



JAMMU AND KASHMIR  
ECONOMIC RECONSTRUCTION AGENCY  
HOTEL TRAMBOO CONTINENTAL, BOULEVARD ROAD  
DALGATE, SRINAGAR  
13 C/C GANDHI NAGAR, JAMMU



**Office Order No: 01 Camp (J) JKERA of 2010**

**Dated: 16/07/2010**

- Whereas, J&K ERA has taken up the widening and strengthening of Chenani- Sudhmahadev- Mantalai Road under Loan -I; and
2. Whereas, the work is being executed by M/S PBA Infrastructure Pvt. Ltd. and work on sub-project is in progress; and
  3. Whereas, one Shri Prithvi Chand whose house is located at Chainage km 1+720 on the downhill side of the road has filed writ petition No.483/2010 & CMP 661/2010 stating therein that during the widening and strengthening activity taken by ERA, his house has suffered damages; and
  4. Whereas, the Hon'ble High Court was pleased to pass the following directions  
*"in the meanwhile, respondents are directed to consider the representation of the petitioner, if any filed, and pass appropriate orders";* and
  5. Whereas, the matter was considered in ERA & a Committee of Officers (CoO) comprising Project Manager (T) Jammu, DPM concerned & Team Leaders concerned, was constituted vide order No.127 of JKERA 2010 dated:-30.04.2010 to enquire into the allegation of the damages caused to the house of Shri Prithvi Chand R.o House No-14, Ward No-2 Chenani, if any, during widening and strengthening of Chenani- Sudhmahadev- Mantalai road, and submit appropriate recommendation; and
  6. Whereas, the Committee has submitted its report which is annexed as Annexure 'A'; and
  7. Whereas, the Committee has concluded that the widening and strengthening of Chenani- Sudhmahadev-Mantalai road has neither in any way affected the stability of the house nor changed the drainage pattern of the house. It has further observed that the cracks of the wall of petitioner are not attributable to the construction work undertaken by ERA and ERA is not liable to any compensation on this account; and

8. Whereas, the recommendation of the committee have been accepted.
9. Now, therefore, the compensation claim of Shri. Prithvi Chand S/o Late Sh. Ranjeet Chand R/o House No-14, Ward No.2 Chenani for the cracks developed in the house of the petitioner being not attributable to the construction activity undertaken by ERA during widening and strengthening of Chenani-Sudhmahadev-Mantalai Road and as such are not acceptable.

Sd/-

Chief Executive Officer  
J&K ERA

No:- ERA/CEO/59/Adm/Camp/01-08

Dated:- 16-07-2010

Copy to:-

1. Director Transport, J&K ERA.
2. Director Finance, J&K ERA.
3. Project Manger Transport J&K ERA.
4. DPM concerned.
5. Team Leader concerned.
6. Network Administrator J&K ERA.
7. Shri. Prithvi Chand, S/o Late Sh. Ranjeet Chand, R.o House No-14, Ward No-2 Chenani.
8. Office order file.

Encl:- Annex A

Administrative Officer  
J&K ERA