

OFFICE OF THE MUNICIPAL COUNCIL

KAPRA, R.R. DISTRICT : A.P.

PROVISIONAL ORDER (NOTICE) ISSUED UNDER SECTION "228" (1) & (2) OF THE A.P. MUNICIPALITIES ACT, 1965 AND U/S 42 (1) & 43 (1) OF THE A.P. URBAN AREAS (DEVELOPMENT) ACT, 1975 READ WITH SECTION 40, 42 (5) 43 (5) & (6), 44 AND 51 A.P.U.A. (D) ACT, 1975.

P.O. No. / G/UC/MCK. 25 / U.S. / MCK. / 2002-03 Dated 20-07-2002

It is brought to the notice of the under signed that

Sri/Smt./M/s. Modi Properties & Investments (P) Ltd.

S/O/W/O Rep. By. Saham Modi

is constructing/re-constructing Residential Apartments

devoting to sanctioned plan vide BA/236/99-2000, dt: 22-09-1999

at 84, No. 174, Mallapur (V)

area in Kapra Municipality without obtaining the prior permission of the Commissioner, Kapra Municipality as required U/S 209, 210, 211 & 216 of A.P. Municipalities Act, 1965 and U/S 13 & 14 of A.P. Urban Areas (Development) Act, 1975.

I, the Commissioner, Kapra Municipality, R.R. District, A.P. by virtue of Powers delegated U/S 56 (1) of A.P. Urban Areas (Development) Act, 1975, vide HUDA Lr. No. 4681 / MR1/ HUDA/87-P1 dt. 2-4-1987 hereby directing the addressee atop un-authorized construction work forthwith at whose instance the un-authorized construction work has been carried out, and to furnish the construction permission and other relevant documents within (7) days, from the date of receipt of this notice, failing which the development which is carried out in contravention of the provisions of the said Act / with out permission and failure to comply with the orders as the case may be legal proceedings will be taken up against the addressee or such un-authorized construction will be cause to be moved within (7) days and expenses of such removal will be recovered from the addressee at whose instance the development has been carried out as arrears of land revenue as provided in A.P. U.A. (D) Act, 1975.

Further addressee is hereby directed to show cause within (7) days why this provisional order issued U/S "228" (1) & (2) of A.P.M. Act, 1965 and U/S "42" (1) & "43" (1) of A.P.U.A. (Development) Act, 1975 should be conformed U/S 228 (3) of A.P.M. Act, 1965 and U/S "42" [1] & [43] [1] of A.P.U.A. Act. 1975.

P.T.O.

Note: 1) The notice issued U/S "42" (5) of A.P.U.A. (D) Act, 1975, shall not be questioned in any Court of Law as per provisions of section "42" (5) of A.P.U.A. (D) Act, 1975.

2) No compensation shall be claimed by any person for any damage which he may sustain in consequence of the removal of any development U/S 42 other discontinuance of the development as per provisions of section "46" (6) of A.P.U.A. (D) Act, 1975.

BRIEF EXPLANATIONS OF UN-AUTHORISED CONSTRUCTION:

- (a). Deviation to the sanctioned plan.
- (b). Instead of maintaining 6.0m front setback, you have maintained 6.0m ~~and~~ ^{but} some of the balcony projections came into the front setback.
- (c). Instead of maintaining 6.0m side-I setback, you have maintained only 5.0m ^{by way of} projecting cantilever beams and slab.
- (d). Instead of maintaining 12.0m ^{between} C-block distance, you have maintained only 10.0m clear open space by way of projecting cantilever beams and slab.
- (e). Instead of maintaining 12.0m ^{between} C-block to B₂-block distance you have maintained only 10.0m clear distance.

[Signature]
COMMISSIONER
JMD KAPRA MUNICIPALITY
R. R. DIST.
22/7
22/7

Addressee/Occupier

M/s. Modi Properties & Investments (P), Ltd.
Rep. by. Sobhan Modi

May Flower Park, S.Y. NO. 174
Mumbai (U).

[Signature]
31/7/02