXECUTIVE ENGINEER
IRRIGATION DIVISION, P.W.D.
PUDUCHERRY

for Prevention of Coastal erosion. The project was designed and is being implemented by National Institute of Ocean Technology (NIOT), Chennai. The project comprises of three components, namely:-

- (i) Construction of one Northern reef;
- (ii) Construction of one Southern reef; and
- (iii) sand Nourishment.

3. I submit that as regards construction of Northern reef, the same was completed by National Institute of Ocean Technology (NIOT) with financial assistance of Ministry of Earthen Sciences. Simultaneously, sand nourishment is also continuously being carried out by the Port Department, Puducherry.

4. I submit that this respondent in strict obedience to the orders of this Hon'ble Tribunal, approached the National Institute of Ocean Technology, Chennai requesting Detailed Project Report with regard to southern reef vide this respondent's letter dated 14.12.2021 and 11.1.2022. I submit that in response to the same, the National Institute of Ocean Technology furnished the Detailed Project Report (DPR) on 02.02.2022 for an amount of Rs.33.60 crores (Rupees

Page No.2

Corr:


EXECUTIVE ENGINEER
IRRIGATION DIVISION, P.W.D.
PUDUCHERRY

Thirty three crores and sixty lakhs only) with regard to southern reef.

5. I submit that implementing the said project therefore involves an expenditure of Rs.33.60 crores. Since implementation involves financial implication, file has to be processed through Planning Secretariat and Finance for which file was mooted out on 28.2.2022 to request the Ministry of Home Affairs for funding the said project.

6. I submit that once funds are received from the Ministry of Home Affairs, this respondent would be in a position to refer the matter to National Institute of Ocean Technology to immediately take up the project and complete the same in due compliance of the orders of this Hon'ble Tribunal.

Page No.3

Corr:


EXECUTIVE ENGINEER
IRRIGATION DIVISION, P.W.D.,
PUDUCHERRY

7. I therefore pray that this Hon'ble Tribunal may be pleased to issue orders as may be deemed fit in the interest of justice and render justice.

Solemnly affirmed at Puducherry
on this the 10th day of April 2022.


RESPONDENT
EXAMINER
IRRIGATION DIVISION, P.W.D
PUDUCHERRY

Last page No.4
Corr:

BEFORE ME



V. GOVINDARADJOU, B.Sc., B.L.,
ADVOCATE & NOTARY
ENROLMENT No: 550 / 85
353, MAHATHMA GANDHI ROAD.
PONDICHERRY -1. Cell : 94432 17108

GOVERNMENT OF PUDUCHERRY
PUBLIC WORKS DEPARTMENT
IRRIGATION DIVISION
NO.3 EVECHE STREET, PWD, PUDUCHERRY

No. 7376 /PW/EEI/JE(P)/DSTE(SR)/21-22

Date:14.12.2021

To

The Director,
National Institute of Ocean Technology,
Chennai.

Sir,

Sub: PW - ID - Construction of Southern Reef for
restoration of Puducherry Beach - Project cost -
Requested - Reg.

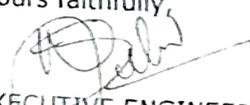
Ref: 1.No.1852/PW/CE/EE(P)/AE(P)2/F.301-1/2021-22
dt.17.09.2021
2. I.D.No.4582/DSTE/CP/EE/2021/342 dt.28.07.2021

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With reference to the letters cited above, it is to be submitted that the DST&E, Puducherry has requested the Project cost towards Construction of Southern Reef for restoration of Puducherry Beach to submit to the Finance Department to take up the matter with the Ministry of Home Affairs for necessary budget allocation.

Hence, it is requested to furnish the Project report and Budget cost at earliest please.

Yours faithfully,


EXECUTIVE ENGINEER,
IRRIGATION DIVISION.

Copy submitted to:

1. The Chief Engineer, PWD, Puducherry.
 2. The Director, Science, Technology & Environment, Puducherry.
 3. The Superintending Engineer, Circle-II, PWD, Puducherry.
- Copy to: 1. The Assistant Engineer, ISD-II, PWD, Puducherry.
2. The Assistant Engineer (Planning), ID, PWD, Puducherry.



GOVERNMENT OF PUDUCHERRY
PUBLIC WORKS DEPARTMENT
IRRIGATION DIVISION
No.3, EVECHE STREET,PWD., PUDUCHERRY

No. 150 /PW/EEI/JE(P)/DSTE(SR)/2021-22

Dated: 11.01.2022

To

The Director,
National Institute of Ocean Technology,
Chennai.

Sub: PW-ID-Construction of Southern Reef for
restoration of Puducherry Reach – Project cost -
Requested - Reg.

Ref: (1) No.1852/PW/CE/EE(P)/AE(P)2/F-301-1/21-22 dt.
17.09.21

(2) ID. No. 4582/DSTE/CP/EE/2021/342 dt.28.07.2021

(3) No. 7376/PW/EEI/JE(P)/DSTE(SR)/21-22 dt.14.12.2021

-ooOoo-

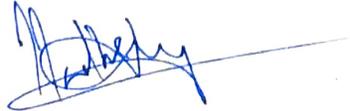
In continuation the letter 3rd cited above, the Hon'ble Minister for Public works during discussion has insisted the early submission of the project cost towards construction of Southern reef for restoration of Puducherry Beach to the Finance Department to take up the matter with the Ministry of Home Affairs for necessary Budget allocation.

Hence, it is requested to furnish the project report and budget cost at the earliest please.


EXECUTIVE ENGINEER
IRRIGATION DIVISION

Copy submitted to:

1. The Chief Engineer, PWD., Puducherry.
2. The Director, Science, Technology and Environment, Puducherry.
3. The Superintending Engineer, Circle-II, PWD, Puducherry.





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वेलच्चेरी - तामबरम रोड, नारायणपुरम, पल्लिकरणी, चेन्नै - 600 100, भारत.

National Institute of Ocean Technology

Velachery - Tambaram Road, Narayanapuram, Pallikaranai, Chennai - 600 100 INDIA.

फोन / Phone : 044 66783300 फैक्स / Fax : 044 22460275 GSTIN# 33AAATN05301Z6

वेबसाइट / Website : www.niot.res.in, ISO 9001 Certified Institution



डॉ. शि वें स फणि कुमार

परियोजना निदेशक (वैज्ञानिक - जी)

Dr. S.V.S. PHANI KUMAR

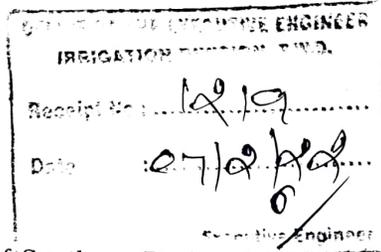
Project Director (Scientist-G)

F.No: NIOT/OS- PMC-PSCDL/2021-22

दिनांक: 02-02-2022

To

Executive Engineer
Public Works Department
Irrigation Division
No.3, Eveche Street, PWD,
Puducherry 605001



Sir,

Sub: Construction of Southern Reef at Puducherry for beach restoration - DPR and Project Cost - Reg.

Ref: 1. No. 124/PSCDL/Board meeting/2017-18/353, dated 23.11.2017
2. F. No: NIOT/OS-PMC-PSCDL/2017-18, dated 02.02.2018
3. No.150/PW/EEI/JE(P)/DSTE(SR)/2021-22/139, dated 11.01.2022

Please refer to the letters cited above regarding the Construction of Southern Reef at Puducherry and the reply is as under

1. The beach restoration project has three components namely, Northern reef at Chief Secretariat, Southern reef at north of New Pier and Beach nourishment with dredged sand from harbour mouth.
2. MoES-NIOT took up the implementation of the northern reef as a demonstration project with funding from the Ministry of Earth Sciences (MoES) and the components of south reef and beach nourishment are to be implemented by the Government of Puducherry with the technical assistance of MoES-NIOT.
3. Accordingly, MoES-NIOT executed the northern reef and successfully completed it in October, 2018. A wide beach was formed as a result of the reef and received a good response from the local public as well as tourists.
4. In the 3rd Board meeting of Puducherry Smart City Development Limited (PSCDL) held on 30.11.2017, a detailed presentation was made to the Chief Secretary, Government of Puducherry and Board Members for the implementation of South reef along with beach nourishment as part Smart city plan.

As requested, the Detailed Project Report prepared and submitted to PSDCL in February 2018 including the budgetary estimate is enclosed herewith again for your reference.

With regards,



डॉ. शि वें स फणि कुमार
[Dr. S.V.S. PHANI KUMAR]



Copy to:
1. Director, NIOT for kind Information.

IRRIGATION DIVISION
P.W.D., PUDUCHERRY

I.D. NOTE

Sub: PW-ID- Construction of southern reef at Puducherry for beach restoration – Detailed Project Report (DPR) submitted - Seeking Finance Assistance from Government of India – Reg.

This detailed Project Report (DPR) for the work of "Construction of southern reef at Puducherry for beach restoration" for a probable cost of **Rs.33.60 Crore** is submitted herewith for favour of obtaining financial assistance from Ministry of Home Affairs, Government of India for funding of construction of Southern Reef.

2. The scope, details and necessity of preparing the Detailed Project Report are explained in the report accompanying the DPR.
3. During 2012-15 on the request of DSTE, the National Institute of Ocean Technology (NIOT), Chennai conducted a scientific study to protect the coast of Puducherry and the adjoining areas and prepared a comprehensive shoreline management plan for Puducherry in May 2015. Subsequently, based on the detailed Hydrodynamic and coastal process studies carried out, NIOT designed the project "Restoration of Puducherry Beach" for restoring the beach along Puducherry Town. The project had three components:
 - i) Construction of one Nearshore Wedge reef opposite to the Chief Secretariat on the North end of Puducherry Town foreshore.
 - ii) Construction of one Offshore reef placed at the south end at 300m north of the pier.
 - iii) Sand nourishment using 4,50,000cum of sand between northern and southern reef along the coast line of Puducherry Town near Gandhi statue.


EXECUTIVE ENGINEER
IRRIGATION DIVISION, P.W.D.
PUDUCHERRY

4. The Northern Reef was constructed by NIOT with financial assistance of Rs.25 Crores from the Ministry of Earth Sciences. Construction of Northern Reef commenced in March 2017 and completed by August 2018. Sand nourishment was also carried out parallelly by the Port Department. Construction of Southern Reef is yet to be taken up.

5. The Secretary Government (Science, Technology and Environment) requested the Secretary, Ministry of Earth Sciences vide Lr.dt.21.01.2020 to take up the construction of the Southern Reef also through NIOT and allocate necessary funds as the present financial position of Government of Puducherry is not favorable to take up such demonstration. But the Ministry replied that it was not in a position to provide financial support and could only provide technical support for the Southern Reef. Hence, Government of Puducherry had requested the intervention of Ministry of Home Affairs for funding of Southern Reef construction by the Central Government on the request, the National Institute of Ocean Technology, Chennai, has furnished DPR vide file No.NIOT/OS-PMC-PSCDL/2021-22, dt.02.02.2022 for an amount of Rs.33.60 crores and the same is submitted for favour of obtaining financial assistance from Ministry of Home Affairs, Government of India through Government of Puducherry for funding of construction of Southern Reef.

6. Submitted please.

Encl: One copy of DPR

No. 824 /PW/EEI/ DB/D2/
3-508/2021-22,
dt. 28/02/2022

EXECUTIVE ENGINEER
IRRIGATION DIVISION

SUPERINTENDING ENGINEER -II

CHIEF ENGINEER

EXECUTIVE ENGINEER
IRRIGATION DIVISION, P.W.D.,
PUDUCHERRY

Copy to:

1. The Assistant Engineer, ISD-II, P.W.D., Puducherry.
2. The Assistant Engineer (Planning), ID., P.W.D., Puducherry.

BEFORE THE NATIONAL GREEN
TRIBUNALSOUTHERN ZONE,
CHENNAI

Original Application No.04 of 2013 (SZ)
With

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IN THE MATTER OF:

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AFFIDAVIT ON BEHALF OF
THE 10th RESPONDENT

OFFICE OF THE GOVT. COUNSEL
CHIEF PUBLIC PROSECUTOR
FOR ENVIRONMENT
HIGH COURT MADRAS - 600 104.
Ph : 25341072, 25353334