

# NORTH GOA PLANNING AND DEVELOPMENT AUTHORITY

Archdiocese Bldg., 1<sup>st</sup> Floor, Mala Link Road, Panaji Goa- 403001.

Ref:NGPDA/ III/17-A/TAL/24/2660/2023

Date: 4 JAN 2023

To,  
The Police Inspector,  
Panaji Police Station,  
Panaji-Goa.

**Sub:** Request for filing F.I.R for illegal hill cutting in Survey.No.276/6 of Taleigao.

Sir,

With reference to the above, this is to inform you that the GPPDA was in receipt of complaint dated 20-10-2021 from Mr. Tony Rodrigues and complaint dated 19-10-2021 from Mr. Edwin Cortez regarding illegal hill cutting in Survey No.276/6 of Taleigao village by Mr. Estonio Almeida.

The Deputy Collector (DRO) North Goa District Panaji had issued stop work Order vide No.DC(DRO)/F-Squad/North/Tiswadi-37/2021/212 dated 31-10-2021 and directed to stop the hill cutting in the said survey number. In reply to the said Stop Work Order, Mr. Estonio Almeida vide letter dated 21-10-2021 stated that due to the cyclonic storm 'Tauktae' and heavy rains there was a massive land slide which occurred in the said property and the existing pathway to the Holy Cross situated in the southern side of the property was washed away and he only cleared the soil and the material to get clear working access for the said Cross. The said reply letter was forwarded to GPPDA by the Deputy Collector (DRO) vide No.DC(DRO)/F-Squad/North/Tiswadi-37/2021/223 dated 01-11-2021.

The Authority requested Village Panchayat of Taleigao to inform whether such incidents occurred as claimed by Mr. Estonio Almeida in Survey No.276/6 of Taleigao. In reply, Village Panchayat of Taleigao informed that no action is needed as both the complainers have not provided any documentary evidence in support to justify their claim as against the claim of Mr. Estonio Almeida that the landslide occurred due to the cyclone in the month of May 2021.

Further as per directions of the Hon'ble High Court dated 08-03-2022 in Writ Petition No.287/2022 filed by Mr. Tony Rodrigues v/s. the Sate of Goa and 3 others, the site was inspected by the Member Secretary and other officials of the Authority on 16-03-2022 and noticed that the hill cutting was carried out in two stepped formation behind the existing house for almost full width of the property and for length of 10.00 mts. approximately and height of 5.00 mts. to 8.00 mts. approximately, making an access towards Holy Cross.

Further as per Hon'ble High Court directions, hearing was conducted for both the parties by the Member Secretary and as, it was not clear whether there is a hill cutting or there was a landslide due to Tauktae, the matter was refererd back to the Deputy Collector to decide under the Disaster Management Act in view of Tauktae cyclone as stated by the respondent in his reply dated 21-10-2021 and it was informed that on receipt of decision pof the Deputy Collector, the Authority will take further course of action, if required.

The Deputy Collector (DRO) vide letter No.DC(DRO)/F-Squad/North/Tiswadi-37/2022/159 received on 05-08-2022 has informed that the Talathi of Taleigao visited the site and in the Talathi report there is no any document available regarding the claim made by Mr. Estonio Almeida that due to the cyclone Tauktae big bolder stone rolled from the top of the hill and damaged the compound wall of his property.

In view of the above, you are requested to file an F.I.R against Mr. Estonio Francisco De Almeida for illegal cutting of hill under section 17-B of Town and Country Planning Act, 1974 for violating section 17-A of Town and Country Planning Act, 1974.



Yours faithfully,

(VIKRAM TENGSE)  
ASSISTANT ENGINEER

**Encl:**

- 1) Complaint dated 20-10-2021 of Mr. Tony Rodrigues
- 2) Complaint dated 19-10-2021 of Mr. Edwin Cortez
- 3) Stop Work Order No. DC(DRO)/F-Squad/North/Tiswadi-37/2021/212 dated 13-10-2021
- 4) Letter No.DC(DRO)/F-Squad/North/Tiswadi-37/2021/223 dated 01-11-2021 of Deputy Collector (DRO) enclosing reply to Stop Work Order
- 5) Letter No.GPPDA/ill/Tal/02/803/2021 dated 17-11-2021.
- 6) Letter No.VP/TLG/Complaint/21-22/3663 dated 04-03-2022 from village Panchayat of Taleigao.
- 7) Order No.GPPDA/ill/Tal/02/35/2022 dated 11-04-2022
- 8) Letter No.DC(DRO)/F-Squad/North/Tiswadi-37/2022/159 received on 05-08-2022
- 9) Form I&XIV
- 10) Survey Plan
- 11) Site Inspection Report
- 12) Photographs of site



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8/08/23

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