



## **ABSTRACT**

Disaster Management – Sanction a sum of Rs.27,80,000/- from State Disaster Response Fund (SDRF) to the District Collector, Theni towards settlement of bills for the restoration / repair of damages caused to river and channel bunds due to heavy rains that lashed during the North East Monsoon 2009- Orders - Issued.

### **Revenue and Disaster Management Department, Disaster Management Wing, D.M.II section**

**G.O.(Ms) No.635**

**Dated 12.11.2020**

சார்வரி, ஐப்பசி 27,  
திருவள்ளூர் ஆண்டு 2051

**Read:**

1. G.O.(Ms) No.380, Revenue and Disaster Management [D.M.III(2)] Department, Dated 27.10.2015.
2. From the District Collector, Theni letter ROC. No.34807/2009/G2, dated 14.11.2009 and 18.11.2019.
3. Orders of the Madurai Bench of Madras High Court on 30.03.2016 on the Writ Petitions 20704/2015, 20705/2015, 20706/2015, 20707/2015.
4. The Executive Engineer PWD/WRD, Periyar Vaigai Basin, Madurai Letter No.DB/JDO2/C555/2019, dated 29.07.2019.
5. From the Principal Secretary/ Commissioner of Revenue Administration letter No.NC1 (4)/6403/2019, dated 03.01.2020.

\*\*\*\*\*

### **ORDER:**

In the reference 5th read above, the Principal Secretary/ Commissioner of Revenue Administration and State Relief Commissioner has stated that the District Collector, Theni, has sent proposal for sanction of Rs.27.80 lakhs, towards settlement of bills for the repair/restoration work of river and channel bunds carried out by PWD due to heavy rains that lashed during North East Monsoon in Theni District on 07.11.2009 and 08.11.2009. The PWD work was completed on the basis of work orders issued by the Executive Engineer, PWD and due to non-payment of funds, four Writ Petitions No.20704/2015, 20705/2015, 20706/2015 and 20707/2015 were filed before the Hon'ble Madurai Bench of Madras High Court by the contractors namely Tvl.Arivazhagan, Ameersulthan, Muniasamy and Nainar Mohamed who carried out the restoration work, stating that payment was not made to them, for the restoration work executed by them in the year 2009. The Madurai Bench of the Madras High Court issued orders on the above cases on 30.03.2016, directing the Executive Engineer, PWD/WRO, Periyar Vaikai Basin Division, Madurai to pass appropriate orders on the representation of the petitioners dated 26.10.2015 and 29.10.2015 on merits and in accordance with the law as expeditiously as possible. Accordingly, Ajmal Associates, the Messrs Counsel for petitioners in the writ petitions, sent a legal notice on 12.07.2019 stating that the orders of the court on 30.03.2016 should be implemented with immediate effect and failure to implement the order would initiate contempt proceedings against the District Collector, Theni.

2. The Principal Secretary/ Commissioner of Revenue Administration has further stated that the proposal of the District Collector, Theni for sanction of sum of Rs.27.80 lakhs to settle payments to the PWD contractors for restoration/repair of damages caused to river and channel bunds executed by them, has been examined with reference to the norms prescribed in G.O. Ms. No. 380, Revenue Department, dated 27.10.2015 and the entire amount of Rs.27.80 lakhs requested by the District Collector, Theni is covered under SDRF. The details are as follows:-

**Expenditure covered under SDRF norms**

Sl. No.	Details of Expenditure	Amount Rs. in lakhs	Provisions under SDRF norms
1.	Infrastructure – Repair/Restoration of river bund and channel bund	27.80	Sl. No. 10 in Annexure - I of G.O. Ms. No. 380, Revenue Department, Dated 27.10.2015.
	<b>Total</b>	<b>27.80</b>	

3. The Principal Secretary/ Commissioner of Revenue Administration and State Relief Commissioner has therefore requested orders of the Government to sanction a sum of Rs.27,80,000/- from the State Disaster Response Fund (SDRF) to the District Collector, Theni towards settlement of bills for the restoration / repair of damages caused to river and channel bunds due to heavy rains that lashed during the North East Monsoon in Theni District in 2009.

4. The Government after careful consideration, accept the proposal of the Additional Chief Secretary/ Commissioner of Revenue Administration and based on the approval of the State Executive Committee accord sanction a sum of Rs.27,80,000/- (Rupees Twenty Seven Lakhs Eighty Thousand only) from the State Disaster Response Fund (SDRF) to the District Collector, Theni towards settlement of bills for the restoration / repair of damages caused to river and channel bunds due to heavy rains that lashed during the North East Monsoon in Theni District in 2009.

5. The amount sanctioned in paragraph 4 above shall be debited to the following head of account:-

**"2245 Relief on account of Natural Calamities - 02 Flood, Cyclones, etc., - 122 Repairs and restoration of damaged irrigation and Flood control works - State's Expenditure – AE Repairs and restoration works under Public Works Department (Water Resources Department) - 317 Minor works – 01 Minor works.**

**(Old DPC 2245 02 122 AE 1708)"**

**[IFHRMS DPC 2245 02 122 AE 31701]**

6. Necessary Additional funds of Rs.27,80,000/- will be provided in RE/FMA 2020-2021 to meet the expenditure sanctioned in paragraph 4 above. Pending provision of such, the Additional Chief Secretary/Commissioner of Revenue Administration is authorized to draw and disburse the amount. This should be brought to the notice of Legislative Assembly by Specific inclusion in the Supplementary



Estimates 2020-2021. The Additional Chief Secretary/Commissioner of Revenue Administration is directed to include the expenditure sanctioned above while sending the budget proposal of Revised Estimate / Final Modified Appropriation 2020-2021 and also to send necessary draft Explanatory Notes for including the above expenditure in the supplementary Estimate 2020-2021 to Finance (BG-I/Revenue) Department at an appropriate time without fail.

7. This order issues with the concurrence of Finance Department vide its U.O.No.218/DS(B)/Finance(Revenue)/2020, dated 12.11.2020 with A.S.L.No.875 (Eight hundred and seventy five).

**(By Order of the Governor)**

**ATULYA MISRA,  
ADDITIONAL CHIEF SECRETARY TO GOVERNMENT**

**To**

- ✓ The Additional Chief Secretary/  
Commissioner of Revenue Administration,  
Ezhilagam, Chepauk, Chennai – 600 005.  
The Commissioner, Disaster Management  
Tamil Nadu Disaster Risk Reduction Agency,  
Chepauk, Chennai – 600 005.  
The District Collector, Theni  
The Accountant General (A & E), Chennai - 600 018.  
The Pay and Accounts Officer (East/South/North),  
Chennai - 600 008/600 035/600 001.  
The District Treasury Officer, Theni

**Copy to:**

- The Additional Chief Secretary to Government,  
Home Department, Chennai - 600 009.  
The Additional Chief Secretary to Government,  
Finance Department, Chennai -600 009.  
The Principal Secretary to Government,  
Public Works Department, Chennai-600 009.  
The Principal Secretary to Government,  
Highways Minor Ports Department, Chennai-600 009.  
The Principal Secretary to Government Higher Education Department, Chennai-600 009.  
The Senior Private Secretary,  
Chief Secretary to Government, Chennai - 600 009.  
The Principal Private Secretary to Additional Chief Secretary to Government, Revenue  
and Disaster Management Department, Chennai - 600 009.  
The Finance (Revenue/BG-I/BG-II/W&M-I) Department,  
Chennai -600 009.  
The Revenue and Disaster Management (O.P.II/D.M.III(2)) Department, Chennai -  
600 009.  
SF/SC.

//FORWARDED BY ORDER//

*Atulya Misra*  
12/11/2020

**UNDER SECRETARY TO GOVERNMENT**

*Le. Secy*  
12.11.2020.

