

Asian Development Bank (ADB), Accountability Mechanism, Complaint Form

A. Choice of function - problem solving or compliance review

Compliance Review Panel for compliance review *(Investigates alleged noncompliance by ADB with its operational policies and procedures in any ADB-assisted project in the course of the formulation, processing, or implementation of the project that directly, materially, and adversely affects, or is likely to affect, local people, as well as monitors the implementation of remedial action relates to the harm or likely harm caused by noncompliance)*

B. Confidentiality

Do you want your identities to be kept confidential? **No**

C. Complainants *(Anonymous complaints will not be accepted. There must be at least two project-affected complainants.)*

Name and designation (Mr., Ms., Mrs.)	Signature	Position/ Organization <i>(If any)</i>	Mailing Address	Telephone number (landline/mobile)	E-mail address
1.Mr. Subbareddy	Subbareddy	-			
2.Mr. Anjaneyareddy S C	Anjaneyareddy	-		-	-

Authorized Representative or Assistant (if any). (Information regarding the representatives, or persons assisting complainants in filing the complaint, will be disclosed, except when they are also complainants and they request confidentiality.)

Complainant represented	Name and designation (Mr., Ms., Mrs.)	Signature	Position/ Organization (If any)	Mailing Address	Telephone number (landline/mobile)	E-mail address
-	-	-	-	-	-	-

D. Project

Name	ADB projects (42513-014 (Active) (India))
Location	Chikkaballapura (D),Chintamani(Tq),Karnataka-(Chintamani to Andhra Pradesh border)
Brief description	The project road starts at Medikere Cross near Chintamani at Km 47.203 of State Highway (SH) 82 junction with National Highway (NH) 234 and terminates at Andhra Pradesh border at Km 86.977. The project road predominately traverses through plain terrain, passes through Raylpadu Reserve forest for approximately 11.37 km. 4. The project will provide local residents, including the poor and vulnerable, with improved access to economic opportunities and higher quality services. An efficient road network linking villages, towns, and cities will provide stronger links between remote, poor regions and more developed markets and urban hubs. There will also be improved access to public and social service facilities such as government agencies, health centers, and schools.

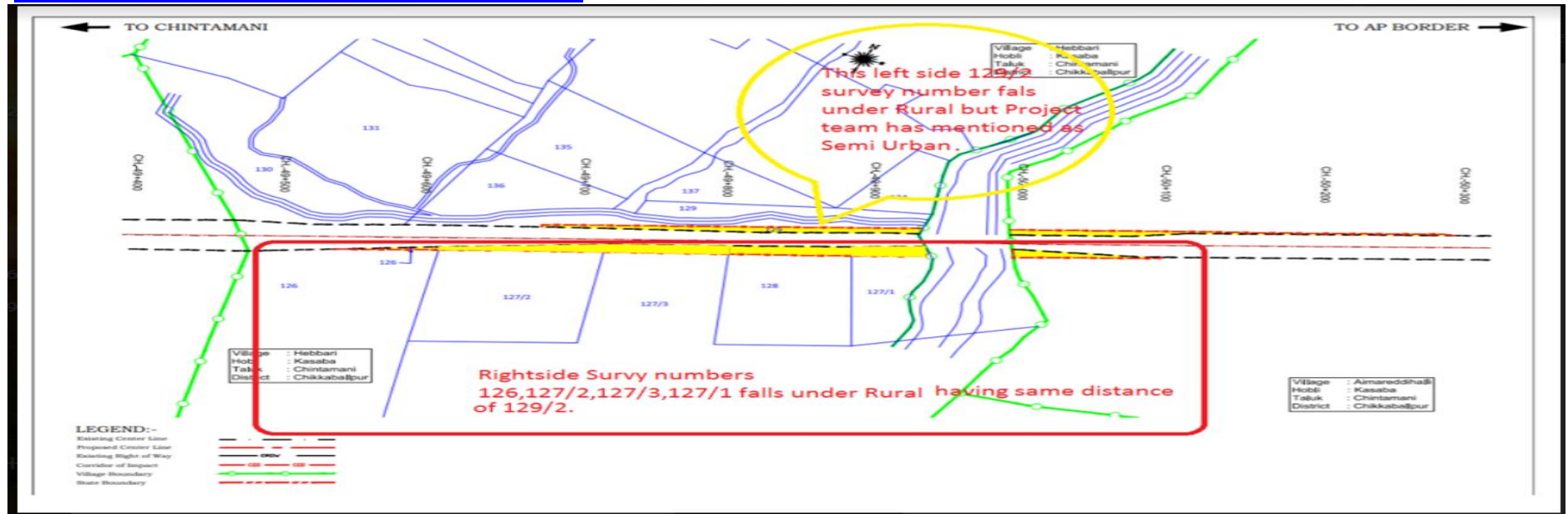
E. Complaint:

What direct and material harm has the ADB-assisted project caused, or will likely cause, to the complainants?

Due to few mistakes in resettlement plan we are affected for poor compensation. Below is list of mistakes.

1. Our land (Hebbari Survey Number 129/2) locates 5.6 km from urban boundary, falls under Rural, but project team/Kship or concerned team have updated in resettlement plan as Semi Urban which leads to poor compensation (as per land acquisition act 2013 for semi urban gets 1.5 times of market value). Our land is supposed to be calculated under Rural compensation (2 times of market value for Rural land). The other lands which are located at before or after our land (Hebbari survey number 129/2) have been considered as rural land. Refer below land map for better understanding. Below Map is designed by KSHIP/Concerned team and its available under Land Acquisition Plan:

https://www.kship.in/en/project_future_works.aspx



Please note : survey numbers 126,127,2 (Chainage(Km) 49.7) right side starts with Rural location and for survey number 129/2 (Chainage(Km) 49.8) left side they have considered as Semi urban this leads to poor compensation.

Here is Resettlement Plan : Chainage KM 49.7 starts with rural and chainage 49.8 they have mentioned as Semi urban. Below table is available here (Resettlement plan page num 70): <https://www.adb.org/projects/documents/ind-42513-014-rp> or direct link: https://www.adb.org/sites/default/files/project-documents/42513/42513-014-rp-en_5.pdf

It's just simple understanding that Chainage Km 49.7 is rural and 49.8 must be rural as its 100 meters ahead from 49.7.

ANNEXURE 2: LIST OF AFFECTED OF LAND OWNERS

Sl. No.	Chainage Km.	Side	District	Block/Taluka	Village/Town	Location	Survey Number	Survey Number Parts	Extent of Total land owned (In Ha)	Proposed Land Acquisition (In Ha)	Name of Owner	Type of Land Use	Source of Irrigation	Main Crop	Supplementary Crop	Social Category
8	49.8	Right	Chikkaballpur	Srinivaspur	Hebbari	Semi Urban	128	128	1.07	0.0928		Dry Land Cultivation	Dry Land Cultivation	Tomato	Pulses Crop	General
9	49.8	Left	Chikkaballpur	Srinivaspur	Hebbari	Semi Urban	129	129/2	0.96	0.141		Dry Land Cultivation	Dry Land Cultivation	Ragi	NO	General
10	49.7	Right	Chikkaballpur	Chinthamani	Hebbari	Rural	127	127/1	3.24	0.2158		Dry Land Cultivation	Dry Land Cultivation	Pulses Crop	Tomato	General
11	49.7	Right	Chikkaballpur	Chinthamani	Hebbari	Rural						Dry Land Cultivation	Dry Land Cultivation	Ragi	NO	General
12	49.7	Right	Chikkaballpur	Chinthamani	Hebbari	Rural						Dry Land Cultivation	Dry Land Cultivation	Tomato	Chili	OBC
13	49.7	Right	Chikkaballpur	Chinthamani	Hebbari	Rural		127/36				Dry Land Cultivation	Dry Land Cultivation	Ragi	NO	General
176			Chikkaballpur	Chintamani	Hebbari	Rural	125			0.058		Dry Land Cultivation	Dry Land Cultivation	Horse gram	NO	
177			Chikkaballpur	Chintamani	Hebbari	Rural	126			0.0144		Dry Land Cultivation	Dry Land Cultivation	Ragi	NO	

2. The other mistake was related to crops. As you can see above table (**List of affected of land owners**) column Main crop and supplementary crops they have mentioned only Ragi. They have supposed to add Mango (Orchard crop), Ragi, Tomato, brinjal, due to this missing data in resettlement plan we have not received proper compensation for the crops we cultivate our land and life time we are going to lose our mango trees and crops. Project team/KSHIP have been video recorded the Road, you can notice our Mango trees are covered in the video next to road. Here is the link for KSHIP video.

https://www.kship.in/en/project_future_works.aspx

Go to Projects>>KSHIP III>Documents >> under Package-1 click on **Videos of the existing road**

Or click here for direct youtube link :

[Click Here](#)

SI No	Package Name	Package Documents
01	Package-1 - (a) Two Laning with Paved Shoulder of Kollegal to Hannur (length 23.8 kms); (b) Two Laning with Paved Shoulder of Chintamani to AP Border (length 39.8 kms) ; and (c) Four Laning of Bengaluru (NICE Road) to Magadi and Two Laning with Paved Shoulder of connector from Magadi to NH 75 via Chikkamudigere and Iyandahalli (length 50.7 kms), 114.3 km in the State of Karnataka, India on Hybrid Annuity (DBFOMT) basis	<div style="text-align: right;">* - To be uploaded</div> <div style="border: 1px solid black; padding: 5px;"> Civil Works Independent Engineers NGO's Monitoring & Evaluation </div> <ul style="list-style-type: none"> ▶ Bidding Documents ▶ Detailed Project Report ▶ Drawings ▶ Encumbrances ▶ Government Orders ▶ Initial Environmental Examination (IEE) & Environmental Management Plan (EMP) ▶ Land Acquisition Plan ▶ PAP Details* ▶ Resettlement Plan ▶ Response to the queries from bidders for the hybrid annuity (DBFOMT) contracts <p>Videos of the existing road</p>

You can notice video (3:52 minutes for our mango trees:



3. As you can see above mentioned video a 11KV electric poles(5 poles) are crossed in our land next to mango trees. After road extension It would be difficult to cultivate through tractor or traditional way of cultivation in our land because of electric poles. We request to move these poles to border of our land.

Have the complainants made prior efforts to solve the problem(s) and issue(s) with the ADB operations department including Resident Mission concerned?
 Yes. If YES, please provide the following: when, how, by whom, and with whom the efforts were made. Please describe any response the complainants may have received from or any actions taken by ADB.

No

F. Optional Information

1. What is the complainants' desired outcome or remedy for the complaint?

- Our land falls under rural location just like other land nearby so we should get rural land compensation (2 times of market value for rural land) as per Act 2013.
- At present project team have not considered crops cultivate in our land and team has to consider should provide compensation for Mago tree, crops.
- We have added extra soil to our land for better crops production in 2005 so we need compensation for this. We have spent Rs 80k to put quality soil in to our land.
- Electric poles should move to border of our land as it will affect for agricultural activities in our land after road widening.

2. Anything else you would like to add?

Name of the person who completed this form: Subbareddy

Signature: Subbareddy

Date:07/02/2019

Please send the complaint, by mail, fax, e-mail, or hand delivery, or through any ADB Resident Mission, to the following:

Complaint Receiving Officer (CRO), Accountability Mechanism
ADB Headquarters, 6 ADB Avenue, Mandaluyong City 1550, Philippines,
Telephone number: +63-2-6324444 local 70309, Fax: +63-2-6362086,
E-mail: amcro@adb.org