

**Before the Kerala State Human Rights Commission**  
**Thiruvananthapuram**

**Present : Shri. K.E. Gangadharan**  
**Hon'ble Member**

**HRMP No: 1062 of 2007**

Petitioners : Shri.M.P. Muhammed,  
S/o Abdulla Musaliar,  
Manikkoth.P.O,  
Ajanoor Gramam,  
Hosdurg,  
Kasargode.

Respondents :

**Interim Order dated 30<sup>th</sup> December, 2009**

Petitioner case is that the respondent Kerala State Electricity Board trespassed in R.S.206/3, 206/4A, 206/4B in his Possession and drawn underground cable without his knowledge or permission. The depth of the cable is one metre. As per Interim Order dated.9th August, 2007 the Commission observed that the cable will be cut while ploughing the land and directed that the depth may be 2 metre at least. Further directed to file a fresh statement as what they propose to do in the matter.

The respondent filed detailed statement explaining the practical difficulty in increasing depth to two metre in the place and further assured that sufficient protection measures will be taken to prevent any damage to the petitioner and his property. The Assistant Engineer, Electrical Section, Kanhangad has reported that there is no clear demarcation between the Municipal road puramboke and the land of the petitioner.

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In the additional statement filed by the respondent Kerala State Electricity Board dated.06.11.2007 it is assured apart from the usual precautionary measure for laying cable in the trench an additional protection will be given to the petitioners properly.

It is submitted that if the petitioner is not satisfied with usual protective measures a concrete slab of 3" thickness can also provided over by covering U.G cable.

On 13.02.2009 the petitioner filed a petition that the respondent has not put the concrete slab as undertaken by the Kerala State Electricity Board.

Considering the facts and circumstances I order that the respondent shall provide concrete slab 3" thickness above the U.G cable as undertaken by the Kerala State Electricity Board. Further I order that in case any damage is caused to the petitioner the Kerala State Electricity Board is liable to pay compensation for the damage if any.

**Sd/-**  
**K.E. Gangadharan**  
**Member**

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**REGISTRAR**