

AWARD NO. 13/36-87

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

These are the proceedings for determination of compensation u/s 11 of the L.A. Act, 1894. The land measuring 3 bighas 07 biswas situated in village Tilangpur Kotla was notified u/s 4, 6 and 17 of the L.A. Act vide notification No. F.7(5)/81-L&B(1)(2)(3) dated 4.11.81 respectively for a public purpose namely Construction of Effluent Irrigation System. In pursuance of the aforesaid notification, notices u/s 9 & 10 were issued to all the persons interested to file their claims in the land 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 3 bighas 07 biswas and the same was found correct on the spot as measured & marked by revenue field staff. The details of Kh.Nos. ^{and} area is given below:-

Kh.No.	Area	Kind of land	Kh.No.	Area	Kind of land
3//2/1	0-08	Chahi	3//24/1	0-14	Chahi
8/1	0-14	-do-	11//5/1	0-05	-do-
13/1	0-13	-do-		0-19	
17/1	0-13	-do-	Grand total	3-07	
	2-08				

CLAIMS

The following persons have filed their claims in response to notices issued u/s 9 & 10 of the L.A. Act, 1894.

S.No.	Name of claimant	Kh.No.	Claims	Remarks
1.	Sh. Dharam Singh	3//2	Rs. 20000/- per bigha. 30% solatium & 12% interest	1. Sale deed No. 1031 dt. 24.2.79. 2. Copy of judgment LAC No. 222/73 Tilangpur Kotla.

....2....

NET VALUE

The market value of the land under acquisition is to be determined after keeping in view 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 filed claim @ Rs.20000/- per bigha in deed No.1031 dated 24.2.79 and a photo copy of which has also filed a photo copy of judgment LAC No.222/73. A perusal of the sale deed shows that one bigha of land was sold for Rs.12000/- during Feb.1979. It is a matter of common knowledge that all plots fetch higher prices and the purchaser might have paid more price than the prevailing prices in the area. Hence the sale deed is not being relied upon.

The judgment No.222/73 as quoted by the interested person pertains to the material date 15.3.72 i.e. about 9 years prior to the material date in the instant case and hence the same is not being considered. The field staff of this office has reported that during the year 1980-81 sale deed No.3511 was executed on 6.7.81 when an area of 14 bighas 10 biswas was sold for Rs.45000/- i.e. Rs.3100/- per bigha approximately. The material date in the instant case is 4.11.81 i.e. about 4 months after the sale deed. If interest @ 9% is added for the period from the date of sale deed to the material date, sale price works out to Rs.3197/- or say Rs.3200/- per bigha. Hence reliance has been placed on this sale deed because a substantial area has been sold and also the sale has been executed quite close to the material date. I accordingly determine the market value in the instant case @ Rs.3200/- per bigha.

CROPS

At the time of taking over possession of the land now under acquisition, there were crops standing on the land. The details are as under:-

<u>Kh.No.</u>	<u>Area</u>	<u>Kind of crop</u>
3//2/1	0-08	Wheat
8/1	0-14	-do-
13/1	0-13	-do-
17/1	0-12	-do-
24/1	0-14	-do-
11/5/1	0-05	-do-
	<u>3-07</u>	

I assess Rs. 500/- per bigha for the damage of crops.

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.

SOLATUM

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

ADDITIONAL COMPENSATION

The persons interested are further entitled to an additional compensation calculated @ 12% p.a. on the market value of the land from the date of notification u/s 4 of the L.A. Act i.e. 4.11.81 to the date of possession i.e. 18.12.85.

INTEREST

The possession of the land now under acquisition has already been taken over and handed over to the Acquiring Deptt. on 18.12.85. Therefore, the persons interested are entitled to the interest u/s 34 of L.A. Act from the date of possession till the announcement of award @ 9% p.a. for the first year and thereafter @ 15% p.a. for the subsequent period.

APPORTIONMENT

The payment of compensation will be made according to the latest entries in the revenue record. In case of any dispute the matter will be sent to the court of Additional District Judge, Delhi u/s 30-31 of the L.A. Act for adjudication.

LAND REVENUE

The land is assessed to land revenue to Rs. 4.02 and the same will be deducted from the Khalsa Roll of the village from the date of possession.

SUMMARY OF THE AWARD

1. Compensation for land measuring 3 bighas 07 biswas @ Rs.3200/- per bigha.	Rs.10,720.00
2- 30% solatium	Rs. 3,216.00
	Rs.13,936.00
3. Compensation for wheat crops for 3 bighas 17 biswas @ Rs.500/- per bigha.	Rs. 1,675.00
4. Additional compensation @ 12% p.a. on the market value of the land from 4.11.81 to 18.12.85 i.e. 4 years 45 days .	Rs. 5,304.20
5. Interest u/s 34 @ 9% p.a. from 19.12.85 to 21.7.86 i.e. 215 days.	Rs. 738.80
Total	Rs.21,654.00
Already tendered	Rs. 8,040.00
Net payable	Rs.13,614.00

(Rupees Thirteen Thousand Six Hundred Fourteen only)

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

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[Signature]
Announced in open Court
23/1/86
L.A.C. (PN)

DELHI ADMINISTRATION DELHI

NOTIFICATION

Dated the 4th Nov. 1981

F 7(5)/81-L&B(1) :- Whereas it appears to the Governor, Delhi that the land is likely to be required be taken by Government at the Public Expense for a public purpose, namely, for Construction of Effluent Discharge System, it is hereby notified that the land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of Section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid Section, the Lt. Governor is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

The Lt. Governor being of the opinion that the provisions of sub-section (1) of section 17 of the said act are applicable to this land is further pleased under sub-section 4 of the section, to direct that the provisions of section 5-A shall not apply.

SPECIFICATION

Sl. No.	Name of the Village	Total Area		Field Nos or Boundaries		
		Big.	Bis	Rect. No.	Kh. No.	Area Big. Bis
	Tilang Pur Kotla	3	07	3	2 Min	0-0

- 2 -

3	8 Min	0 - 14
	13 Min	0 - 13
	17 Min	0 - 13
	24 Min	0 - 14
11	5 Min	0 - 05

By Order.

Sd/-

(BANSI DHARA)
JOINT SECRETARY
DELHI ADMINISTRATION

भायवाही कछुआ ग्राम विभाग पुरकारला लंडन में
मंडरीन की (इन्फो)

18/12/55

अजि खराय कछुआ भायवाही कछुआ बहमरा भी एक के
खर N.T भी वेकेशन कानुनगत भी भी राधाक शान
पदवारी L.A माय चाल बजाविल प्रोगाम मद्रकमा
एखापरिम को भी है भी पूरा मला सहायक
आमिपन्ना , भी अमिपन्ना (J.E) व भी भी वारा
पदवारी माय चाल इजिरे मिले और अमिपन्ना
कि और ले भी लाल चन्द व चालरी वामि 195
माय चाल इजिरे मिले उत सवकी माय 4 माय न

मन्तराज खराय 3
21/10 1 8/10 13/10 17/10 24/10
0-8 0-14 0-13 0-13 0-14

II
5/10 3-7 मा कछुआ वामि हाथिक माय
हवाली भी पूरा मला सहायक आमिपन्ना , माय वामि
(J.E) को दिया गया । न. खराय मजदुराज न माय
चाल माला कोइ दुई है उतका माला भी हाथिक कोइ
दिया गया । कोइ चाल इजिरे मिले अमिपन्ना पामपश
कोइ वं चाली खराय पुता मिरा को बुजीमालखरा
वामि माय 10 हाथिक वामि मद्रकमा लखमीला
पदवारी को अलाग है वामका लमादी जोइगी कछुआ माय
मा लखमीला वामि को है दिया गया है माय चाल वामि
माला कछुआ भायवाही माला फिले को कोइ मजदुराज वामि 195
मुजारी व मुजदुराज कछुआ लखमीला कछुआ माय चाल माय वामि
साम मजदुराज L.A व अमिपन्ना बुलाविक करा दीगर है ।

(P.T.O)

12/12/85 को एक-एक करके करवाया गया
 दोनो गरीबों को एक नकल और अमलदारा
 को एक नकल सहित नहरवाली मिडिया की जगह
 कार्यवाही करवा प्ररी हो चुकी है।

Lalchand
 18/12/85

M. S. Singh
 18/12/85

T. S. Singh
 18/12/85

D. V. Singh
 18/12/85

Dharam Singh
 18.12.1985

P. S. Singh
 18-12-85
 A. S. Singh

Dharam Singh
 18/12/85

M. S. Singh
 18/12/85
 M. S. Singh

अमलदारा
 18/12/85

H. S. Singh

M. S. Singh
 18/12/85
 M. S. Singh

T. S. Singh

P. S. Singh
 18-12-85
 A. S. Singh
 M. S. Singh