AWARD NO. 12/86-9

NAME OF THE VILLAGE	:	TILANGPUR KOTLA
NATURE OF ACQUISITION	:	PERMANENT
PURPOSE OF ACQUISITION	:	CONSTRUCTION OF EFFLUENT IRRIGATION SYSTEM.

These are the proceedings for the determination of compensation u/s 11 of the Land Acquisition Act, 1894. The land measuring 09 biswas situated in village Tilangpur Kotla was notified u/s 4,6 and 17 of the L.A. Act vide notification No.F.7 (10)/83-L&B/21 dated 10.5.85 respectively for a public purpose namely construction of Effluent Irrigation System. In pursuance of the said notification, notices u/s 9 & 10 of the L.A. Act were issued to all the persons interested to file their respective clai in the land now under acquisition. The claims filed by them are discussed under the heading 'Claims'.

TRUE & CORRECT AREA

The area notified u/s 4,6 and 17 of the L.A. Act is 09 biswas and the same was found correct on the spot as measured and marked by revenue field staff. The details of Kh.Nos. and area is given below:-

Kh.No.	Area	Kind of land
11//5/2/1	0-09	Chahi

CLAIMS

Though the notices u/s 9 & 10 of the L.A. Act, 1894 were issued ~~to~~ and served on the persons interested but no one has filed his claim.

MARKET VALUE

The market value of the land under acquisition is to be determined in view of the advantages and potentialities attached to the land and with reference to the price prevailing at the time of notification u/s 4 of the Land Acquisition Act.

The interested person has not filed any evidence in support of his claim in response to notices u/s 9 & 10 of the L.A. Act. The fieldstaff was directed to consult the 0-4 register and the

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following sales were reported from 80-81 to 83-84.

Q)-4 No.	File No. & date	Area	Amount	Average
33	368/81-82 20-11-81	14-10	Rs.45000/-	Rs.3104/-
4	650 NT/P/82-83 18.3.83	14.10	Rs.45000/-	Rs.3104/-
6	630 NT/P/83-84 18.2.84	1-02	Rs.22000/-	Rs.20000/-

In the year 1983-84 an area of 1 bigha 02 biswas was sold for Rs.22000/-. Since it is a matter of common knowledge that smaller plots fetch higher price, the purchaser seems to have paid higher price than prevalent market price. During the year 82-83, an area measuring 14 bighas 10 biswas was sold for Rs.45000/- i.e. at Rs.3104/- per bigha. Similarly, during the year 81-82 also, an area of 14 bighas 10 biswas was sold for Rs.45000/- i.e. at Rs.3104/-per bigha. I am, therefore, of the opinion that sale during the year 82-83 at Rs.3104/- per bigha indicates the true picture of prices in the area. But there is a gap of about 2 years from the date of sale to the material date and considering that there is a rising trend in the prices of the land, after adding interest @ 9%, the price works out to Rs.3662/- or say Rs.3700/-per bigha. Accordingly I determine the market value in the instant case at Rs.3700/- per bigha.

CROPS

At the time of taking over possession of the land now under acquisition, there were crops. Hence the persons interested are entitled for a compensation of damage of crops @ Rs.500/- per bigha of their crops. The details are as under:-

Kh.No.	Area	Kind of crop
11/5/2/1	0-09	Wheat

OTHER COMPENSATION

There are no trees well or structure on the land now under acquisition. Hence the persons interested are not entitled for any compensation on this account.

SOLATIUM

30% solatium will be paid on account of compulsory nature of acquisition on the market value of the land.

ADDITIONAL COMPENSATION

The persons interested are entitled for an additional compensation calculated @ 12% per annum on the market value of the land from the date of notification u/s 4 i.e. 10.5.85 till the date of possession i.e. 10.2.86.

INTEREST

The possession of the land was taken over on 10.2.86 and handed over to Acquiring Deptt. on the same day. Hence the persons interested are entitled to the interest u/s 34 of the L.A. Act from the date of possession till the announcement of the award @ 9% p.a. for the first year and thereafter @ 15% p.a. for the subsequent period.

APPORTIONMENT

The payment of the compensation will be made according to the latest entries in the revenue record of the land now under acquisition. In case of any dispute, the matter will be referred to the court of A.D.J. Delhi for adjudication u/s 30-31 of the L.A. Act.

LAND REVENUE

The land is assessed to the land revenue at Rs.1.99 and the same will be deducted from the Khalsa roll of the village from the date of possession.

SUMMARY

Compensation for land measuring 09 biswas @ Rs.3700/- per bigha	Rs.1665.00
Solatium 30%	Rs. 499.50
	Rs.2164.50
Compensation for wheat crop of 09biswas @ Rs.500/- per bigha.	Rs. 225-00
Additional amount @ 12% on Rs.1665/- from 10.5.85 to 10.2.86 (276 days).	Rs. 151.08
Interest u/s 34 from 11.2.86 to 21.7.86 i.e. for 160 days @ 9% on Rs.2164.50.	Rs. 85.39
Total	Rs.2625.97
Already tendered	Rs.1501.64
Net payable	Rs.1124.33

(Rupees One Thousand One hundred Twenty Four and paise Thirty Three only)

(R.S. YADAV)
LAND ACQUISITION COLLECTOR(PN):DELHI.

DM LA, Approved
Secy (Rev) 6/8

Announced in open Court
21/7/86.

कार्यवाही कब्जा ग्राम लिवाणा पट्टी मौजा तहसील महेश्वर
जिला [illegible]।

10/2/86

आज बराए कार्यवाही कब्जा बइंतजा श्री एस.के. नायब तहसीलदार श्री तेजराम कानूनगो और श्री ताराचंद पटवारी हल्का मौके पर आ मुकीम हुए। प्रोग्राम महकमा एक्वायरिंग की ओर से श्री पुरुषोत्तम सहायक अभियन्ता मौके पर हाजिर मिले और ग्राम वासियान कि ओर से कोई हाजिर नहीं हुआ। मौके पर नं. खसरा 11 रकबा तादादी [illegible] किल्ला का कब्जा बाकायदा हासिल करके श्री पुरुषोत्तम सहायक अभियन्ता को दिया गया। मौके पर नं. खसरा मजकूर पर [illegible] कोई हुई है उसका कब्जा भी हासिल करके दिया गया। मौके पर कब्जे के समय अलावा पैमायश करके व चारों तरफ घूमा। फिर भी [illegible] लगाई गई। [illegible] पैदावार का [illegible] नहीं था। कब्जा मौके पर [illegible] किया गया है। मौके पर किसी किस्म के कोई मजाहमत पेश नहीं आई। [illegible] तहसीलदार [illegible] मौके पर श्री [illegible] L.A. [illegible] की गई है। पटवारी हल्का [illegible] मौके पर हाजिर नहीं मिला। इसलिए एक नकल बराए अमल दरामद कागजात माल तहसीलदार महेश्वर [illegible] को भेजी गई। कार्यवाही कब्जा पूरी हो चुकी है।

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