



पावर ग्रिड कॉर्पोरेशन ऑफ इंडिया लिमिटेड
Power Grid Corporation of India Limited
सूचना का अधिकार अभिनियम 2005 के अंतर्गत केन्द्रीय लोक सूचना अधिकारी
Central Public Information Officer under the RTI Act, 2005
केन्द्रीय कार्यालय, 'सौदामिनी', प्लॉट नं.2, सेक्टर-29, गुडगांव, हरियाणा-122007
Corporate Centre, 'Saudamini', Plot No. 2, Sector-29, Gurgaon, Haryana-122007



CP/RTI/2017/245

Date: 18th September, 2017

Shri Ankush Mehta,
Quarter-2, A-5, Sector-62,
Noida – 201 301
Uttar Pradesh

Sub: Information under Right to Information Act, 2005.

Dear Sir,

This has reference to your RTI request forwarded by MOP through online RTI portal on 12th September, 2017 for providing information under RTI Act, 2005.

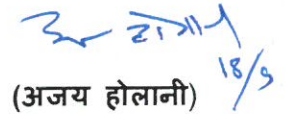
The information sought is attached at **Annexure-I**.

First Appeal, if any, against the reply of CPIO may be made to the first appellate Authority within 30 days of the receipt of the reply of CPIO. Details of Appellate Authority at Corporate Centre, Gurgaon, under RTI Act, 2005 is as below:

Shri Sanjeev Singh,
Executive Director (CMG) & Appellate Authority
Corporate Centre, Power Grid Corporation of India Limited
"Saudamini", Plot No. 2, Sector-29, Gurgaon – 122007, Haryana.
Email ID: sanjeev@powergridindia.com
Phone No. 0124-2571962

Thanking you,

भवदीय,


(अजय होलानी) 18/9

अपर महाप्रबंधक (के.आ.) एवं के.लो.सू.अधिकारी

Email ID: cpio.cc@powergrid.co.in

Point wise reply to RTI Query of Sh Ankush Mehta is as given below:

(a) What is the process by which the precious land of the farmers is acquired?

- Power Grid Corporation of India Limited (POWERGRID) is a Government of India enterprise and also designated as "Central Transmission Utility" (CTU) of the country by Ministry of Power (MoP) under section 38 of the Electricity Act, 2003. Being a CTU, it is also a "Deemed Transmission Licensee" under section 14 of the said Act. POWERGRID has been vested with the powers of Telegraph Authority vide MoP's Gazette Notification dated 24.12.03 under section 164 of the Electricity Act, 2003. Section 10 (b) of Indian Telegraph Act 1885 prohibits acquisition of any rights other than that of use only in the property under, over, along, across in or upon which the telegraph authority places any telegraph line or Post. **Hence, POWERGRID is not required to acquire land for transmission line towers. Since POWERGRID is not required to acquire land for tower footing, ownership of land remains with the owner and is allowed to continue cultivation after construction.**

(b) What is the compensation paid to the farmers on account of this land acquisition?

- As already explained above, POWERGRID is not required to acquire land for tower footing and ownership of land remains with the owner and is allowed to continue cultivation after construction as POWERGRID has been vested with the powers of Telegraph Authority vide MOP's Gazette Notification dated 24.12.03 under sec 164 of the Electricity Act. **The provisions stipulated in section 67-68 of the Electricity Act, 2003 read with section 10 & 16 of the Indian Telegraph Act, 1885 governs the compensation.** The provision under section 10 (d) of "Indian Telegraph Act, 1885" provides for full compensation for all the damages without acquisition of subject land while placing the tower and lines after due assessment by revenue authorities. Further, MoP guidelines also provides for compensation for diminution of land value for tower base and corridor (refer reply of (d) for details).

(c) Construction of towers causes inconvenience to the farmers in cultivating their adjacent land as well. Does this parameter is also accounted for in paying compensation to the farmers?

- Yes. For details refer reply of (d).

(d) **The Rates of land of the farmers get reduced due to the construction of these towers. Is it not the humiliation to the farmers. How is it accounted for?**

- The applicable provisions of Telegraph Act provide compensation towards all damages while placing the tower and line. However, considering the effect on land value due to laying of transmission line and restriction imposed to maintain safe electrical clearance, **Ministry of Power, after detailed deliberations with States, issued guidelines for payment of compensation towards damages in regard to Right of Way for transmission lines which provides payment of 85% of land value for tower base area and 15% of land value towards diminution of land value in the width of Right of Way (RoW) corridor in addition to normal tree and crop compensation on 15th Oct.'2015.** As per point No. 4 of the said guidelines, the guidelines are to be adopted by the respective States/ UTs and appropriate direction/ order have to be issued for its implementation.

R. Sharma
15/9/12