

By RPAD



CHENNAI METROPOLITAN DEVELOPMENT AUTHORITY
Thalamuthu Natarajan Building, No.1, Gandhi Irwin Road,
Egmore, Chennai - 600 008
Phone : 28414855 Fax: 91-044-28548416
E-mail: mscmda@tn.gov.in
Web site: www.cmdachennai.gov.in

Letter No. Reg.Layout/15222/2017

Dated: 25.01.2019

From

To

Thiru. S. Rudiramurthy,
Senior Planner,
Reg. Layout Division.

The Commissioner,
Poonamallee Panchayat Union,
Chennai-56.

Sir,

Sub: CMDA- Reg.Layout Division- Regularisation of unapproved plots and layout Rules 2017- Under Section 113 read with section 122 of TamilNadu Town and Country Planning Act 1971 – Regularisation of unapproved layout Namely “Mathura Phase-III” Comprising in S.No. 435/7B, 9Pt of Thiruninravur-B Village comes within Poonamallee Panchayat Union limit – Regularisation of Layout Frame work- Orders sent - Reg:

- Ref:
1. G.O.Ms.No.78, H&UD dept, dated 04.05.2017
 2. G.O.Ms.No.172, H&UD dept, dated 13.10.2017.
 3. Proc.No.Reg.Layout/14941/2017 dated 03.11.2017.
 4. This Office Order No. 15/2018 dated 12.12.2018.
 5. This Office Letter No.Reg Layout/14941/2017 dated 21.01.2019, Addressed to The Inspector General of Registration Department. Chennai-28.
 6. Registration No. CMDA/L/0007401/2017 dated 17.10.2017 & registered by Thiru. M.V.Dharmesh.
 7. This office even No dated 04.09.2018 addressed to the local body.
 8. Your letter No. R.C.No.4685/A3/2018 dated 27.12.2018.

The Regularisation Application for regularization of unapproved layout Namely “Mathura Phase-III” Comprising in S.No. 435/7B, 9Pt of Thiruninravur-B Village, registered by Thiru. M.V.Dharmesh, in the reference 6th cited has been examined, under the provisions of Government Orders/Operational Guidelines cited in the reference 1 to 3 and as per the Office Order No.15/2018

dated 12.12.2018 cited in the reference 4th cited, the Regularisation of layout framework of said layout is approved subject to the following.

- i. As per G.O.(Ms).No.78 H&UD UD4(3) department dated 04.05.2017 and G.O.Ms.No.172 H&UD UD4(3) department dated 13.10.2017 the individual plots to be regularized separately after Regularisation of layout frame work.
- ii. Only those unapproved layouts where a part or full number of plots have been sold through a registered sale deed as on 20th October 2016, are eligible to be regularized.
- iii. The Issue of Regularisation of layout frame work will not automatically construe/regularize the individual plots in the layout. The individual plot owner/Promoter (in case of unsold plots) shall, after obtaining unapproved layout frame work apply for regularization of plot/plots by submitting separate application.
- iv. Plots / sub-divisions / Layouts shall be regularized under these rules only for Residential usage.
- v. Regularisation of plot under these rules shall not be deemed that the buildings constructed in the plot are regularized and does not confer any right on the applicant or owner of the plot to obliterate the action taken against such buildings under sections 56 and 57 of the T&CP Act 1971.

2. Issuance of Planning Permission by CMDA under the statutory provisions does not confirm any ownership or title over the property in favour of the applicant. Before issuing Planning permission for any development, CMDA in this regard, checks only the aspect of applicant's right over the site under reference to make the development thereon based on the copies of the documents (such as sale deed, patta, Lease deed, Gift deed etc., and GPA) furnished by the applicant along with his application to prove the same. Thus, CMDA primarily considers only the aspect on whether the applicant prima facie has a right to carry out development on the site under reference.

Any person who acquires interest in the property shall ensure independently about the ownership and the applicant's right before acquiring the same. Further, if any individual claim right (or) title over the property he/she/they shall have to prove it before the appropriate/competent Court to decide on the ownership or get the matter settled in the court of Law and CMDA is not the competent authority to decide on this matter.

3. The applicant has remitted scrutiny fee of Rs.18,500/- (Rupees Eighteen Thousand and Five Hundred Only) for the Regularisation of **unsold plots** in the said layout.

4. The Poonamallee Panchayat Union is requested to regularize the each individual plot/plots in this approved Regularisation of layout frame work viz. after collection of the following charges.

- i. Scrutiny fee at the rate of Rs.500/- per plot shall be collected in case of regulating the individual sold out plots under this scheme.
- ii. Regularisation charge of Rs.30/- per Sq.m to be remitted in the Head of account of 0217 urban Development -60 Other Urban Developments Schemes - 800 other receipts AU Receipts under Regularisation Charges of Unapproved Layout and Plots- CMDA (DPC: 0217 60 800 AU 0009)
- iii. The Development charges of Rs.25/-per sq.m to be collected from the applicant and kept in separate account of the local body and shall be utilized for providing basic infrastructure facilities like roads, drinking water, storm water drains etc., for the particular layout.
- iv. As per G.O. cited above the OSR charges for the regularization of individual plots effected on or before 20.10.2016 are exempted under this scheme.

5. The Poonamallee Panchayat Union has informed that the Road and OSR area gifted by the layout Promoter and taken over by them in the reference 7th cited.

6. The Poonamallee Panchayat Union shall forward the copy of the Regularisation of layout framework along with gift deed for the roads and the OSR to the concerned Tahsildar for carrying out mutation in the revenue records especially in respect of Open Space reservation and roads.

7. The Member Secretary, Chennai Metropolitan Development Authority reserves the right to revoke or modify the Planning Permission in the event of Planning Permit having been granted based either on wrong information furnished by the applicant or by misrepresentation of the facts or by any lapse of procedural formalities to be followed or permit having been obtained by any fraudulent manner.

8. The Poonamallee Panchayat Union is requested to inform the remittance of above charges to CMDA before regularization of individual plots/layout in this said layout framework.

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9. The Poonamallee Panchayat Union is also requested to host the layout frame work along with the regularization of individual plots/layout in your web-site,

10. The approval for the layout framework is numbered as PPD/L.O(Regularisation -2017) No. 164 / 2019, dated 25.01.2019 Copy of Regularisation of layout frame work and Planning Permit No.11765 dated 25.01.2019 are sent herewith for further action.

Yours faithfully,

[Handwritten Signature]

For Senior Planner

[Handwritten Signature]
25/1/19

Encl: i) Copy of approved layout

ii) Planning permit(with the direction to not to use the logo of CMDA in the layout plan since the same is registered)

Copy to:

1. Thiru.M.V.Dharmesh,
New D.No.A-I-16, Old D.No.100-D,
4th Avenue, Shanthi Colony,
Anna Nagar,
Chennai-600 040.
2. The Principal Secretary to Government,
H&UD Department and Chairperson,
Tamil Nadu Real Estate Regulatory Authority(TNRERA),
1st Floor, No. 1-A, Gandhi-Irwin Bridge Road,
Egmore, Chennai-600 008.
3. The Deputy Planner,
Master Plan division, CMDA, Chennai -8.
(Along with a copy of Regularisation of layout frame work)
4. The System Analyst Computer Cell,
CMDA (to host the CMDA web site).

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Chennai Metropolitan Development Authority
PLANNING PERMIT

(Sec 49 of T & C. P. Act 1971)

PERMIT No. 11765
PPD (Regulation) No. 164 Date of Permit 25/01/2019
LO 2017 2019

File No. Reg. Layout/15222/2017

Name of Applicant with Address Registration slip no.
CMDR/L/0007401/2017 Date of Application 17/10/2017

Nature of Development: Regulation of Layout framework
Layout/Sub-division of Land/Building construction/Change in use of Land/Building

Site Address S.No. 435/B, 9th of Thiruvinnar B

Division No. Village within the limits of Poonamallee
Panchayat union.
Layout Named as "Mathura Phase III"

Development Charge paid Rs. _____ Challan No. _____ Date _____

Regulation of Layout framework PERMISSION is granted to the layout/sub-division of land/
building construction/change in use of land/building according to the
authorised copy of the plan attached hereto and subject to the
condition overleaf.

3. The permit expires on _____
the building construction work should be completed as per plan before the expiry
date. If it is not possible to complete the construction, request for renewing the
planning permit should be submitted to Chennai Metropolitan Development
Authority before the expiry date. If it is not renewed before the said date fresh
Planning Permission application/has to be submitted for continuing the construction
work when the Development Control Rules that may be currently in force at that time
will be applicable. If the construction already put up is in deviation to the approved
plan and in violation of rules. Planning permit will not be renewed.

FOR SENIOR PLANNER
FOR MEMBER

25/1/19