

AWARD NO. 125/86-87 19/9/86

NAME OF VILLAGE : TILANGPUR KOTLA

NATURE OF ACQUISITION: PERMANENT

PURPOSE OF ACQUISITION: INCREASING CAPACITY OF NAJAFGARH DRAIN  
FROM CH HAWLA BRIDGE TO BASAI DARAPUR  
BRIDGE.

These are proceedings for determination of compensation u/s 11 of the Land Acquisition Act, 1894. The land measuring 10 biswas situated in village Tilangpur Kotla was notified u/s 4 of the L.A. Act vide notification No.F.7(73)/78-L&B(4) dated 30.5.1979 and u/s 6 vide notification No.F.7(73)/78-L&B dated 22.7.1981 for a public purpose namely for Increasing the Capacity of Najagarh Drain.

In pursuance of the aforesaid notification, notices u/s 9 & 10 of the Land Acquisition Act were issued to all the interested persons in the land and the claims filed by them are discussed hereafter under the heading 'Compensation Claims'.

#### TRUE AND CORRECT AREA

The land was got measured by the Land Acquisition field staff on the spot and was found 10 biswas.

#### CLASSIFICATION OF LAND

The details of Khasra Nos., area and kind of land is as under:-

<u>Kh.No.</u>	<u>Area</u>	<u>Kind of land</u>
11/17/1	0-02	Chahi Well
12/20/1min	0-04	-do-
9/15min	0-04	-do-
<u>0-30</u>		

#### COMPENSATION CLAIMS

The following interested persons have filed their claims for compensation in response to the notices issued u/s 9 & 10 of the L.A. Act:-

S.No. Name of the claimant Kh.No. Compensation claimed

1. Sh.Lal Chand, Bahadur Singh and Bhagwan Singh Lal r/o Vill.Tilangpur Kotla. 9/15min Have claimed compensation for pucca well & land for a well.

Sh. Gopi S/o Ram Nath, 11/1/1 Have claimed compensation for well Rs. 25,000/- plus  
 " Banwari S/o Shiv Kishan, 15% soletium and other  
 " Dalip Singh S/o Shiv Kishan, interest.  
 " Tej Ram S/o Ratti Ram;  
 " Risal S/o Jeet Ram,  
 " Bhoop Singh S/o Nand Ram,  
 " Chatter Singh S/o Sis Ram,  
 " Mangey Ram S/o Kishan Lal,  
 " Ram Pat S/o Siri Lal  
 all R/o village Tilangpur Kotla.

Sh. Bhim Singh, Mukhtiar Singh,  
 Hoshiar Singh and Kanhiya Ss/o  
 Surjiall R/o village Tilangpur  
 Kotla.

12/20/1min,  
 Have claimed compensation  
 for land Rs. 16,000/- per  
 bigha, for well Rs. 16,000/-  
 for tubewell room Rs. 5,000/-  
 and for pucca drain and  
 water storage tank Rs. 1,500/-.

#### Market Value:-

The market value of the land under acquisition has to be assessed after keeping in view the advantages and potentialities attached to the land. The other important factors as contemplated under section 23 of the L.A. Act, 1894 which guides the land acquisition Collector in assessing the amount of compensation that is the market value of the land at the date of publication of notification u/s 4 of the L.A. Act. In the present case the date of notification u/s 4 is 30.5.79 the interested persons have claimed compensation ranging from Rs. 4,000/- per bigha to Rs. 16,000/- per bigha and Rs. 16,000/- to Rs. 25,000/- for wells. but no documentary evidence have been filed in support of their claims. Hence no reliance is being placed on their claims. Record of the Land Acquisition was consulted and it was seen that an award no. 88/80-81 has been announced in this village on 11.12.80 wherein the market value has been fixed @ Rs. 1,800/- per bigha. The date of notification in this award was the same as in the present case i.e. 30.5.79. Since the situation and quality of the land in the present case is the same as that of the land acquired vide award no. 88/80-81. as such I determine the same market value @ Rs. 1,800/- per bigha as on 30.5.79 in the present case also.

contd....

Compensation:-

There are wells on the land now under acquisition and as such persons interested are entitled for a reasonable compensation same. The details of wells is given below:-

No.	No. of wells
-----	--------------

1	One
---	-----

2	One
---	-----

3	One
---	-----

Keeping in view the condition of the wells I determined the compensation @ Rs. 2,500/- per well.

Solatium @ 30%

30% solatium will be paid on account of compulsory nature of acquisition.

Interest

The possession of land/wells havenot yet been taken over and handed over. The interest of possession will not be paid.

Additional Compensation:-

The persons interested are further entitled for 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. 30.5.79 till the announcement of the Award.

Apportionment:

The compensation will be paid according to the latest entries in the revenue record. In case of dispute the matter will be referred to the court of A.D.J. Delhi u/s 30-31 of the L.A. Act.

Land Revenue:

The land is assessed to the land revenue at Rs. which will be deducted from the rent roll of the village from the date of taking over possession of the land now under acquisition.

Summary:

Compensation for the land measuring 10 biswas @ Rs. 1,800/- per bigha

Rs. 900/-

Compensation for three wells @ Rs. 2,500/- each

Rs. 7,500/-

8,400/-

30% Solatium

Rs. 2,520/-

38

ational Compensation  
% p.a. on Rs. 900/-  
30.5.79 to 10.9.86  
7years 105days

Rs. 787-07

Total

Rs.11,707-07

(Rupees Eleven thousand Seven hundred Seven  
and Paisa Seven only)

( R. S. Yadav )

Land Acquisition Collector (PN)

DM/DC

*519*

APPROVED

SECRETARY (GENERAL)

None present  
Announced in open court 18/9/86  
notices up to 12/9/86  
*h. j. j. j.*  
19/9/86  
L.A.C. (PN)

\* NOTIFICATION \*

DATE: 22nd July, 1981.

NO. F.7(73)/78-LAB :- Whereas the Lt. Governor, Punjab is satisfied that the land is required to be taken by Government at the Public Expense for a public purpose, namely, for increasing the Capacity of Rajahmundry Train from Chitavla Bridge to Basal Bharpur Bridge, it is hereby declared that the land described in the Schedule below is required for the above purposes.

This Declaration is made under the provision of section 6 of the Land Acquisition Act, 1894 to all whom it may concern and under the provisions of Section 7 of the said Act, the Collector of Punjab is hereby directed to take order for the acquisition of the said land.

This Declaration is made with reference to this Administration Notification No. F.7(73)/78-LAB(4) dated 30.6.78 issued under sub-section (1) of Section 4 of the aforesaid Act and published in Part IV of Punjab Extraordinary Gazette dated 30.5.1978.

A plan of the land may be inspected at the office of the Collector of Punjab.

\* SCHEDULE \*

S.No.	Name of Village	Total Area	Field Nos. or Boundaries.		
			Rect. No.	Killa No.	Area
1.	Kilangpur Kotia	0-10	9	15min	0-04
			11	17/1	0-02
			12	20/1min	0-04
2.	Baprola	1-10	34	6/2	0-03
			35	8 min	0-01
				15/3	0-04
				14/1min	0-01
				17 min	0-04
			41	3 min	0-04
				9/3	0-04
			42	13/2	0-05
3.	Bangli Sakra wati	0-08	66	11/2	0-04
			13	28	0-04
				29	0-04
4.	Bailpur Baprola	4-12	45	23/1/1	1-10
				24/1/1	2-12
				24/2	0-04
			50	15/1	0-04
			51	1/1	0-02
5.	K. Krola	6-02	10	11min	1-11
				12 min	0-07
				19/1min	0-07
				20 min	1-12
			21	23 min	0-04
			37	13 min	0-02
			69	5 min	0-04
				16/2	0-07
				20/2	0-05
				23/2	0-05

Kakrol		89	19 min	0-04
		102	11 min	0-04
		106	12 min	0-04
			13 min	0-04
		107	11 1/2 min	0-04
		108	3 min	0-04
Miloth	-14	36	✓ 12/2 ✓	0-03
			✓ 23 min ✓	0-04
		39	✓ 10/1 ✓	0-12
			✓ 11/1 ✓	0-07
		41	✓ 16/1 min ✓	0-04
		42	✓ 9/2 min ✓	0-04
		46	✓ 25/2 min ✓	0-04
		47	✓ 17/2 min ✓	0-04
		48	✓ 3 min ✓	0-04
			✓ 8 min	0-04
			✓ 23 min ✓	0-04
Chuliras	0-07	47	26	0-07
Mangloi Laya.	1-03		256	1-03

34/-  
(BANK OF INDIA)  
J-1000 (BANK OF INDIA)  
BANK OF INDIA : 1000.

Attested to be true copy.

86  
197