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**ABSTRACT**

Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Act, 1961, as amended – M/s.TCP Limited – Grant of permission under section 37-A of the Act to hold lands in Sivagangai, Tiruvallur, Ramanathapuram, Virudhunagar, Tirunelveli, Tiruppur and Coimbatore Districts – Orders - Issued.

**REVENUE & DISASTER MANAGEMENT DEPARTMENT,  
LAND REFORMS WING, LR.2(2) SECTION**

**G.O.(Ms)No.297**

**Dated:26.02.2021**

சார்வரி வருடம்,

மாசி 14,

திருவள்ளூர் ஆண்டு 2052,

**Read:**

1. M/s. TCP Limited, application, dated 10.05.2011.
2. Government Letter.57278/LRII(2)/2005-13, Revenue, dated 25.05.2011.
3. From the Director (Social Security Schemes) and Director of Land Reforms (i/c) & Letter No.E1/18123/2003 (L.Ref.), dated 13.09.2020.

**ORDER:**

In the reference first read above, M/s.TCP Limited has applied for grant of permission under section 37-A of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Act, 1961 to hold lands to an extent of 4951.68 acres (already acquired 2813.28 + G.O. already issued 138.39 + to be acquired 2000.00) in Sivagangai, Tiruvallur, Tirunelveli, Tiruppur and Coimbatore Districts for the purpose of Sivagangai – Chemical Plant, 6MW biomass based plant adjacent to the chemical plant; Tiruvallur 63.5 MW coal based electricity generation plant; Tirunelveli, Tiruppur & Coimbatore set up 31 nos. of wind electric generators (WEG).

2. In the reference third read above, the Director (Social Security Schemes) and Director of Land Reforms (i/c), has stated that,

- i. M/s. TCP Limited has applied for grant of permission under section 37-A of the Act to hold the Lands to an extent of 4951.68 acres (already acquired 2813.28 + G.O. already issued 138.39 + to be acquired 2000.00) in Sivagangai, Tiruvallur, Tirunelveli, Tiruppur and Coimbatore Districts for the purpose of Sivagangai – Chemical Plant, 6MW biomass based plant adjacent

to the chemical plant; Tiruvallur 63.5 MW coal based electricity generation plant; Tirunelveli, Tiruppur & Coimbatore set up 31 nos. of wind electric generators (WEG).

- ii. The aforesaid application was forwarded to the District Revenue Officers, Sivagangai, Ramanathapuram, Virudhunagar, Tiruppur, Coimbatore and Tirunelveli Districts for field report.
- iii. The District Revenue Officer, Tiruppur in his report dated 5.4.2018, 4.2.2019 and 12.8.2019 has stated that the total extent of land applied in Tiruppur district is 53.44 acres and the extent arrived is 53.77 acres. The company has utilized an extent of 21.48 acres of the land by way of installation of 4 wind mills and remaining extent will be used for Solar power plant. Hence the District Revenue Officer, Tiruppur has recommended neither for permission nor for rejection.
- iv. The District Revenue Officer, Tirunelveli in his report dated 28.2.2019 has stated that the total extent of land applied in Tirunelveli district is 188.57 acres and the extent arrived is 188.44 acres. The company has utilized an extent of 64.03 acres of the land by way of installation of 12 wind mills and remaining vacant extent will be used for Solar power plant within 3 years. The District Revenue Officer, Tirunelveli has informed that the company has mortgaged the lands in Ariyanayagipuram and Kambaneri pudukudi park villages through the document No.2439/2010 dated 30.06.2010 for the amount of Rs.40,00,000/- in State Bank of India of Chennai Branch and the above mortgaging was settled by the company as per document No.2796/2018 dated 17.07.2018. The District Revenue Officer Tirunelveli has informed that the company has purchased wet lands at SF No.345/14 to 345/18, 345/20, 345/22, 23, 364/2 and 364/3 to an extent of 1.60 acres in Sambavarvadakarai village of Kadayanallur Taluk. In this connection the company did not obtained NOC from the Collector. It is violations of conditions. Hence, the District Revenue Officer, Tirunelveli has recommended for rejection.
- v. The District Revenue Officer, Ramanathapuram in his report dated 14.8.2019 has stated that the total extent of land applied in Ramanathapuram district is 497.74 acres and the extent arrived is 480.74 acres. The variation is due to land belongs to other district, applied extent is greater than patta extent. The District Revenue Officer has not reported regarding utilization of lands. Hence the District Revenue Officer, Ramanathapuram has recommended for permission.
- vi. The District Revenue Officer, Coimbatore in his report dated 28.8.2019 has stated that the total extent of land applied in Coimbatore district is 120.28 acres and the extent arrived is 120.85 acres. The company has utilized an extent of 9.50 acres of land by way of erecting wind mills. Hence the District Revenue Officer, Coimbatore has recommended permission.
- vii. The District Revenue Officer, Sivagangai in his report dated 8.8.2019 has stated that the total extent of land applied in Sivagangai district is

1008.86 acres and the extent arrived is 1008.86 acres. The company has fully utilized the lands applied for permission by way of chemical plant, biomass plant. The company has mortgaged lands for Rs.187.68 crores in IOB in Chennai. Hence the District Revenue Officer, Sivagangai has recommended permission.

- viii. The District Revenue Officer, Virudhunagar in his report dated 31.8.2019 has stated that the total extent of land applied in Virudhunagar district is 946.29 acres and the extent arrived is 934.437 acres. The variation of 11.853 acres is due to (Less: purchase of conditionally assigned lands of 7.58 acres + anadeenam lands of 0.37 acre + belongs to other person by appeal to DRO of 2.81 acres + classification variation of 2.96 acres; Add: variation between application and village accounts of 1.868 acres). The company has not utilized the lands applied for permission. Hence the District Revenue Officer, Virudhunagar has recommended permission.
- ix. The company has applied for permission to an extent of 4951.68 acres (already acquired 2813.28 + G.O. already issued 138.39 + to be acquired 2000.00). But, the DROs have informed that the company has held lands to an extent of 2785.50 acres.

3. The Industrial Exemption Committee, after due deliberations, has made the following recommendations:

- a. Subject to the conditions proposed below, permission may be granted to hold an extent of 2785.50 acres of land additionally in Sivagangai, Ramanathapuram, Virudhunagar, Tiruppur, Coimbatore and Tirunelveli districts for the purpose of *Sivagangai* - Chemical Plant, 6MW biomass based plant adjacent to the chemical plant ; *Tiruvallur*-63.5 MW coal based electricity generation plant; *Tirunelveli, Tiruppur & Coimbatore* - set up 31 nos. of wind electric generators (WEG) as mentioned in their application from the date of application (i.e., 10.5.2011).

Conditions:

- i. The entire lands should be utilized within a period of 10 years from the date of application (i.e., 10.5.2011).
- ii. The lands permitted in excess of the ceiling limit should not be sold or mortgaged.
- iii. No objectionable or unobjectionable poramboke lands, Temple lands, Forest lands, Anadeenam lands and any other Government Lands, prohibited lands should lie within the patta lands held by the company or encroached or disturbed or access should not be disturbed.
- iv. No objectionable or unobjectionable poramboke lands, Temple lands, Forest lands, Anadeenam lands and any other Government Lands, DC lands, conditionally assigned lands of all categories and Bhoodan lands should be involved in the holdings of the company.

- v. If the sellers of the lands to the company are found attracted under Land Reforms Act, action will be initiated under Land Reforms Act against such holdings of the Company.
- vi. If any violation in the industrial activity or on unutilisation of the lands within the prescribed time limit, the applicant is abide to the action taken by the Government.
- vii. NOC should be obtained from Collector for the use of wet land for non-agricultural purpose.
- viii. If any discrepancy in the particulars furnished in the application noticed in future, the applicant is abide to the action taken by the Government.

The permission so granted shall also be, subject to the following conditions as prescribed under Rule 56 (3) of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Rules 1962, namely:-

- (i) The industrial or commercial undertaking shall comply with such other conditions as the Government may, from time to time, by general or special order, specify.
- (ii) The industrial or commercial undertaking shall, at all reasonable times, allow the land to be inspected by an officer of the Revenue Department not lower in rank than a Revenue Inspector to verify whether the conditions subject to which the permission has been granted or whether such other conditions as may be specified by the Government by general or special order, are complied with and in any case where such officer, is satisfied that any of the conditions subject to which permission is granted has not been complied with, he shall report the matter to the Government through the Land Commissioner, for such action as the Government may deem fit.
- (iii) Industrial or commercial undertaking shall furnish any information called for by the Government or by any officer subordinate to the Government.
- (iv) In the event of the industrial or commercial undertaking ceasing to carry on the industrial or commercial operation, the undertaking shall forthwith inform the Government about such cesser and the Government may, either suo motu or on receipt of such information, make enquiry as they deem fit and cancel the permission:

Provided that before such cancellation, the undertaking shall be given a reasonable opportunity of being heard.

- (i) If, at any time, the industrial or commercial undertaking is transferred, the transferor and transferee shall, within thirty days from the date

of such transfer, intimate the fact of transfer to the Government and the Government may, after making such enquiry as the deem fit,-

- (a) pass an order directing that the permission already granted to the transferor shall operate in favour of the transferee on the same terms and conditions subject to which the permission was granted to the transferor, with effect from the date of the transfer for the unexpired period of the permission; or
  - (b) Cancel the permission, after giving to the transferee, an opportunity of being heard.
- (ii) (a) If the land in respect of which permission has been granted is used for any purpose other than the purpose for which permission was granted, the industrial or commercial undertaking concerned shall intimate the diversion of the purpose to the authorized officer within thirty days from the date on which such diversion of purpose takes place.
- (b) The authorized officer shall, on receipt of such intimation, inspect the land and make such enquiry as he deems fit and if he is satisfied that the land is not used for the purpose for which the permission was granted or for any ancillary purpose, he shall report the matter to the Government through the Land Commissioner for such action as the Government may deem fit.

4. The Government, after careful examination have decided to accept the recommendations of the Industrial Exemption Committee and the report of the Director of Land Reforms. Accordingly, permission is granted under section 37-A of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Act, 1961 to M/s.TCP Limited to hold 2785.50 acres of land additionally (as shown in the Annexure) in Sivagangai, Tiruvallur, Ramanathapuram, Virudhunagar, Tirunelveli, Tiruppur and Coimbatore Districts for the purpose of Sivagangai – Chemical Plant, 6MW biomass based plant adjacent to the chemical plant; Tiruvallur 63.5 MW coal based electricity generation plant; Tirunelveli, Tiruppur & Coimbatore set up 31 nos. of wind electric generators (WEG), subject to the following conditions:-

Conditions:

- (i) The above lands should be put up commercial use within a period of 3 years.
- (ii) The lands should not be sold or alienated;
- (iii) The company should adhere the conditions as laid down under section 56(3) of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Rules, 1962.
- (iv) Poramboke lands and Anadeenam lands lies in the midst of company lands should be handed over to Revenue department without encumbrance and No Objection Certificate to be obtained
- (v) No objectionable or unobjectionable poramboke lands, Temple lands, Forest lands, Anadeenam lands and any other Government Lands,

- prohibited lands lie within the patta lands held by the company should be encroached or disturbed.
- (vi) No objectionable or unobjectionable poramboke lands, Temple lands, Forest lands, Anadeenam lands and any other Government Lands, DC lands, conditionally assigned lands of all categories and Bhoodan lands should be involved in the holdings of the company.
- (vii) If any violation in the industrial activity or an unutilisation of the lands within the prescribed time limit, the applicant company is abide to the action taken by the Government.
- (viii) NOC should be obtained from Collector for the use of wet land for non-agricultural purpose.
- (ix) In respect of Mortgage of land by the Company, the conditions imposed in G.O.(Ms) No.425, Revenue & Disaster Management Department, dated 18.08.2020 will apply.
- (x) If the Sellers of the lands to the company are found attracted under Land Reforms Act, the conditions imposed in G.O.(Ms.) No.596, Revenue & Disaster Management Department, dated 24.10.2020 will apply.
- (xi) If any discrepancy in the particulars furnished in the application noticed in future, the applicant is abide to the action taken by the Government.

**(BY ORDER OF THE GOVERNOR)**

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

**To**

The Additional Chief Secretary / Commissioner of Land Reforms,  
Chepauk, Chennai-5.

The District Collector, Sivagangai, Tiruvallur, Ramanathapuram,  
Virudhunagar, Tirunelveli, Tiruppur and Coimbatore Districts.

M/s.TCP Limited,

TCP Sapthagiri Bhavan,

No.4, (O#10) Karpagambal Nagar, Mylapore,  
Chennai - 600 004.


**Copy to:**

The Special Personal Assistant to the Hon'ble Minister for  
Revenue & Disaster Management & I.T., Secretariat, Chennai-9.

The Principal Private Secretary to the Additional Chief Secretary to Government,  
Revenue & Disaster Management, Chennai-9.

Sf/Sc.

**//FORWARDED BY ORDER //**

  
**SECTION OFFICER**  
26/2/2021