

Minutes of the 18th Expert Advisory Committee meeting was held on 10th November, 2008 in the Conference Room of the Directorate General under the Chairmanship of Director General, Archaeological Survey of India to examine and make recommendations in respect of constructions / reconstructions in the prohibited and regulated areas of centrally protected monuments.

In the meeting following members of the Committee and officers from ASI and Delhi Jal Board were present.

1. Prof. Subir Saha - Member, EAC
2. Shri Mohd. Shaheer - Member, EAC
3. Prof. Narayani Gupta - Member, EAC

Officers from ASI and Delhi Jal Board

1. Dr. Vijay S. Madan, Addl. D.G., ASI
2. Shri A.K. Sinha, S.A. (M)
3. Shri K.K. Mohammed, SA, Delhi Circle
4. Shri M. Nambirajan, SA, Thrissur Circle
6. Shri S.V.P. Halakatti, SA, Bangalore Circle
7. Smt. Sathyabhama Badhreenath, SA, Chennai Circle
8. Shri Indu Prakash, ASA, Lucknow Circle
9. Dr. V.S. Badiger, Dy. SA, Aurangabad Circle
10. Shri V.K.Swarnkar, Dy. SA, Delhi Circle
11. Shri R.S. Rana, AO (M),
12. Shri Gopal Singh, LDC
13. Shri Vijay Pal Singh, AE (Project No.III), Delhi Jal Board

Following cases pertaining to grant of permission in the prohibited and regulated areas of the centrally protected monuments, as included in the agenda (barring Sl.No. 8), were examined by the members of the Committee -

Delhi Circle

Sl No	Property No. and Name of The Owner and Ownership Status	Name of Monument	Protected/ Prohibited/ Regulated Area	Distance (a) from protected limit (b) from monument	Proposed Activities and Details of Proposed Construction	Ground Conditions near the site of proposed construction	Present Condition and Details of Existing Building and Status of approved Plan	Reasons to undertake proposed work	Any other detail which may be relevant to be brought to the notice of the Expert Advisory Committee including court cases / any notice issued to the owner/ property	Recommendation of Expert Advisory Committee
1	Delhi Jal Board, Govt., of NCT of Delhi	(i) Subz Burj (ii) Arab ki Sarai (iii) Isa Khan 's Tomb (iv) Khan-i- Khana's Tomb (v) Bara Khambh (vi) Bara Pullah Bridge	Prohibited area	(i) 23m and 32m (ii) 39m (iii) 95m (iv) 60m and 40m (v) 35m (vi) The alignment is proposed through an arch	Laying of peripheral water pipeline on the command of UGR & BPS at Sarai Kale Khan, New Delhi	NA	NA	Delhi Jal Board is implementing the construction of UGR and BPS at Sarai Kale Khan. The peripheral water pipeline on its command area to be laid along Mathura Road near Barapulla Nalla, Neela Gumbad and near Railway crossing Barapulla Nalla Bridge as per the alignment. The	The proposed alignment will cross the ancient structure through an arch of Barapulla Bridge below the present bed of Barapulla Nallah.	The members observed that MCD and PWD, Govt. of NCD Delhi have also to execute works like RUB and elevated road in close vicinity of Barapulla Bridge and now DJB has to lay pipeline through the Bridge. On earlier occasions, the Committee had given go ahead to both the agencies under certain terms and conditions. They, therefore,

				(below the bed level of present nallah) of the Barapullah Bridge				work shall be carried out by either using trenchless technology or by open cut. The instant work has been awarded to M/s Larsen and Toubro Ltd. Water supply to Jawahar Lal Nehru Stadium shall be augmented after laying of these pipelines. The work is very urgent and important for augmentation of water supply in its command area keeping in view the Commonwealth Games-2010.		recommended that it is now essential that all the three works are merged and shown in an integrated drawing to evaluate the overall situation. The members desired that the DJB should re-work on the route to take the pipeline away towards north of Barapulla Bridge in such a manner that the Bridge is totally avoided to make sure that the foundation of the Bridge is not at all affected. They desired that Delhi Jal Board may resubmit the proposal afresh to the ASI.
2	Smt. Vinita Khanna, K-2, Green Park Main, New	Biran ka Gumbad	Prohibited area	(a) 77m (b) 77m	Reconstruction of the building with 18.821m (61.75feet) height upto mumty/ machine room with basement	North: Residential building with 12.50 m height. South: Residential building with 12.50m height	Building exists with a height of 7.50m consisting of ground and first floors .	All surrounding buildings around the house are built upto the height of 14-15m. The park housing the monument has within its	-	The The members observed that most of the buildings which fall between the site of construction and the monument are about 12.5 m in height. They opined that by allowing

	Delhi				2.853m (9.36feet) below the ground level	East: Colony Road. West: Service lane with 9.50m to 12.50m height Road exist between the monument and property		boundary a Delhi Jal Board Office and a huge water storage tank on one side and a garbage dump and public toilet on the other completely blocking the view of the monument from the road outside the house.		construction at the property including machine room/water tank/mumty up to the maximum height of 12.5 m shall not mar the view of the monument in any manner since many structures already exist in between the property and the monument. They, however, recommended that the terrace of the building should have no construction except the machine room/water tank/mumty. The members recommended that the ASI may also permit construction of basement, as requested by the applicant.
3	Shri Rakesh Gupta, D-23, South Extension Part-I, New Delhi	Bare Khan's Tomb	Prohibited area	(a) 37m (b) 37m	Reconstruction of the building with 14.93m (49feet) height upto mumty/machine room with basement 1.5m (5.50feet) below the ground level	North: Colony Road. South: Residential building with 12.50m height East: Residential building with 15m height West: Residential	Building exists with a height of (12.16m (39.9feet) consisting of ground, first and partly built second floors.	-	-	The members of the Committee recommended that since the area in close vicinity of the monument is dotted with buildings having maximum height of 12.5 m, the ASI may grant permission to the applicant for reconstruction up to the

						<p>building with 7.50m height</p> <p>A road exists between the monument and property</p>				<p>maximum height of 12.5 m, including the mumty/machine room and water storage tank. The members, however, desired that while granting permission the ASI should categorically state that the terrace floor must not have any construction other than the mumty, machine room and water storage tank.</p>
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4	Shri Krishan Jalan for Amarmahal at Kotla Chowk, New Delhi	Bhure Khan's Tomb	Prohibited area	(a)64m (b)64m	Construction of the building with 8.54m (28feet) height which includes ground and first floor alongwith mumty /machine room for commercial purpose	North: Residential – cum-commercial buildings with 9m to 12.50m height (approx) South: Residential – cum-commercial buildings with 9m to 15m height (approx) East: Residential – cum-commercial buildings with 10m to 15m height (approx) West: Residential – cum-commercial buildings with 10m to 15m height (approx) Road and residential –cum –commercial buildings exist	As submitted by the applicant the building at the site was demolished by a number of people on 3 rd January, 2006 without any prior information It was constructed in 1957 and there is no building plan available.	Since, the old structure has been demolished and presently the property is lying as vacant plot, the applicant wants the construction at above plot for commercial purpose as the said property is earmarked as commercial/ cinema hall in the Master Plan of Delhi -1961.	The matter was placed before the EAC on 28-03-2008 and the experts had desired that the full facts of the case pending before the Hon'ble Court may be brought to the notice of the Committee. It is submitted that as on date there is no case pending against the property wherein the ASI is pleaded as Respondent. (Detailed note enclosed)	The Committee noted that this was an already congested area and allowing a large commercial establishment may have civic repercussions. Also, the ambiance of the entire area could be affected since these matters are within the purview of MCD. The members desired that the applicant should first approach the MCD to get his building plans for the commercial building at the plot approved in principle since the plot under reference had been earmarked for commercial/cinema hall in the Master Plan of Delhi-1961. The decision on the appeal made was deferred.
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						between the monument and the property				
5	Shri Aslam Qadar Khan, A-27, Nizamuddin East, New Delhi	Arab Sarai	Prohibited area	(a)85m (b)85m	Reconstruction of the building with 14.93m (49feet) height alongwith mumty/ machine room	<p>North: Residential buildings with 12.50m to 15m height.</p> <p>South: Residential buildings with 12.50m to 15m height.</p> <p>East: Road and residential buildings with 9.50m height.</p> <p>West: Residential buildings with 10m to 15m height</p> <p>Road and residential buildings exist between the monument and property</p>	Building exists with 6.50m height having ground floor and mumty only	Due to expansion of family, the applicant is not able to accommodate his family in the said property. The ground floor, too, is in shattered condition. Further, parapet wall is so weak that it cannot withstand even the slightest natural calamity like earthquake, rainfall, strong winds, etc.	There are already two rows of two – three storied buildings which exist in between the property and the monument.	The members observed that the height of most of the modern buildings in close vicinity range in between 12.5 to 15 m, except a few having height of 9.5 m and 10 m (approx.). They recommended that in view of the ground conditions allowing reconstruction of the building at the property up to the maximum height of 12.5 m including mumty, machine room and water storage tank at the terrace floor may be permitted as it shall in no way obstruct the view of the monument from a distance any further and affect the sky-line adversely, since there already exist two rows of houses between the monument and the property. The Committee of experts recommended that the ASI may permit

										reconstruction of the house at the property up to the maximum height 12.5 m including mumty, machine room and water storage tank on the terrace floor. They further recommended that the applicant may be directed to keep the remaining area of the terrace floor free from any other construction.
6	Shri Arvind Kumar Khurana and Shri Vinod Singhal, D-1/5, Hauz Khas, New Delhi.	Nili Masjid	Prohibited area	(a)77m (b)77m	Reonstruction of the building with 17.145m (56.25feet) height alongwith mumty /machine room and 2.743m (9feet) deep basement below the ground level.	North: Road and residential building with 12.50m height South:Service lane East: Residential building with 12.50m height West: Residential building with 12.50m height Road and residential buildings exist between the monument and	Building exists with 34 feet height and consists of ground, first and partly built second floor.	The building is old and in dilapidated condition and size of family has increased	There are two rows of houses already built upto 12.50m to 15m height in between the property and the monument under consideration.	The members observed that in between the site of construction and the monument there are three rows of houses having height of 10 m to 13 m (approx.). They further observed that with the reconstruction of the house at the property under reference subject to height restriction of 12.5 m the view of the monument and its safety shall in no way get affected. It was, therefore, recommended by them that the ASI may permit the applicant to

						property.					undertake reconstruction of the house up to the maximum height of 12.5 m including mummy, machine room and water tank over the terrace floor. They, however, desired that while granting permission ASI may impose a condition that the applicant shall not carry out any construction on the terrace floor except machine room, mummy and water storage tank. It was further recommended that permission for construction of basement may be granted by the ASI to the applicant since it will not cause any adverse impact on the monument.
7	Mrs. Neerja Mehta, 56, Anand Lok, New	Siri Fort Wall	Regulated Area	(a)164.80 m (b)164.80 m	Reconstruction of the building with 17.65m (57.9feet) height which includes ground, first	North: Residential buildings with 8m to 15m height. South: Residential	Earlier the building was of 38 feet height. Now the building	To accommodate machine room over the third floor	The permission has been issued by Delhi Circle for addition/altera	The members took note of the request of the applicant and recommended that the ASI may grant permission to the applicant for	

	Delhi				second and third floor alongwith mummy /machine room	buildings with 11m to 14.50m height. East: Colony Road West: Service lane Road and residential buildings exist between the monument and property	has been demolished for new construction.		tion in the existing building from ground level upto machine room upto the maximum height of 15m on 27-06-2008.	construction of machine room for the lift, as applied having maximum height of 2.65 m over the terrace floor considering that the property is located in the regulated area at a distance of 164.8 m from the nearest protected monument as informed by the S.A., Delhi Circle. They, however, added that it should be made clear to the applicant while granting permission that he shall not undertake any construction other than the machine room on the terrace floor.
8.	Property No.C-56, Mayfair Garden, New Delhi in r/o Smt. Amrit Sujan	Makhdumi Mosque	114 m	-	-	-	-	-	-	The members of the Committee considering the fact that the site of construction is located in the regulated area of the nearest protected monument at a distance of 114 m recommended that the ASI may permit construction of machine room over the terrace floor as requested by the applicant subject to the condition that she

GUWAHATI CIRCLE

Sl No	Property No. and Name of The Owner and Ownership Status	Name of Monument	Protected/ Prohibited/ Regulated Area	Distance (a) from protected limit (b) from monument	Proposed Activities and Details of Proposed Construction	Ground Conditions near the site of proposed construction	Present Condition and Details of Existing Building and Status of approved Plan	Reasons to undertake proposed work	Any other detail which may be relevant to be brought to the notice of the Expert Advisory Committee including court cases / any notice issued to the owner/ property	Recommendation of Expert Advisory Committee
9.	Near Sukreshwar temple, M.G. Road, Panbazar, Guwahati	The Rock-cut sculptures representing Vishnu (with adjoining figures of Surya, Ganesa, Devi etc.), locally known	Prohibited area	75 m	Guwahati Development Department, Government of Assam	Laying of 300 m / 400 mm diameter drinking water supply pipeline along M.G. Road, one of the major roads of Guwahati City, passing 75 m away from the ASI site.	a) The monument is on the left bank of the River Brahmaputra facing the river. Except the front side, the monument on all sides is surrounded by temples, commercial & residential buildings. The maximum	The M.G. Road is one of the busiest roads of Guwahati city and on both sides of the road temples, large commercial & residential buildings and also an old drinking	The proposed pipeline will be laid on the Mahatma Gandhi Road, which is one of the major and busiest roads in Guwahati passing 75 m away from the aforesaid ASI site. So many commercial and residential buildings, temples, a foot over ridge, etc. are already existed along the	The members after knowing the details recommended that since the pipe line is to be laid underground at a depth of 1 to 1.5 m along one of busiest roads in Guwahati and site of activity is fairly at an appreciable distance there shall be no adverse impact on the protected monument/site and therefore, recommended that ASI may grant permission for the proposed work to the Guwahati Development Department subject to the condition that the excavation operation shall not involve any heavy machinery or blasting and an Archaeologist from the

		as Vishnu Janardan					height of the monument is 7 m. b)The proposed drinking water pipeline will be laid along the M.G. Road, approximately 1 m below the road surface. The M.G. Road is surrounded by residential and commercial buildings. c) Except a narrow approach pathway, there is no open space between the monument and the site of construction.	water treatment plant are located.	M.G. Road. After receiving the request a joint inspection was carried out in which the Guwahati Development Department officials assured ASI officials of Guwahati Circle that the proposed drinking water pipeline will be laid approximately 1 to 1.5 m below the road surface by manual digging and no blasting or anything of that nature will be used in the digging operation. Although, the proposed laying of drinking water distribution pipeline along the M.G. Road, Guwahati is coming under the	Guwahati Circle of the ASI or the Department of Archaeology, Govt. of Assam shall be associated during excavation operation for laying the pipeline in the area which falls within 300 m area of the monument to retrieve archaeological material, if any. To ensure that an Archaeologist remains at the site during the excavation of trenches, the Guwahati Development Department shall inform the ASI, much prior to taking up the work on the stretch falling in the prohibited and regulated area of the monument.
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									<p>prohibited area of the centrally protected monument Vishnu Janardan, no damage will be caused to the monument as the said pipeline will be laid by manual digging along the M.G. Road. As the proposed drinking water supply scheme is for public the request for NOC made by the Guwahati Development Department may be considered as a special case.</p>	
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LUCKNOW CIRCLE

Sl No	Property No. and Name of The Owner and Ownership Status	Name of Monument	Protected/ Prohibited/ Regulated Area	Distance (a) from protected limit (b) from monument	Proposed Activities and Details of Proposed Construction	Ground Conditions near the site of proposed construction	Present Condition and Details of Existing Building and Status of approved Plan	Reasons to undertake proposed work	Any other detail which may be relevant to be brought to the notice of the Expert Advisory Committee including court cases / any notice issued to the owner/ property	Recommendation of Expert Advisory Committee
10.	36/18-4, Sapru Hotel Jawahar International at Lucknow.	British Cemetery at Chiria Jhil, Lucknow	Prohibited	a)36.80 m b)20.70 m	7 floors building with water tank, machine room & mummy (already constructed) Height of the building not mentioned by SA.	Height of graves approx.0.3 m to 3.00m. There are buildings with maximum height of approx.20 m	Construction has been completed	Construction of a Hotel	The Director, Hotel Jawahar International Pvt. Ltd., Lucknow has appealed to DG, ASI to issue directions to SA, Lucknow Circle to issue NOC on the basis of NOC issued to other constructions. The matter relates to unauthorized construction of Hotel Jawahar International in	The Committee members felt that the S.A., Lucknow Circle has not done the detailed documentation which is essential to take a view on such proposals. Accurate details of heights of various building were not made available with a degree of accuracy. This was considered necessary as in the event of building higher than the case under examination existing, the matter would have to be treated differently. They desired that S.A., Lucknow Circle should do proper field work and plot the buildings already existing in the close vicinity of the monument and

								<p>Lucknow, which falls within the prohibited area of British Cemetery at Chiria Jheel, a centrally protected monument. As per report of the SA, Lucknow Circle, the said construction was started in the year 2000 after getting the plans approved from Lucknow Development Authority. The LDA further approved the revised map in 2004 with the condition that the builder will obtain NOC from ASI and deposit the compound fee with the LDA. Accordingly, the builder approached Lucknow Circle on 17.9.2004 for issue of NOC.</p>	<p>mention their present height on the area map. It was also desired by them that he should also be asked to take photographs of the existing modern buildings near the monument and the grave structures which exist within the protected cemetery. The members, however, observed that the area under reference is already dotted with a number of modern buildings, with some having height even more than 22 m. Moreover, a substantially high boundary wall also exists around the cemetery complex which has staff quarters, sister's residence, office of the Missionary, pump house, etc. besides the graves on the south-west. It was also observed by them that eastern boundary wall of the Cemetery faces a road. Besides, the buildings of Indian Drugs and Phastacno Ltd. and Ansal House Construction Ltd. face Sapru Marg and abut the southern boundary wall of the Cemetery. The Committee members</p>
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								<p>Since the proposed construction was in the prohibited area, the Sub-Circle Office lodged a complaint with the Police Station for stopping the said construction. Further in 2003, the local administration was also informed about the unauthorized construction and a request was made to stop the same as it is in violation of AMASR Act, 1958 and Rules 1959. The LDA was also asked by the SA, Lucknow Circle as to how the map of the building was approved without obtaining the NOC from the ASI. The owner of the</p>	<p>recommended that once the details of other buildings are made available by SA, Lucknow. DG, ASI may take a suitable decision regarding regularization of the building (already constructed unauthorisedly without obtaining prior permission from the ASI), keeping in view the broad observations made by the members and the documentation details to be submitted by S.A., Lucknow Circle. They also added that this part of Lucknow is already fairly commercialized and keeping 100 m area around the monument free from construction is neither achievable nor is it practical.</p>
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								<p>Hotel Jawahar International was also served a show cause notice on 14.7.2005 by the SA, Lucknow Circle for demolition of the unauthorized construction. In reply thereto, the party requested for NOC for construction on the following basis –that the map is already passed by the Lucknow Development Authority. that the cemetery has been declared as devolved. that the cemetery is being used for charity works by the Missionaries of Charity. that the permission has been issued to the Carlton Hotel for construction of a commercial</p>	
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								<p>complex in the prohibited area of this monument by the ASI.</p> <p>that the ASI is planning to de-protect this monument and ;</p> <p>that the Vice Chairman, Lucknow Development Authority has also written to the DG, ASI, New Delhi that there are no burial activities in the complex and it has no historical significance.</p> <p>The case could not be discussed in the 17th Expert Advisory Committee meeting held on 8.9.2008 for the reason that SA, Lucknow Circle did not attend the meeting to give power-point presentation.</p>	
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								<p>Even the details of the matter and relevant documents had not been received on time. The members opined that the proposal could be discussed in the next meeting of the Committee after the required details have been received and SA, Lucknow Circle or his representative is present to give a power-point presentation explaining the ground situations and the background. Decision on the case had been deferred. The members of the Committee expressed that the plea of the applicant that the building plans have already been</p>	
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								<p>passed by the LDA is not acceptable. The applicant was bound to follow the Ancient Monuments and Archaeological Sites and Remains Rules, 1959 and the Notification issued in 1992 in respect of constructions in the prohibited and regulated area. The members expressed their concern as to how the LDA is approving building plans for the properties which fall in the prohibited and regulated areas without obtaining no objection certificate from the Archaeological Survey of India. They recommended</p>	
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								<p>that the ASI may take up the issue with the LDA separately.</p> <p>In respect of the plea taken by the appellant that Chiria Jheel figures in the list of devolved monuments, the members were of the opinion that the monument still continues to figure in the list of centrally protected monuments and hence the provisions as contained in the Ancient Monuments and Archaeological Sites and Remains Act, 1958, Rules, 1959 and Notification issued in 1992 do apply in the instant matter. The Committee members were</p>	
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								<p>further informed that there is no proposal as on date pending regarding the deprotection of the Chiria Jheel Cemetery.</p> <p>In regard to use of the cemetery for charity works by the Missionaries, the members observed that the charity works are being carried out away from the cluster of graves. Moreover, the use does not alter the status of the cemetery as a protected monument.</p> <p>Since the Committee examines the proposals for construction on case to case basis, the stand of the applicant that Carlton Hotel had been granted</p>	
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									<p>permission for construction in the prohibited area is not acceptable.</p> <p>The members of the Committee took a serious view of the contents of the letter of Vice-chairman, LDA that the monument has no historical significance.</p> <p>They felt that the Vice-chairman, LDA has no authority to express views on historical and archaeological significance of a protected monument. It is totally beyond his purview. They suggested that the ASI should take up this issue with LDA separately.</p>	
11.	5, Capper Road,	Amjad Ali Shah	Prohibited Area	a)3.30 mtrs.	Re-construction of residential building.	15 m (approx.)	—	—	The matter is pending before the Hon'ble High	The members of the Committee were apprised by the officer representing Lucknow Circle

	Lucknow by Shri Nalin Rastogi & others.	Mausoleum		b)3.30 m					Court, Allahabad, Lucknow Bench.	that the applicant has filed a petition before the Lucknow Bench of Allahabad High Court against the rejection of his request for grant of permission for construction at the property. The Committee members were of the view that the ASI may wait for a decision by the Hon'ble High Court on the petition.
12.	Director, Sports, Sports Directorate, Khel Bhawan, Lucknow Govt. Director Sports, K.D. Singh Babu Stadium.	Tomb of Mushir Zadi wife of Saadat Ali Khan and Tomb of Saadat Ali Khan	Regulated area	30 m	The nearest point of proposed construction is 188 mtrs. from the protected limit of monument.	North-Road and Begum Hazarat Mahal Park South-Building approx. height 15 m West- Road and building approx. height 10 m East-Road and park. North-House approx height 4 m East- K.D. Singh Babu Stadium approx. height 10 m South-Road and Parivartan Chowk approx. height 15 m West- Road and	--	--	Proposed site of construction is located in the regulated area. The applicant has already constructed the major structural work without obtaining NOC from ASI and even after issue of show cause notice / demolition notice.	The members were not satisfied with the documentation done by Lucknow Circle of ASI and desired that more home work is required to be done by documenting the height of the buildings which fall in the alignment between the Stadium and the monument and nearby areas. They, however took note that the site of construction falls in the regulated area and the total height of the building is 18.90 m including mumty over the terrace floor. It was also observed by them that the Guidelines adopted by the ASI permits construction in the first regulated area up to the height of 15 m. They recommended that ASI should undertake better documentation at site and submit the details to DG, ASI

						building approx. height 22 m.					for a decision in the matter, taking a holistic view.
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AGRA CIRCLE

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13.	Barnava (Lakshagrah) by Bharat Sanchar Nigam Ltd., Meerut, Agra (UP)	Lakshagrah, Barnava	--	--	--	--	--	--	SA, Agra Circle has so far not submitted any detail on the issue and instead has informed that because of shortage of time it may not be possible to furnish the details and make a power-point presentation before the Expert Advisory Committee on 10.11.2008.	In view of the difficulties conveyed by S.A., Agra Circle, the decision on the request was deferred.

14.	18/129, near Municipal Maternity Hospital , Malko Gali, Taj Ganj, Agra	Barah Khamb a, Taj Ganj, Agra	Prohibit ed area	a)75. 00 m b)7.6 0 m	--	North-Three storeyed building South-Lane and boundary wall of Nagar Nigam Hospital East-Single storey building West-Vacant land and double storey building Min.2.0 m approx. Max:9.0 m approx. North-Road, hospital of Nagar Nigam and a double storey building South-Double storey building East-Nagar Nigam hospital and road/mosque West-Single storey building Min:2.0 m approx. Max:9.0 m approx.	--	--	The details from SA, Agra Circle have not been received. He has, however, informed that because of inadequate time the details could not be collected from the site and hence the matter may be deferred for the next meeting.	In view of the difficulties conveyed by S.A., Agra Circle, the decision on the request was deferred.
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AURANGABAD CIRCLE

Sl No	Property No. and Name of The Owner and Ownership Status	Name of Monument	Protect ed/ Prohibi ted/ Regula ted Area	Dist-ance (a) from prot ecte d limit (b) from mon ument	Proposed Activities and Details of Proposed Construction	Ground Conditions near the site of proposed construction	Present Condition and Details of Existing Building and Status of approved Plan	Reasons to undertake proposed work	Any other detail which may be relevant to be brought to the notice of the Expert Advisory Committee including court cases / any notice issued to the owner/ property	Recommendation of Expert Advisory Committee
15.	Barrage near Chhatri , Balapur , Dist. Akola by General Manager (C), Mahara shtra State Power Generat ion Compa ny	Chhatri at Balapur , Dist. Akola	Regulat ed Area	180 mtrs. Some work s are also plan ned in the prohi bited area.	i) Construction of the barrage (height 8.3 m) at a distance of 180 m. ii) Construction of retaining wall from barrage upto the monument. iii)Protection wall around the monument. iv) Railing around the monument. v) Concrete lining / pitching from the	—	—	Constructio n of a barrage. Length of Barrage is 171 mtrs.	The construction of Barrage is in public interest. But to ensure safety of the monument the proposal requires detailed examination. SA, Aurangabad Circle has forwarded a proposal received from Maharashtra State Power Generation Balapur, Distt.	The members opined that unless and until a hydrological study and archaeological impact assessment is done by a specialized institution it would be difficult to take a view on the proposal. They were of the view that ASI may direct the Maharashtra State Power Generation Company Ltd. to immediately approach NEERI, Nagpur to undertake a hydrological study to determine any possible impact on the monument, keeping the safety of the monument in view. In the meanwhile, the MSPGC Ltd. may be directed to suspend all work, including the ancillary

	<p>Limited , Balapur , Dist. Akola.</p>				<p>monument upto the barrage. vi) Development of the area close to the monument.</p>			<p>Akola for the construction of a barrage near Chhatri a protected monument, at a distance of 180 m. The proposal involves following components of construction –</p> <p>i)Construction of the barrage (height 8.3 m) at a distance of 180 m. ii)Construction of retaining wall from barrage upto the monument. iii)Protection wall around the monument. iv)Railing around the monument v)Concrete lining / pitching from the monument upto the barrage. vi)Development of the area close to the monument.</p>	<p>works related to the Project, at site.</p>
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								<p>SA, Aurangabad Circle has recommended the proposal subject to following terms and conditions –</p> <p>1. Water will be impounded by the construction of barrage.</p> <p>2. A retaining wall from barrage up to Chhattri and beyond should be constructed at a distance of 10 mtrs. away from the monument with a height equal to the bridge and the space between retaining wall and the bank must be filled and levelled with boulders. A railing must be provided on the retaining wall for the safety of tourists.</p> <p>3. The surrounding land</p>	
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								<p>of the Chhattri must be levelled after giving strength to the foundation of monument from river side and access should be provided from west.</p> <p>4. During the digging for foundation blasting must be avoided.</p> <p>5. No other construction near the monument upto a distance of 100 mtrs. from the protected limit of the monument will be allowed.</p> <p>6. The construction work of retaining wall & other beautification works surrounding the monument must be executed under the guidance of Archaeological</p>	
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CHENNAI CIRCLE

Sl No	Property No. and Name of The Owner and Ownership Status	Name of Monument	Protected/ Prohibited/ Regulated Area	Distance (a) from protected limit (b) from monument	Proposed Activities and Details of Proposed Construction	Ground Conditions near the site of proposed construction	Present Condition and Details of Existing Building and Status of approved Plan	Reasons to undertake proposed work	Any other detail which may be relevant to be brought to the notice of the Expert Advisory Committee including court cases / any notice issued to the owner/ property	Recommendation of Expert Advisory Committee
16.	Asstt. Commissioner/Executive Officer, Hindu Religious & Charitable Endowments Department, Sri Thayumanaswamy Temple, at Tiruchy	Upper Rock-cut-Cave, Trichirappalli	Prohibited area	--	--	--	--	--	SA, Chennai Circle informed over telephone on 7.11.2008 that the required details have not been received as yet from the applicant. Moreover, a detailed exercise is required to be carried out to examine the proposal which is not possible in a short time. Hence the matter may be deferred	S.A., Chennai Circle who was present in the meeting explained to the members that the Detailed Project Report has still not been received by her. Moreover, the proposal is quite sensitive and requires to be examined very carefully keeping the interest of the monument. The decision on the proposal was deferred.

									for the next meeting.---	
17.	Rev. Fr. Murphy A. Schastin, Priest incharge Malimatha Shrine, Ammahatram, keranur, Pudukottai Distt.	Aladi Perumuthukadu Reserve Forest, Pudukottai, Distt. Tamilnadu	--	--	---	--	--	--	S.A., Chennai Circle has informed over phone that since the details of the construction proposed at the site have not been furnished by the applicant, it is not possible to examine the proposal. The proposal may, therefore, be deferred for the next meeting.	The members desired that Chennai Circle may examine the request as soon as the details are received from the applicant and furnish the details to the DG, ASI. The decision was deferred.
18.	Survey no.702, Ward No.3, Block No.14, by Shri Amersingh.	Rajgopal Cannon, Thanjavur, Tamil Nadu	Prohibited Area	3.00 Mtrs.	6.71 m Ground floor - 117.51 sq.mtrs. First floor - 41.82 sq.mtrs. Water tank - 6 feet.	Height of the monument : 9.50 m South side; 3 storey building - 12.20 m height. West side; Many single storey buildings - height 20 to 25 feet. There is a pathway from the protected monument running along the site of the	The old building was demolished	For self use only as a residential building.	This matter was placed before the Expert Advisory Committee meeting held on 20.3.2008 wherein the Committee members desired more details to understand the proposal for construction.	Members observed that a building already existed at the same site which has now been demolished and the owner desires to reconstruct the building up to the same height. They also took notice from the photographs projected that a number of modern buildings already exist in close vicinity of the site of reconstruction and no further adverse effect shall be caused on the monument if ASI grants the permission. They, therefore, recommended that ASI may grant permission for

						proposed construction.					reconstruction of the building up to the maximum height of 6.71 m subject to the condition that the exterior of the structure to be constructed should be painted in white.
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THRISSUR CIRCLE

Sl No	Property No. and Name of The Owner and Ownership Status	Name of Monument	Protected/ Prohibited/ Regulated Area	Distance (a) from protected limit (b) from monument	Proposed Activities and Details of Proposed Construction	Ground Conditions near the site of proposed construction	Present Condition and Details of Existing Building and Status of approved Plan	Reasons to undertake proposed work	Any other detail which may be relevant to be brought to the notice of the Expert Advisory Committee including court cases / any notice issued to the owner/ property	Recommendation of Expert Advisory Committee
19.	Survey no.19/1,Purattuveetil Marathu, Thriuvan chikulam, Kodungalur, Thrissur by Smt. K. Sathi	Siva Temple, Thiruvan chikulam	Prohibited area	a) 55.00 m b) 55.00 m	Extension of residential building	a) 6.00 m b) 6.00 m c) yes	RCC building	Insufficient space	SA, Thrissur Circle had rejected the proposal submitted by the applicant for construction of the shopping complex on the ground that the proposal falls within the prohibited area.	The members of the Committee opined that the additional construction proposed at the site at par with the existing building i.e. 4.15 m shall cause no obstruction in viewing the monument and adverse effect on its safety. They also observed that many modern buildings already exist in close vicinity of the monument and the site of construction. It was, therefore, recommended by them that ASI may grant permission for additional construction upto 39.68

										square meters as per the proposal submitted subject to the condition that the maximum height of the additional construction shall remain 4.15 m.
20.	Survey no.143/1,2 , Hon. Secretary, Cochin Club, P.B.No.7, Cochin 682 001. Lease from the Govt. of Kerala	St. Francis Church, Fort Kochi	Prohibited area	a) 85.00 m b) 72.00 m	Construction of tank for water storage	a) 19.00 m b) 7.50 m c) yes	--	Shortage of water for club use	--	The members of the Committee although noted that the construction site of the water storage tank is in depression in comparison to overall contour of the Cochin Club premises and the height of retaining wall is about 1.2 m, they opined that the Club authorities have not explained as to how they would cover the tank to avoid mosquitoes breeding and water evaporation. They also desired to know whether the Club has sought permission for construction of water storage tank from Municipal authorities of Cochin. They desired that before taking a view necessary clarifications may be sought. The decision on the proposal was deferred.
21.	Survey No.427, Pulikkotil House,	Burial Cave, Kattakka mbal,	Prohibited area	a) 18.00 m b) 18.00 m	Extension of residential building	a) 6.50 m b) 6.50 m c) No	Old mud wall house	Insufficient space and security	--	The members observed that the ancient site is located well within the modern habitation and many buildings already

	Chirakkal , P.O.Kattakkambal, Thrissur by Shri Saji P. Cherukuttu & Mrs. Mary C.P.	Thrissur								exist within the close vicinity of the monument and the site of construction. The members, therefore, recommended that the ASI may permit reconstruction of the building up to the maximum height of 4.20 m and to also undertake additional construction, as applied, since no adverse impact is likely to be caused on the monument either visually or structurally.
22.	Survey No.43/4 R.S.No.39 /16, Bindu Bhavana m, TC 64/2242, Thiruvallam P.O., Thiruvantapuram near	Sri Parasurama Temple, Thiruvallam	Prohibited Area	a)30.00 m b)30.00 m	Renovation of existing shop	a) 3.40 m b) 6.00 m c) yes	Shop with wood partition and sheet roof	Tea shop for commercial purpose	--	The members were of the opinion that ASI may allow reconstruction of the existing structure up to the maximum height of 4.10 m since many buildings already exist adjacent to the site of reconstruction. They, however, recommended that while granting permission a condition must be imposed that the profile of the roof of the building should be sloping and be covered with tiles or have tile like design cast in concrete.

BANGALORE CIRCLE

Sl No	Property No. and Name of The Owner and Ownership Status	Name of Monument	Protected/ Prohibited/ Regulated Area	Distance (a) from protected limit (b) from monument	Proposed Activities and Details of Proposed Construction	Ground Conditions near the site of proposed construction	Present Condition and Details of Existing Building and Status of approved Plan	Reasons to undertake proposed work	Any other detail which may be relevant to be brought to the notice of the Expert Advisory Committee including court cases / any notice issued to the owner/ property	Recommendation of Expert Advisory Committee
23.	Survey No.268, 40 Meter Tower in respect of General Manager, Bharat Sanchar Nigam Limited, Chennagiri Taluk, Davanagere District, Shimoga	Musafir khana & Honda, Santhebennur – Channagiri Taluk – Davanagere District, Karnataka State	Prohibited Area	a)123.00 mtrs. b)45.00 m	New construction i) 40 Mtrs. Tower and ii) a semi structure of 700 sq. feet ground floor structure for providing power supply to the tower.	a) Monument on all sides with details of height- Western side -10.93 m North side – 11.10 m East side – 11.23 m South side – 4.70 m a) Height- 40 meter tower b) Floor-wise area - 16 sq. meter for tower, and 65-70 sq. meter for the semi-structure. c) Machine room- 3 meter semi structure d) Basement details- Excavation upto 1 mtr and refilling the same	New construction	The selected site has maximum coverage for providing GSM mobile communication service to the rural community in and around Santebennur.	--	The members observed that ASI may not agree to the proposal since erection of tower would definitely disturb the skyline. They recommended that BSNL authorities may be asked to look for some other site away from the monument, preferably beyond the modern habitation.

						e) Any other feature (s) - The proposed construction is on the rear side and 45 meter away from the protected limit.				
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CHANDIGARH CIRCLE

Sl No	Property No. and Name of The Owner and Ownership Status	Name of Monument	Protected/ Prohibited/ Regulated Area	Distance (a) from protected limit (b) from monument	Proposed Activities and Details of Proposed Construction	Ground Conditions near the site of proposed construction	Present Condition and Details of Existing Building and Status of approved Plan	Reasons to undertake proposed work	Any other detail which may be relevant to be brought to the notice of the Expert Advisory Committee including court cases / any notice issued to the owner/ property	Recommendation of Expert Advisory Committee
24	M/s RSA Propbuild Pvt. Ltd., New Delhi owner of MGF Project situated at Mall Road, Amritsar.	Summer Palace of Mahara ja Ranjit Singh in Ram Bagh Company	Prohibited	-	-	-	-	SA, Chandigarh Circle has informed that he has not received any proposal for permission for construction of shopping mall and hotel on Mall Road opposite Ram Bagh /Company Bagh in Amritsar from M/s RSA Propbuild Pvt. Limited. However,	After knowing that the matter is sub-judice, at the behest of ASI, the members of the Committee recommended that the ASI may wait till the final decision of the Hon'ble High Court.	After knowing that the matter is sub-judice, at the behest of ASI, the members of the Committee recommended that the ASI may wait till the final decision of the Hon'ble High Court.

							<p>from perusal of the contents of letter dated 14.10.2008 it appears that the building proposed for construction is one and the same building which was unauthorisely raised by M/S MGF Company Limited and others in the prohibited area of Ram Bagh / Company Bagh Complex. Amritsar and the Hon'ble High Court of Punjab and Haryana vide its order dated 10.01.2008 and 30.5.2008 in C.R.P. no.107 of 2008 has stayed further</p>		
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							<p>construction activities of all kinds on the plot. In the said petition M/S RSA Propbuild Pvt. Limited, new Delhi (owner of MGF Project situated at Mall Road, Amritsar) has been made as Respondent no.3.</p> <p>SA, Chandigarh Circle has submitted that if ASI considers the proposal for construction of Shopping Mall/Hotel at the site opposite Ram Bagh Complex M/s RSA Propbuild Pvt. Limited may</p>		
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								be directed to submit the complete proposal to him.		
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