

From :

Date : ~~22-06-2004~~ 22-06-2004

- 1. Hanuman Welfare Society, Regd. No.- GBBSD-388/1985**
Chawl No.-2, ID No.-359, Gazi Nagar, Near MIG Colony,
Vinoba Bhave Road, Kurla(west), Mumbai-400 070.
- 2. Gazi Nagar Sudhar Samiti, Regd. No.-GBBSD-371/1985**
ID No.-387, Chawl No.-1, Gazi Nagar, Near MIG Colony,
Vinoba Bhave Road, Kurla(west), Mumbai-400 070.
- 3. Jai Hanuman Rahiwasi Sewa Sangh, Regd. No.-GBBSD-1542/1997**
Near MIG Colony,
Vinoba Bhave Road, Kurla(west), Mumbai-400 070.

To

The Executive Secretary
The Inspection Panel,
1818 H st., NW, Washington, DC.20433,
USA

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DIRECTOR'S OFFICE

We, on behalf of the above mentioned three associations represent the residents living in the area (Name, address and signatures attached) known as Gazi Nagar claim the following:

1. The Bank is financing the design/ appraisal/ implementation of a project namely SCLR (Santacruz- Chembur Link Road) being implemented by the Mumbai Metropolitan Region Development Authority (MMRDA) in the Mumbai city, India.
It has come to our knowledge that our above mentioned area is coming across the route of the proposed SCLR project financed by the Bank.
2. We understand that the Bank has its Operational Policy, Bank Procedure, and Operational Directive and that if the project is under implementation, Bank Management is required to supervise the discharge of the borrower's obligations under the loan agreement, including the borrower's obligation to ensure that specific aspects of the Bank Policies are adhered to.

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We also understand that the policies also provide certain rights for the local affected peoples such as right to participation and consultation, disclosure of information, environment assessment, involuntary resettlement, project supervision, human rights etc.

3. We say that we live in the project area and are a community of people sharing/ suffering common interests, concerns and grievances due to this project. We further say that we are likely to suffer irreparable harm due to omission and violation by the Bank to comply with its own policies and procedures with respect to the design, appraisal and implementation of the SCLR project financed by the Bank.

We claim that our interests had not been considered at all in the design of the project and that MMRDA is completely disregarding the rights of the people it is displacing and planning to resettle us in urban area namely, Mankhurd completely unsuited for us.

We further claim that the Bank have failed to respect the rights of people who are going to loose their homes, livelihoods and are being forced without their will to live in a degraded environment of Mankhurd area.

4. We claim that our rights to participation and consultation were completely denied and no results obtained in our attempts to raise our concerns. We claim that significant damage would occur due to failure to provide income restoration and it would destroy our livelihoods, our productive sources, disperse our social, economical network and kin groups.
5. We say that it has come to our knowledge that we are going to be rehabilitated to Mankhurd area nearly fifteen kilometers away from here. We say that the areas like Mankhurd, Chembur etc. are considered amongst the highest polluted areas in the Mumbai city and it is near dumping ground spread across 110 Hectares of land where 4000-ton garbage of Mumbai city is dumped every day spreading many diseases like T.B., Malaria, Asthma etc. in the nearby areas. We further say that many huge, open drainages pass through this area carrying city's waste and drainage water to the nearby creek spreading bad odour in the area.
6. We claim that while finalizing design of the proposed bridge we were not provided with opportunity to put our suggestions otherwise we would have suggested the concerned authorities to build the proposed bridge similar to the nature and style of J.J. fly-over bridge which would have significantly reduced the number of PAP's besides cutting its

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cost, time limit of completion and solving other problems.

7. We also claim that the Bank has failed to supervise the resettlement plan with respect to our livelihoods, traveling distance, education of children and their admissions in respective medium schools, destruction of our source of income, our social, economical network and infrastructure.

We say that there is ample of open space available in the nearby vicinity such as Premier colony area, New Mill Area, Swadeshi Mill area, Bandra-Kurla Complex area and being the nearest open space available, we firmly believe that it is a great failure on the part of state government as well as of the World Bank that no proper space was allocated in these areas for our convenient and suitable relocation. Due to negligence by the Bank in disclosure of information and denial of our rights to participation and consultation, we were not able to put forth our such suggestions in the interest of affected public at large to resettle us in the nearby area in accordance with the criteria of the state government to rehabilitate PAP's to the nearest possible open plots of land..

Thus, we firmly believe that the action/ omission in this regard are the responsibility of the Bank.

8. We have already informed to the Government of Maharashtra as well as Union Government of India including their instrumentalities through various written letters about our grievances and violation of Bank policies. We have also put our views and suggestions regarding our suitable and convenient relocation in the nearby area to resolve the various problems. However, no response has been obtained from any authority till date.
9. We say that we have already complained to the World Bank's New Delhi office stating our grievances and the violation and omission by the World Bank following its policies. But, in response, Mr. A.K. Swaminathan failed to provide us any satisfactory reply that how and in what manner the policies of World Bank have been followed.
10. We have also informed to the World Bank about the poor condition of the public information centre opened at the instance of World Bank. Whenever we visited it we always found it vacant with no attendant present to provide any sort of information

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We therefore believe that the above actions/ omissions, which are contrary to the above policies or procedures, have materially and adversely affected our rights/ interests and request the Inspection Panel to recommend to the Bank's Board of Executive Directors that an investigation of these matters be carried out in order to resolve the problem.

As advised in your operating procedures, this Request for Inspection is brief. We can provide you with more particulars.

Thanking You,
Yours truly,

Place : Mumbai

Date : 22-06-2004

1. Siyaram G. Maurya, Contact No.- 022-2503 90 70
(President- Hanuman Welfare Society)

S. Maurya

2. Raj Bahadur R. Pal, Contact No.-09869 111 948,
(Secretary- Hanuman Welfare Society)

R. Pal

3. Ambkeshwar J. Pandey
(President- Jai Hanuman Rahiwasi Sewa Sangh)

A. J. Pandey
Rahiwasi Sewa Sangh

4. Rattilal T. Gupta, Contact No.-022-2503 85 96
(Secretary- Jai Hanuman Rahiwasi Sewa Sangh)

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5. Dwarika Prasad S. Yadav, Contact No.-022-2503 51 24
(Secretary- Gazi Nagar Sudhar Samiti)

D. Prasad S. Yadav

Attachments :

- 1) Signature, address of the local affected peoples
- 2) Letter given to MMRDA seeking information

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- 3) Various letters written to Government suggesting various options regarding our convenient relocation.
- 4) Letters of our above named three associations to World Bank, New Delhi, to inform regarding our grievances.
- 5) Reply of the World Bank
- 6) Letter from MMRDA for hearing/meeting as per direction of World Bank
- 7) Minutes of hearing/meeting.
- 8) Poor condition of public information centre opened at the instance of the World Bank

We authorize you to make this Request public.:

[Yes]

[No]