

**In the Court of the District Magistrate, Thiruvananthapuram**  
**( Present : Sri. Dinesh Arora I.A.S.)**

**B14.**

**Date: 10.03.2011.**

**Sub: Illegal mining of sand within Thiruvananthapuram district causing imminent danger to the environment - Reg.**

**Read: 1. Minutes of the expert committee on sand mining held on 07-03-2011**  
**2. Report from Tahasildar Chiryinkil and Nedumangad regarding illegal sand mining**  
**3. Reports in the leading newspaper**  
**4. Minutes of the meeting held on 10<sup>th</sup> march 2011 with Revenue officials**  
**5. Various complaints from the public**

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WHEREAS it has been brought to my notice, vide the references read 1<sup>st</sup> to 4<sup>th</sup> above that illegal mining of sand is being carried out indiscriminately using covert means from the kadavus of Thiruvananthapuram district; and

WHEREAS it has been brought to my notice that no kadavus has been approved in Thiruvananthapuram District and NO passes have been issued by the Geologists in Thiruvananthapuram District and yet rampant sand mining is going on.

WHEREAS it has come to the notice vide reference 3<sup>rd</sup> cited above, showing that there are existing orders and directions from the District Magistrate as well as the High Court for regulating illegal sand mining and yet, inspite of various directions and court orders, the law enforcement agencies have failed to control and regulate

WHEREAS it is brought to the notice vide reference 4<sup>th</sup> cited that sand mining from wet lands next to the kadavus requires NOC from the Geologist as well as Revenue authorities for sand mining from the wet lands and no such NOC has been issued

Whereas many people as well as environmentalists have complained that indiscriminate sand mining from unauthorized kadavus creates nuisance for the people residing near the kadavus causing imminent danger to their life and property and environment; and

**From the foregoing, I Dr. Dinesh Arora, IAS, District Magistrate, Thiruvananthapuram is satisfied that IF DIRECTIONS are not issued to stop further indiscriminate sand mining from the unauthorized kadavus and to stop private residential premises/wet lands from supporting and aiding illegal sand mining and private/land sand is not regulated, there is likelihood of public nuisance for the nearby residents and continuation of illegal sand mining in the Thiruvananthapuram district thereby causing injury to public health and safety**

**and morality of the people. I am constrained to pass an order under section 144(3) Cr.PC:**

That you, the *Tahasildar and Executive Magistrate* will conduct raids for checking illegal sand mining in squads and seize the vehicle and bring it to the notice of the undersigned for further appropriate action as per Kerala Protection of River Banks and Regulation of removal of Sand Act 2001.

You, the *Additional District Magistrate* shall make necessary arrangements for setting up of a sand mining complaint cell on a 24 X 7 basis at the Collectorate Control Room (Phone no. 0471 2730045, 2730067) for receiving complaints regarding illegal sand mining from the residents of Thiruvananthapuram from 11<sup>th</sup> March 2011 and give appropriate directions to the Revenue squads formed for checking illegal sand mining including Control Room squads or removal of soil.

You the concerned Circle Inspector / Sub Inspector are directed to take necessary steps to control illegal sand mining by conducting raids as per the information received from the Control Cell and assist the Revenue Staff in conducting raids.

You, the Member Secretary of the Nirmiti Kendra shall take the custody of the sand seized and sell the sand as per the Government rates.

The Deputy Commissioner of Police (Law & Order) and Superintendent of Police (Rural) are requested to provide armed police protection for providing protection to the Revenue squads.

Given under my hand and seal

Dated this the 10<sup>th</sup> day of March, 2011.

District Magistrate

To

1. Additional District Magistrate, Thiruvananthapuram.
2. Deputy Commissioner of Police (Law & Order)
3. Superintendent of Police (Rural)
4. RDO & Member Secretary, Nirmiti Kendra
5. Tahasildar & Executive Magistrate, Trivandrum, Nedumangad, Neyyattinkara & Chirayinkil taluks
6. Circle Inspector / Sub Inspector (through Deputy Commissioner of Police (Law & Order) & Superintendent of Police (Rural)).