

MINUTES OF THE 232nd MEETING OF GENERAL HOUSE OF THE MUNICIPAL CORPORATION CHANDIGARH HELD ON 29.6.2016 AT 11.00 A.M. IN THE ASSEMBLY HALL OF THE CORPORATION.

The following were present:

Sarv/Sh./Smt:-

1.	Arun Sood	Mayor
2.	Rajiv Gupta	Acting Commissioner
3.	Davesh Moudgil	Sr. Deputy Mayor
4.	Hardeep Singh	Deputy Mayor
5.	Dr. Amrit Tewari	Councillor
6.	Babu Lal	Councillor
7.	Maj. D.S. Sandhu (Retd.)	Councillor
8.	M.P. Kohli	Councillor
9.	Dr. Shagufta Parveen	Councillor
10.	Surinder Bahga	Councillor
11.	Saurabh Joshi	Councillor
12.	Pardeep Chhabra	Councillor
13.	Raj Bala Malik	Councillor
14.	Sat Parkash Aggarwal	Councillor
15.	Heera Negi	Councillor
16.	Poonam Sharma	Councillor
17.	Rajesh Kumar Gupta	Councillor
18.	Gurbax Rawat	Councillor
19.	Sheela Devi	Councillor
20.	Kashmiri Devi	Councillor
21.	Darshan Kumar	Councillor
22.	Harjinder Kaur	Councillor
23.	Harphool Chander Kalyan	Councillor
24.	Mukesh Bassi	Councillor

25.	Satinder Singh	Councillor
26.	Naresh Kumar	Councillor
27.	Subhash Chawla	Councillor
28.	Jannat Jahan Ul.Haq	Councillor
29.	Rajinder Kaur	Councillor
30.	Des Raj Gupta	Councillor
31.	Virender Chaudhary,	Acting Secretary

The following Officers also attended the meeting: -

Sarv/Sh./Smt.:-

1.	N.P. Sharma	Chief Engineer
2.	P.S. Bhatti	M.O.H.
3.	Uma Shankar Sharma	C.A.O.
4.	P.K. Aggarwal	XEN (Roads-I)
5.	Jai Pal Singh	XEN (Roads-II)
6.	Arjeet Singh	XEN (Roads-III)
7.	Harish Saini	XEN (P.H. Div. No.II)
8.	B.K. Dhawan	XEN (P.H. Div No-III)
9.	Gulshan Kumar	XEN (P.H. Div. No.IV)
10.	Krishan Pal Singh	XEN (Horticulture)
11.	Dr. M.S. Kamboj	Supdt. Slaughter House

The Secretary welcomed the Mayor, Commissioner, Councillors & Officers present in the meeting.

Sh. Davesh Moudgil apprised the House that wife of Sh. Sat Pal Jain, Ex-Member Parliament & Member of Law Commission has expired. He proposed that two minutes silence may be observed to pay the homage to the departed soul.

The House observed two minutes silence accordingly.

AGENDA ITEM NO. 232.1

Confirmation of the 231st meeting of the General House held on 30.5.2016 at 11.00 a.m. in the Assembly Hall of the M.C., Chandigarh.

The Secretary placed agenda item No.1 for consideration.

The Joint Commissioner-I invited the attention of the House towards page No.6 of the minutes of 231st meeting held on 30.5.2015 regarding resolution of agenda item No.230.4. He further told that the figures of the Drivers & helpers and name of the contractor had been recorded wrong inadvertently **whereas the same should be read as “84 Drivers, 58 Helpers and the name of the contractor be read “Shagun Enterprises” instead of 80 Drivers, 50 Helpers & PESCO.**

He further invited the attention of the House towards the resolution of Supplementary agenda Item No.231.4 at page No.14 of the minutes of 231st meeting of the House. He further apprised the House that earlier the Officers Committee proposed the amount of Rs.520/- for rain coat & Rs.500/- for Gum shoes of sweepers. He further said that the union of the sweepers met the Commissioner & Mayor and requested for the supply of better gum shoes & rain coat of Duckback Company. He further said that on the request of the Safaikaramcharies Union, a committee was re-constituted in this respect. The President of the union was one of the member of the committee. The cost of the selected items i.e. rain coat is Rs.1098/- & gum Shoes Rs.757/- but after negotiation with dealer, he would give the discount of 20% and 5% VAT, after that the cost will come out to Rs.922/- for Tauruse Suit and Rs.636/- for a pair of gum shoes and this was proposed to be given in cash to be credited into accounts of Safaikaramcharies.

Sh. Davesh Moudgil said that the deaths of sewer men had been occurring again and again due to the non-availability of adequate equipments. But due to the efforts of the Mayor, the purchase of equipments for sewer men was done quickly. He further said that the material of good quality should be provided to the employees. He insisted that the rain coat and gum shoes of good quality should be provided to the safaikaramcharies instead of cash.

Smt. Rajinder Kaur suggested that the material should be provided instead of cash.

Sh. Darshan Garg asked about the prevailing practice for the supply of uniforms & cash. He suggested that the cash payment may be made instead of providing uniform.

The Joint Commissioner-I told that the cash was being paid to the Safaikaramcharies & Firemen in lieu of their uniforms. He further told that the tender of single company could not be floated for the supply of gum shoes & rain coat. He further said that it had been decided in the meeting that the amount would be deposited in their accounts and the employee would purchase the rain coat and gum shoes of Duckback company and would submit a receipt of purchase of said items.

Sh. Davesh Moudgil suggested that the tender should be invited alongwith the specification and the same may be allotted to the L-1, but it should be ensured that the material is equally to quality of Duckback. He was in favour of the supply of material. He further suggested that all the groups of unions should be invited in the meeting so that the Corporation could reach to the consensus.

Sh. Darshan Garg said that the vacant posts of the safaikaramcharies should be filled up at the earliest. He was in favour of the cash payment. He further

said that once the cash was given in lieu of uniform and no problem was faced after that.

Sh. M.P. Kohli said that the cash payment was being done in lieu of uniform to the firemen for four years. He further said that a concrete policy should be framed in this regard, if the uniform is to be given the same should be provided within time. He was in favour of the supply of uniform & other material.

Smt. Shagufta Parveen suggested that uniform should be provided instead of cash payment.

Sh. Pardeep Chhabra suggested that written consent may be obtained from the safaikaramcharies, whether they like uniform or cash and the decision may be taken in favour of the majority.

Smt. Rajinder Kaur suggested for providing of uniform instead of cash.

Smt. Amrit Tiwari said that the payment of cash would be misused by the safaikaramcharies therefore, the uniform should be provided to them.

Sh. H.C. Kalyan said that the practice had been prevailing for the payment of cash in lieu of uniform since long time, therefore, the cash payment should be made and the receipt of purchase of material should be obtained from them.

Smt. Heera Negi suggested that uniform should be provided to the safaikaramcharies instead of cash.

Sh. Naresh Kumar suggested for cash payment in lieu of rain coat, gum shoes & uniform.

Sh. Subhash Chawla said that the matter regarding the uniform to the safaikaramcharies had been lingering on since long time and we could not decide this matter. We should not doubt on the integrity of safaikaramcharies whether they would purchase the uniform or not.

The Mayor said that the uniform could not be provided to the Firemen in Fire wing since four years and they remained without uniform. He asserted that our firemen should be well dressed and smart in future. Similarly, the sweepers also remained without uniform. He suggested that the House should decide the policy in this regard. He asserted that uniform should be mandatory for every Fireman & Safaikaramcharies, which should be purchased by the Corporation itself. It is the symbol of discipline and it should be provided within time. He further said that the cash payment may be made for the backlog of uniform but in future the uniform of good quality should be provided.

Smt. Poonam Sharma suggested that the written consent of both the unions should be obtained and the decision should be taken in view of the majority whether the uniform or cash payment is to be given.

The members of Congress Party recorded their dissent against the purchase of uniform and demanded that the cash payment may be made in lieu of uniform.

“The House considered & decided with majority that in future uniform raincoat & gum shoes of good quality be provided in time instead of cash to the Safaikaramcharies & other employees those are entitled for uniform.”

Sh. Darshan Garg said that the minutes of the last meeting had not been recorded as per debate, something had been left out. He further asked upto what extent the Mayor had right to expunge the statement of any member or it is the right of the House to amend the minutes. He further asked why the episode of Smt. Aruna Goel & Sh. Subhash Chawla had not been recorded. He demanded that such episode should be recorded so that it may not be repeated in future.

The Mayor told that the minutes come to him through Secretary & Commissioner, which are finalized by the Mayor. It is the prerogative of the Mayor to make any amendment in the minutes. He further said that at the time of finalization of minutes, the sanctity of the House is kept in mind. He over-ruled the demand of Sh. Darshan Garg.

Smt. Gurbax Rawat said that the statement of Smt. Asha Jaswal and Smt. Poonam Sharma should be recorded in the minutes of previous meeting in which both had alleged each other.

Sh. Pardeep Chhabra said that although he was not present in the previous meeting yet, he is fully aware about the episode of Smt. Aruna Goel & Sh. Subhash Chawla which should be recorded in the minutes.

Sh. Subhash Chawla said that in fact he did not want to re-open this issue. He further said that he faced such circumstances for first time in his 40 years political career. He further said that was the black day of his life. He further said that he was reluctant to use un-parliamentary language. He further said that she raised the hand on the institution not against him. He further said that he would fight against the said act as member of the institution.

Smt. Shagufta Parveen objected to the statement of Sh. Subhash Chawla. She further said that members of the Congress Party had been raising fingers against the nominated councillors again and again after the election of Mayor whereas before election they used to bend before them. She objected the language of 'use & throw'.

Thereafter, there was din in the House.

The House adjourned for tea break at 12.00 noon and resumed at 12.45 p.m.

“The House confirmed the minutes of 231st meeting held on 30.5.2016 at 11.00 a.m. in the Assembly Hall of the M.C., Chandigarh, along with aforesaid amendments.”

The Mayor apprised the House that the Municipal Corporation had impounded some rehri & rickshaws from different parts of the city under new bye-laws for rickshaws & rehri. He further said that all the challans of the rehri and rickshaws should be stopped and all the rickshaws & rehri should be released without fine. He further said that he would take up the issue with the U.T. Administration, so till then the drive was stopped.

AGENDA ITEM NO. 232.2

Question/Answer

Question raised by Sh. Satinder Singh, Councillor, MCC regarding Uppal Housing Project, Pocket No.2 & 3, Commercial Property belonging to MCC at Manimajra.

Sh. Satinder Singh thanked the Mayor & Commissioner as his question had been put for discussion in the House. He further said that his question had multiple aspects.

The Mayor requested the members for the smooth functioning of the House. He further said that all the members should forget all the grievances which occurred during the past time.

Sh. Subhash Chawla said that he had assured the Mayor since last two days that all the development agendas should be passed and functioning of the House should be done amicably. He further said that he had assured the Mayor on behalf of all members of Congress party they would extend full co-operation for the development of the city. He further highlighted the objectionable attitude and un-parliamentary language of Smt. Shagufta Parveen.

The members of the Congress Party said Smt. Shagufta Parveen should take her words back otherwise they will not sit in the House.

There was again din in the House.

Sh. Satinder Singh said that this issue had been lingering on since 2011. He further read out question No.1 of the agenda. He further read out the reply submitted by the office. He further read out question No.A-1 whether the condition/clause for 15% houses for EWS were put up by the Corporation while submitting to Chandigarh Administration for approval. He then read out the reply of this question. He further read out the reply of question B and apprised the House that it was mentioned in the brochure that adequate accommodation shall be provided for domestic servants and other service population of EWS. He further then read the question No.C vide which it was asked whether the clause of 15% houses for EWS was incorporated while allotting the land for construction of houses to Uppal Housing Society Pvt. Ltd. He further read the reply of question 'C' in which it has been stated by the office that the clause of 15% houses for EWS was not specifically mentioned in the allotment letter but it was mentioned in the clause 12 of

the allotment letter that the building on the site shall be constructed strictly in accordance with the approved/sanctioned plan. The Chief Architect, U.T. Chandigarh had incorporated the clause in zoning plan that 15% of the total number of dwelling units having a minimum area of 200 sq. ft. shall be constructed for EWS houses. He further said that an inquiry was conducted regarding the construction of EWS houses in Uppal Society, Manimajra and a report was also submitted in this regard vide which it had been detected that no EWS houses had been constructed in Uppal Housing Society and a notice was issued to the society regarding the violation of terms & conditions for the non-construction of EWS houses in the society but the said notice was dropped vide orders dated 15.12.2011. He further read the question No. 'h' vide which he had asked what is fate of said revised zoning plan submitted by the Uppal Society Pvt. Ltd. The office had replied this pertains to the Chief Architect and SDO Building, U.T. Chandigarh. It was informed by the Corporation vide letter dated 30.9.2015 addressed to the Chief Architect that the matter had been considered at the level of Commissioner, M.C. Chandigarh and it had been decided that no change should be allowed in original terms & conditions of allotment letter. He further said that when the auction of the land was held in the year, 2005, 19 bidders participated in the auction but the highest bidder was Uppal Society Pvt. Ltd. and the land was auctioned amounting to Rs.108.01 crore. He further read out the contents of Annexure 2-A pertaining to the brochure. He further said that 19 bidders were present at the time of auction of land. He further said that the zoning plan was also available at that time vide which 192 units were to be constructed out of which 55 units having 4 rooms, 87 units having 3 rooms, 25 units having 2 rooms and 25 units for EWS houses. After that a revised plan came in the year, 2010, which was totally modified in which the construction for 2 rooms & EWS houses was totally removed and after that the sale of the houses was started. The Corporation said the

allottees that they would have to obtain the completion/occupation certificate but they have not obtained an occupation certificate. He reiterated the reply of question No. 'H'. He further read out the contents of Annexure-VII. He further said that whole of the construction of Uppal Society Pvt. Ltd. was totally illegal.

The Joint Commissioner-I apprised the House that an occupation certificate was issued by the SDO Building, U.T. Chandigarh in 2010, vide which it was informed that the EWS houses had been constructed, whereas according to the inquiry report of the then Jt.CMC Sh. Kamlesh Kumar, no EWS houses had been constructed there.

Sh. Satinder Singh read out the contents of Q.No.'I' vide which he demanded the original list of the allottees of said houses. He further said that according to the revised plan there should be 187 houses whereas according the list there are only 149 houses. He further highlighted the allotment of houses more than one house had been allotted to the several persons according to the list. He further said that the inquiry was conducted by the CBI but nothing had come fruitful. He explained the detailed history of the land which was allotted to the Uppal Society Pvt. Ltd. He further said that the land was to be earmarked for the houses of the M.C. employees also but nothing was done so far as the group housing society of the employees could not be registered. He further said that this was the biggest housing scam in Chandigarh. He further said that the employees of the Administration those were posted on deputation in Municipal Corporation were treated as employees of the Corporation for the purpose of housing scheme but the employees were deprived of their rights for houses. He read out the contents of Section 45 of the Punjab Municipal Corporation Act vide which the houses could be given to the employees of the M.C.

Sh. Subhash Chawla said that this agenda was initiated in the year, 2001 when the Mayor was of the BJP. He further told that the Corporation had been facing the financial crisis at that time. The Administration had allowed the Corporation to sale a piece of land in Manimajra in open auction.

Sh. Satinder Singh read out the contents of self contained note of CBI dated 22.1.2010 vide which it had been highlighted that there was a criminal conspiracy between K.D.Batra, the then SDO-Building, U.T. Chandigarh, Uppal Society Pvt. Ltd. and others as the false occupation certificate was issued by the said authority. He further said that undue favour had been given to the Uppal Society by the SDO Building, U.T. Chandigarh as no EWS houses had been built there. He further read out the report of 10 pages vide which the revised plan was obtained and occupation certificate was issued to the purchasers. He further read the contents of para 18 of the report. He further said that 112 houses out of 142 were sold immediately. He further said that some units were sold before the approval of revised plan and occupation certificate. He further said that the Corporation issued 34 NOCs from 31.5.2010 to 28.9.2010 and 108 NOCs were issued after the submission of revised plan. He further said that the issuance of NOCs by the Corporation was also wrong. He further said that on the basis of the record the CBI could register the FIR but they did not do the same. He insisted that the inquiry should be conducted regarding the background of the officers involved in this episode. He further said that the demand of the employees regarding their houses was still pending and could be considered at this stage also. He further demanded the high level inquiry with full facts & findings. He further apprised the House that according to the provision of Section 45 of the Municipal Act, the Corporation can construct the houses for its employees without getting the registration of society.

The Mayor said that a formal agenda should be brought regarding the allotment of land for the construction of houses by the employees on self finance basis and procedure should be ascertained for the construction of such houses.

Sh. Surinder Bahga said that according to zoning plan, three type of houses were to be constructed, A-category was having area of 1000 to 1500 sq.ft., B-category was having area 1000 -1075 sq. ft., C-category was having area of 100-835 sq. ft. and in addition to that 15% houses were to be built for EWS having an area of 200 sq.ft. He further said that according to the record of M.C. the number of houses which were to be constructed varies to each other. He further said that according to the terms & conditions of the allotment letter, the Municipal Corporation was to be informed by the Uppal Society Pvt. Ltd. within 30 days after the allotment of the House to whom the house had been allotted, which was mandatory. He further said EWS houses were to be constructed at the fourth floor but the same were not constructed. He further told that when 10 houses could not be sold, they made partition in said houses and showed that these houses had been constructed meant for the EWS. He further said that all the conditions had been violated including the environmental clearance. He further said that neither the site was resumed nor the penalty was imposed against the violation of terms & conditions.

Sh. Subhash Chawla thanked Sh. Satinder Singh who brought the facts in the light through his question. He further said that this matter had been lingering on since 2002. He further said that a letter was written to the administration by the Corporation for getting permission for sale of property for improving the financial condition of the Corporation. The office had proposed the land measuring 6.5 acre in Manimajra, which was reserved for the employees of the Corporation but the eligibility of the employees was not at that time as they had applied for the registration of society. He further said that it was negotiated with the leader of the

employees as and when their society would be registered, land bigger than this would be provided them. He invited the attention of the House towards Annexure 'D-A' at page 14 of the agenda. He further said that the record pertaining to the subject matter was not complete as it had not been mentioned anywhere how much reserve price was fixed for the sale of this land, whether the agenda was approved in the F&CC or House and the letter was written in 2002 to the Home Secretary and auction of the land was held in 2005. Nothing has been mentioned regarding the period from 2002 to 2005. He further said that this agenda was discussed in two meetings of the House and asked that record/minutes of the said meetings be provided. He further said that the land is still laying vacant opposite of the Uppal Society which can be provided for the houses of employees. He further said that since 2002 to 2016, no representation for the houses had been received from employees of the Corporation. He further said that in the year, 2010 during the tenure of the Congress, the House resolved that the inquiry should be conducted regarding this issue and a committee headed by Sh. Kamlesh Kumar, HCS was constituted. He further said that no violation was done on the part of the officers of the Corporation, it all was done with the connivance of the officers of Estate Office, U.T. Chandigarh. He further suggested that FIR should be got registered before any inquiry, the members of the Congress Party would support the ruling party.

The Mayor said that all the houses constructed by the Uppal Society had been sold. He further asked whether there is any provision for the resumption of said site.

Sh. Babu Lal opined that the genuine buyers had been residing in the flats constructed by the Uppal Society and resumption of the flats at this stage would not be possible. He further said that the punishment should be conflicted to the

actual culprit. He further suggested if the House is agreed, FIR should be registered against the defaulter.

Sh. Surinder Bahga suggested that 40 vacant/non-allotted flats should be resumed as it had been mentioned in the allotment letter.

Sh. Saurabh Joshi supported the views of Sh. Babu Lal. He suggested that all aspects of the case should be examined technically and legally.

The Mayor said that Uppal Society had deceived the Municipal Corporation and violated the terms & conditions of the allotment, therefore, 40 flats of the Uppal Society which had not been allotted to anyone so far, should be resumed.

The Jt.CMC-I invited the attention of the House towards Condition No.22 of the allotment letter vide which whole of the site could be resumed in case of any default or breach or non-compliance any term & condition and not partially.

Sh. Pardeep Chhabra invited the attention of the House towards Condition No.20 & 27 of the allotment letter and stated that in view of these conditions, the allotment letter itself is faulty. He further said that the Adviser to the Administrator should be requested to get the vigilance inquiry completed and the same may be sent to the Corporation at the earliest.

Major D.S. Sandhu (Retd.) was in favour of the registration of FIR against the Uppal Society, he was not in favour of resumption of 40 flats. He apprehended if once the matter was stayed by the court, the matter would be linger on for years.

The Jt.CMC-I reiterated that according to the terms & conditions, the whole site could be resumed, otherwise it would be against the terms & conditions of allotment letter. He further said that the action should be taken as per law.

The Mayor apprised with the resolution passed by the House on 29.2.2016 after the debate on the question of Sh. Satish Kainth vide which the criminal proceedings were to be initiated against the officers, whose names had been recommended in the findings of the CBI. He further suggested that FIR should get registered against the officers whose names had been detected in the findings of CBI and the Adviser to the Administrator may be requested to complete the vigilance inquiry. He further suggested that the Corporation should write to the SSP Chandigarh for prompt action. He further said that all the Councillors should visit to the office of Adviser to the Administrator for getting the FIR registered on the basis of CBI inquiry.

“The House considered & resolved that criminal proceedings be initiated against the defaulters/officers on basis of recommendations of CBI findings as resolved in the meeting of the House on 29.2.2016.

Further it was also resolved that FIR be got registered against the defaulters on the basis of vigilance inquiry which is pending with the Administration.

Further, it was also resolved that the detailed report be brought in the House.”

The House adjourned for lunch break at 3.30 p.m. and reassembled at 4.00 p.m.

AGENDA ITEM NO. 232.3

Action Taken Report on the resolutions passed by the General House w.e.f January, 2015 to January, 2016.

The item was deferred for next meeting.

AGENDA ITEM NO. 232.4

Policy for dumping of Malba.

The Secretary placed agenda item No.4 for consideration.

The S.E.(B&R) apprised the House that the malba was being seen littered on the road sides, which was the ugly face of the city, therefore, a policy had been framed to stake the malba on a particular place in each sector. The list of the identified places for disposing the malba is attached with the agenda. He further said that the rehriwala would take the malba and would take to the specified place for dumping malba at designated place of each sector @ Rs.50/- per trip. He further said the J.E. concerned will maintain proper account by incorporating rehri number, name, address, signatures & place of lifting of malba. He further told that an amount of Rs.50/- given to rehriwala would be got reimbursed by the J.E. concerned through hand receipt. He further told that the J.E./SDE concerned would arrange to lift the malba from the designated place in sector to designated dumping site.

Sh. Subhash Chawla asked who would identify that how many trips had been taken by the rehriwala.

The House deferred the agenda for next meeting.

Smt. Rajinder Kaur said that there had been acute shortage of water supply in Mauli Jagran. More over the contaminated water was being supplied. She further told that the motors of the tubewells were out of order and no new motor had been purchased to make the tubewell functional. She further said that no final result of shopping complex of Mauli Jagran had come out in spite of several meetings. She further said that during the regime of Smt. Poonam Sharma ownership of the dwelling units/houses in Mauli Jagran Vikas Nagar & other colonies of the M.C. was given to the residents. She asked the fate of that decision. She further said that the complete information in this regard might be provided in the next meeting of the House.

The S.E.(P.H.) told that overhead tank had been installed there. He further said that four tubewells had been functioning there but the supply was not sufficient, then the fifth tubewell was installed there, but in the meantime, one tubewell went out of order, which had been made functional again and now the supply is smooth. He further told that the door to door survey was got conducted and now there was no complaint of contaminated water.

Smt. Poonam Sharma said that it was one of the condition of the contract that the contractor would keep a stand by motor at the tubewell so that in case of failure of one motor the stand by motor could be used but the contractor had not kept the standby motors in any tubewell.

Sh. Pardeep Chhabra said that a policy was framed by the Corporation to hand over the neighbourhood parks to the residents welfare association. He further said that the association should authorize the Chairman or the Secretary of the association to take over the charge of any neighbourhood park. He gave the example of Sector-22 when the association was not in existence but the park was handed over to the association in papers. He further said that in the absence of an authorized person, who will draw the amount for the maintenance of park.

The Mayor said that all the parks of his ward except four parks were being maintained by the residents welfare association and all are well maintained. He further told that 600 parks were being maintained by the associations out of 1900. He suggested that all the councillors should encourage this scheme.

Sh. Davesh Moudgil said that an inquiry should get conducted regarding the allotment of neighbourhood park in Sector-44, to such residents welfare association who had no domain in that sector.

Major D.S.Sandhu (Retd.) said that the quality of the T.T. water should be improved and pipeline of the water should be laid upto the end. He further said that the grass cutting was being done once in a fortnight by the associations, which was not sufficient. He further said that the maintenance of the parks was better by the Corporation and suggested for proper plantation of the parks.

Sh. Darshan Garg said that contaminated water was being supplied in Palsora since last one month. He further said that due to supply of contaminated water there was apprehension for outbreak of disease.

The S.E.(P.H.) said that the work was started to shift the water pipeline in Palsora and to separate it from the sewerline without tender, but the other contractors objected that how the work had been started without tender. In view of the apprehension of complaint, the XEN. stopped the work. He further said that the tender had been allotted for shifting the water pipeline at Palsora and the work would be started soon.

The Mayor said that the tender for the work of Jandpur will be allotted floated and the work would be started soon. He hoped that the water would be available from Jandpur within one year. He further said that survey of all the road gullies was being conducted and all the road gullies either would be repaired or replaced. All the road gullies would be cleaned by the sucking machines.

Sh. Subhash Chawla asked whether there was any permanent policy regarding the installation of new or old tubewells.

The S.E.(P.H.) apprised that 200 tubewells are on SCADA. He further said that estimate had been prepared for new 50 tubewells to bring under SCADA. He further said that 40 tubewells out of 200 are non-functional for which the estimate had been prepared.

Sh. Subhash Chawla said that it had been the practice of the Corporation, the tubewell was being abandoned on the basis of discharge. He further said that estimates were used to prepare on the basis of discharge in advance but now the estimates are prepared after abandoned the tube-well. He further said that three tube-wells were abandoned since last six months out of five tube-wells in his ward. Why the policy was changed. He further said that the tube-well was bored in Sector-25 upto 1000 ft. but the water was not available. He further said that the survey was necessary before boring the tube-well.

The Executive Engineer, P.H.Divn.No.3 told that there was no mechanism available to ascertain the availability of water at a particular place for tubewell.

Sh. Subhash Chawla alleged that 25 persons had been living in the abandoned tubewell in his ward. The Commissioner, S.E.(P.H.) & concerned XEN were present when they found the persons in the abandoned tubewell. He further alleged that the rent was being charged from them. He demanded an inquiry in this respect.

The Superintending Engineer (P.H.) said that there was encroachment in the abandoned tube-well in Sector 25 just like the encroachment in the abandoned toilets. They had not been living there with the connivance of concerned XEN.

The Mayor directed the Superintending Engineer (P.H.) that a drive should be launched and it should be ensured that no unwanted element had been

residing in the tube-wells. He further said that boundary wall of all the tube-wells should be constructed. He further told that Railway Minister Mr. Prabhu came in Chandigarh, who had worked on the projects of water. The matter was discussed with him in detail with the number of tube-wells and other sources of water in Chandigarh. He was apprised that 245 litre water per head was being provided against the norms of 135 litre per head per day. He told after reviewing the overall position that there was a mismanagement of water. He further said that 29 MGD water is not required if the proper management of water is done. He further said that it was a criminal wastage of water. He further said that the proper management is required rather than additional water. He further said that the T.T. water should be provided according to the requirement.

The Superintending Engineer (P.H.) said that hydraulic modelling was required for proper supply of water in the city.

AGENDA ITEM NO. 232.5

Amendment in Service regulation of Sub Divisional Engineer (Horticulture).

The Secretary placed agenda item No.5 for consideration.

The Joint Commissioner-I apprised the House that the Municipal Corporation, Chandigarh notified its own service regulation on engineering wing on 17.08.2012. According to the said notification the following qualification is required for the promotion of S.D.E. (Hort.):-

Section Officer (Hort.)/Horticulture Inspector with 12 years regular service in the grade of Section Officer (Hort.) selection grade and possessing B.Sc. Agriculture/B.Sc. Botany/ B.Sc. (Hort.) from a recongnized university or equivalent.

OR

Section Officer(Hort.) with 10 years regular service in the grade including regular service if any as Horticulture Supervisor and possessing certificate in garden training course in Horticulture or Agriculture from a recognized university/institute or equivalent provided at least 8 years regular service should be as sectional officer (Hort.).

In the above service regulation the minimum regular service required for the degree holder for the promotion to the post of SDE (Hort.) is 12 years and 10 years for the non-degree holder. Therefore, the service regulation of SDE are required to be amended.

Sh. Davesh Moudgil said that the Corporation should adopt the rules of Chandigarh Administration. He further said that the Hon'ble High Court had approved the minimum 5% mistakes for the test of typist, whereas it was 4% mistakes in the regulation of Corporation. The House unanimously approved that minimum 5% mistakes should be allowed in the type test. He further said that the degree holder could not be equated with the diploma holder. He further said that in the present service regulation the degree holder was being degraded. He suggested that the experience of degree holder should be 8 years and for diploma holder 12 years.

Sh. Satinder Singh said that the channel of promotion is J.E. to SDE then XEN, but the diploma holder cannot be promoted to the post of XEN. He will have to acquire the degree qualification for the promotion of XEN.

The E.E.(Hort.) said that the period of 12 years for promotion was very lengthy. He suggested that it should be 8 years experience for the degree and 10 years for the diploma holder.

Smt. Harjinder Kaur suggested the service rules of Administration in respect of promotion to the post of SDE (Hort.) in Corporation should be adopted.

“The House considered and unanimously resolved that the Service Regulations of Administration in the present case be adopted in the case of promotion to the post of SDE (Hort.) in the Municipal Corporation, Chandigarh.”

AGENDA ITEM NO. 232.6

Amendment required in the Policy/guidelines approved for the management of Community Centers/Janj Ghar by the General House in its 189 meeting held on 30.1.2016 for smooth functioning.

The Secretary placed agenda item No.6 for consideration.

At the outset the House rejected the agenda, but the Mayor said that something were required to discuss.

The Mayor said that as per Indian Contract of Law there was a contract between the member of the Community Centre and the Corporation, both need to abide by the law. He further said that obviously admitted that no member had approached the Court so far against the cancellation of membership. He further said that the life time membership would not be cancelled. He further said that such membership should be revoked. He further said that the membership may be transferred to the nearby Community Centre or in the Community Centre if he is resident of said sector.

Sh. Subhash Chawla strongly contended that the Mayor should not be the patron of the Executive Committee of any Community centre. Other members also supported the views of Sh. Subhash Chawla.

The Mayor suggested that in case of non-availability of the area councillor for the recommendation of membership of the community centre, the Mayor should be authorized for the recommendation for the convenience of public.

He further suggested that the Commissioner should be authorized to sign the form of membership in case of non-availability of area Councillor.

The House rejected the proposal for authorization of Mayor or Commissioner for the recommendation of membership of community centre.

The House rejected the agenda.

AGENDA ITEM NO. 232.7

Rough cost estimate for re-carpeting of V-4 road along with parking in shopping centre at Sector 11, Chandigarh.

The Secretary placed agenda item No.7 for consideration.

“The House considered & resolved that the rough cost estimate amounting to Rs.52.98 lac for re-carpeting of V-4 road along with parking in shopping centre at Sector 11, Chandigarh, be and is hereby approved.”

AGENDA ITEM NO. 232.8

Rough cost estimate for providing and laying 40mm thick bituminous concrete on Old Ropar Road Railway Crossing to Police Station Chowk and Fun Republic to Culvert in Manimajra Chandigarh.

The Secretary placed agenda item No.8 for consideration.

“The House considered & resolved that the rough cost estimate amounting to Rs.61.55 lac for providing and laying 40mm thick bituminous concrete on Old Ropar Road Railway Crossing to Police Station Chowk and Fun Republic to Culvert in Manimajra Chandigarh, be and is hereby approved.”

AGENDA ITEM NO. 232.9

Hiring of Tractor Trolleys.

The Secretary placed agenda item No.9 for consideration.

The Jt. CMC-I apprised that the new tender should be floated on the basis of weight of garbage transported and the tractor trolleys will also have to make minimum number of trips. Accordingly, the fresh D-NIT has been prepared.

“The House considered & resolved for floating e-tender for hiring of 34 tractor trolleys as per DNIT attached with agenda.”

SUPPLEMENTARY AGENDA ITEM NO. 232.1

Extension of Community Centre Sector 45-C, Chandigarh.

The Secretary placed supplementary agenda item No.1 for consideration.

“The House considered & resolved that the rough cost estimate amounting to Rs.54.33 lac for extension of Community Centre, Sector 45-C, Chandigarh, be and is hereby approved.”

SUPPLEMENTARY AGENDA ITEM NO. 232.2

Providing and laying 40mm thick bituminous concrete on V-5 road in Sector 22 C&D, Chandigarh.

The Secretary placed supplementary agenda item No.2 for consideration.

“The House considered & resolved that the rough cost estimate amounting to Rs.70.14 lac for providing and laying 40mm thick bituminous concrete on V-5 road in Sector 22 C&D, Chandigarh, be and is hereby approved.”

SUPPLEMENTARY AGENDA ITEM NO. 232.3

Procurement of Dry fodder for Cattle Pound.

The Secretary placed supplementary agenda item No.3 for consideration.

The Joint Commissioner-I apprised the House that as per Superintendent Slaughter House, 693 cattle were impounded in Cattle Pond and dry

fodder @ 4.00 kg. was being provided to the each cattle. The rate of the dry fodder was Rs.695/- per Qtl. from March to August and Rs.799/- per Qtl. for the period from September to February.

***“The House considered and resolved that the present contract of Sh. Balpreet Singh, House No.1226, Sector 51-B, Chandigarh be extended for the period of 03 months i.e. 1.8.2016 to 31.10.2016 for the procurement of 1800 Qtl. Dry fodder on the existing terms and conditions.
It was further resolved that new e-tender be floated meanwhile.”***

SUPPLEMENTARY AGENDA ITEM NO. 232.4

Providing 18 No. Temporary Relocatable Public Toilet Blocks I.E Community Toilet to make Chandigarh open defecation free (ODF) at various locations i.e.(Mauli Jagran, Hallomajra/Faidan and transit camp of Sector 52 & 56) under Swachh Baharat Mission.

The Secretary placed supplementary agenda item No.4 for consideration.

Major D.S.Sandhu (Retd.) asked the status of agenda passed in the recent meeting regarding public toilets in parks & green belts.

The Executive Engineer, P.H.Divn.No.4 apprised the House that estimate of 29 toilet blocks in green belts had been passed and DNIT had been prepared & rough cost estimate for 19 toilet blocks for green belts had been prepared.

Sh. Satinder Singh said that the condition of toilet blocks in markets was very bad. The electric connection had been cut off since more than one year as no bill of electricity was deposited either by the contractor or Corporation.

The S.E.(P.H.) said that the electricity bill of 40 toilets had been deposited and the electricity department had been requested to restore the electricity connection and the same would be restored shortly.

The Mayor apprised the House that operation & maintenance of 48 toilets of green belts was under process. He further said that the work of operation and maintenance of 137 toilet blocks in markets had been allotted and all would be functional within a week.

The S.E.(P.H.) said that if the condition of any toilet block either in market or in green belt is pathetic, the same should be got noted, he would personally inspect the site for doing the needful.

Sh. Saurabh Joshi invited the attention towards the letter of Ministry of Social Justice & Empowerment, Govt. of India dated 29.3.2016, vide which it had been highlighted that 196 toilets are maintained by manual scavengers. He further asked the status of 196 manual toilets. He further demanded the immediate construction of toilet blocks outside the PGI where the open defecation was being done frequently. He further highlighted the open defecation done by the commuters during Apni Mandis.

The Jt.CMC-I apprised that irrelevant papers had been attached with the agenda. He further said that all the cities would be made open defecation free latest by 31st December, 2016. He further apprised that the 14 wards had been declared open defecation free. He further told that in order to make 12 wards open defecation free, different types of toilet would be provided and re-locatable toilets are one of them. He further apprised that there were requirement of 500 re-loctable toilets and approval of 140 re-locatable toilets had already been obtained and and

agenda for remaining 360 re-loctable toilets is placed for approval. He further said that it is proposed that the city would be declared open free defecation before 2nd d October, 2016.

Smt. Poonam Sharma insisted that a lady employee should be deputed for the ladies toilets.

Sh. Davesh Moudgil said that the condition of the toilets in cremation ground Sector-25, is very bad and these toilets should be renovated immediately.

Sh. Darshan Garg asked whether the toilets in green belts had been functioning well. Whether these were ever checked or not?

The S.E.(P.H.) said that these toilet blocks were being checked from time to time and all had been functioning well.

The Mayor suggested that the timing of the toilets for opening and closing alongwith the name & mobile No. of the contractor and safaikaramcharie should be written on the wall of toilet. He further said that it should also mentioned that the napkin vending facility is also available in this toilet.

Smt. Poonam Sharma demanded for the construction of toilet near the pond in Maloya where the ladies use to walk in morning & evening. She further suggested that the dead body of a poor family should be cremated on the expenses of Corporation provided that the area Councillor had recommended for such help.

Sh. Davesh Moudgil suggested that the electric crematorium should be used to avoid the pollution and expenses. He further suggested for one more electric crematorium.

“The House considered & resolved that the rough cost estimate amounting to Rs.148.59 lac for Providing 18 No. Temporary Relocatable Public Toilet Blocks I.E Community Toilet to make Chandigarh open defecation free (ODF) at various locations i.e.(Mauli Jagran, Hallomajra/Faidan and transit camp of Sector 52 & 56) under Swachh Baharat Mission, be and is hereby approved.

Further it was also resolved that the timing of the toilets for opening and closing along with the name & mobile No. of the contractor and safakaramcharie be written on the wall of toilet. It also be mentioned that the napkin vending facility is available in this toilet.”

SUPPLEMENTARY AGENDA ITEM NO. 232.5

Rough cost estimate for the work of “Shifting of Sewer lines from back court yard to front side of H.No.1143 to 2432 at Dadumajra Colony, U.T., Chandigarh.

The Secretary placed supplementary agenda item No.5 for consideration.

“The House considered & resolved that the rough cost estimate amounting to Rs.140.09 lac for work of “Shifting of Sewer lines from back court yard to front side of H.No.1143 to 2432 at Dadumajra Colony, U.T., Chandigarh, be and is hereby approved.”

SUPPLEMENTARY AGENDA ITEM NO. 232.6

Estimate for the work of providing and laying of DI water supply pipe line in front of the houses no.1144 to 3003 in place of existing CI/PVC water supply pipe line inside the houses in rehabilitation colony Dadu Majra, Chandigarh.

The Secretary placed supplementary agenda item No.6 for consideration.

“The House considered & resolved that the rough cost estimate amounting to Rs.189.36 lac for work of providing and laying of DI water supply pipe line in front of the houses no.1144 to 3003 in place of existing CI/PVC water supply pipe line inside the houses in rehabilitation colony Dadu Majra, Chandigarh, be and is hereby approved.”

TABLE AGENDA ITEM NO. 232.1**Policy regarding providing of paver blocks/PCC tiles/Cobble stone/Concrete footpath.**

The Secretary placed table agenda item No.1 for consideration.

Sh. Davesh Moudgil asked what would be fixed/provided on the space of parking adjoining to the neighbourhood parks.

The Mayor told that green paver blocks would be fixed on space of vehicle parking. He further said that the green area would not be reduced as per master plan.

The S.E.(P.H.) apprised the House that the parking was not being provided by the Corporation on V-6 roads, we are providing only path for pedestrians. He further told that green paver blocks are only for the parking purposes, it is not used for walking.

Major D.S.Sandhu (Retd.) said that 80 mm thick paver blocks were to be fixed on the service lanes of Sector 35-C & D. He asked what is the status of that agenda. He further said that the service roads should also be included in this policy.

The Chief Engineer apprised the House that there are six type of surfacing i.e. bituminous, paver blocks, PCC tiles, cobble stone/stamped concrete, concrete surface etc. He further said that no paver block would be fixed on V-3 roads. He further said that the paver blocks would be fixed on V-4, V-5 & V-6 roads, however, the walk way in the green belts would be of concretized, no paver block or PCC tiles would be used there. He further said that so far as the fixing of paver blocks on V-4, V-5 & V-6 roads, the paver blocks would be extended there and PCC tiles would be used on vacant spaces. He further said that the cycle tracks would be constructed with cement concrete and stamped concrete would be used in the

markets. He further said that the Cobble Stone would be used in the community centres & other buildings where the space for parking is narrow. He further said that the life of the coble stone is longer. He further said that green paver blocks would be used in the parks of villages & rehabilitation colonies after removing the railing. He further said that such experiment had been done in Sector-28. He further said that 12 ft. wide area of the parks to provide the facility of parking would be covered with the green paver blocks. He further said that the green paver blocks would be fixed in the villages & rehabilitation colonies where the space upto 500 sq.yd. in the green area. He further said that internal streets would be constructed with the paver blocks/PCC tiles. He further said that the repair of the paver blocks would be done by paver blocks.

Sh. Davesh Moudgil highlighted the Point No.10 of the policy and said that how the private institutions are being differentiated from Govt. institution whereas earlier there was no difference and how it would be justified? He further said that 80% area had been covered with the paver blocks in front of the private institutions also. He further asked how the damages of the paver blocks would be calculated? How the defaulter would be ascertained?

Sh. Darshan Garg said that the estimates had been passed since two three months ago and the action should be taken on the said estimates in anticipation of the minute of the policy.

Major D.S.Sandhu (Retd.) said that Point No.12 of the policy should be amended that PCC tiles of 80mm would be provided on the service lanes behind the showrooms of Sector 35-C & D, Chandigarh, for which the estimates had already been passed.

***“The House unanimously approved the policy regarding providing of paver blocks/PCC tiles / Cobble Stone/ Concrete Footpath.
Further, it was also resolved that the action be taken on the estimates in anticipation of the minutes of the agenda regarding paver block policy.”***

Smt. Rajinder Kaur said that on the basis of judgement of Hon'ble High Court, car bazaar was to be shifted from Sector-7 to Hallomajra. She further asked what civic amenities would be provided to the owners of the car bazaar.

The Chief Engineer apprised that the tender had been allotted for the site of car bazaar in Hallomajra. He further told that the public convenience facilities would be provided there with four public toilets.

Sh. Davesh Moudgil said that this site was already identified in the year, 1985-88 for the car bazaar. He further said that Sh. Surinder Bahga had suggested that the car bazaar should be held on multi level parking, Sector-17, but he opposed the suggestion. He suggested that in view of the cash and other valuable documents, the procedure which was adopted in the case of old book seller should be adopted, they should be provided shelter with water and parking facilities. He further said that the facilities provided by the Corporation are not sufficient. He insisted that the booths should be provided to them. He further said that it was resolved recently that they would be shifted with the full facilities.

The S.E.(B&R) said that provision of booths for the car bazaar owners was not in the drawing of Chief Architect. He further said that if the House is agreed, the proposal may be sent to the Chief Architect for approval.

The Mayor said that the matter had been discussed with the Finance Secretary for providing chambers to the car bazaar owners and he was agreed, therefore, the Corporation should refer the proposal to the Finance Secretary in this respect.

Sh. Subhash Chawla asked whether the land on which the car bazaar is going to be established belongs to the Corporation or not? He further asked whether the land had been transferred to the M.C. He further asked can we incur the amount on the land which does not belong to the Corporation. He further said that the court had directed to settle them permanently. He further said that the car bazaar had not been notified so far. He further said that the expenditure incurred on this land is illegal. He further said that according to his knowledge this land is meant for construction of conventional centre.

Sh. Saurabh Joshi said that the case of old book seller was similar when the High Court directed/ordered to rehabilitate the old book seller they were rehabilitated in Sector-15. He further said that the rules were notified by the Administration and scheme was formulated for the old book seller market and the M.C. became the nodal agency between the Administration and the old book seller. He further said that till the rules of the car bazaar in Hallomajra is not notified the construction would be illegal. He further said that all the matter belongs to the Administration and we should convince the Administrator.

The Mayor read out the minutes of the previous meeting regarding shifting of car bazaar in Hallomajra vide which the Administration had assured in case of shifting of dealers from Hallomajra the compensation and replacement would be provided. He further said that as per conversation with the Finance Secretary, he was principally agreed that the chambers might be provided to the car bazaar dealers, it would be the best alternative.

Sh. Rajesh Kumar Gupta said that the space for parking of vehicles was very less than the number of vehicles in the car bazaar of Hallomajra. He further said that the wrong survey had been done.

The Mayor apprised the House that Sh. Mukesh Anand, former Chief Engineer, M.C. Chandigarh had relinquished the charge from M.C. He had served the M.C. for a long term. He completed many projects his tenure Multi Level Parking & Japanese Garden are the major projects. He appreciated his services.

TABLE AGENDA ITEM NO. 232.2

Rough cost estimate for providing and laying 40mm thick bituminous concrete on V-3 road between Sector 41/42, Chandigarh.

The Secretary placed table agenda item No.2 for consideration.

“The House considered & resolved that the rough cost estimate amounting to Rs.77.47 lac for providing and laying 40mm thick bituminous concrete on V-3 road between Sector 41/42, Chandigarh, be and is hereby approved.”

The meeting ended with a vote of thanks to the Chair.

**Sd/-
Secretary
Municipal Corporation
Chandigarh**

**Sd/-
Mayor
Municipal Corporation
Chandigarh**