

Award No. : 1794(Supplementary)
 Name of village : Tehar.
 Nature of acquisition : Permanent.
 Purpose of acquisition: Plan development of Delhi

A W A R D:

Through notification No.F.4(106)/63-L&H dated 30.12.6
 u/s 6 an area measuring 830 bighas 6 biswas was notified
 for acquisition. Out of it, an area measuring 654 bighas
 12 biswas comprised of khasras numbers mentioned below wa
 acquired through award No.1794:

1827, 1829, 1830, 1831, ■■■, 1832, 1937, 1936, 1938/2,
 1940, 1941, 1942, 1871, 1872/2, 1874, 1858/2, 1859, 1860,
 1861, 1862, 1815/2, 1816/2, 1854/2, 1856/2, 1857/2, 1811,
 1813/1 min. 1814, 1873/2, 1882, 1883, 1884, 1885, 1886,
 1887, 1888, 1889, 1890, 1891, 1892, 1893, 1894, 1895, 1896,
 1897, 1898, 1899, 1900, 1901, 1801, 1802, 1803, 1804, 1805,
 1960, 1961, 1962, 1963, 1964, 1928, 1929, 1943, 1944, 1945
 1947, 1948, 1949, 1950, 1958, 1957, 1959, 1806, 1807, 1808,
 1809, 1810, 1863, 1864, 1865, 1866, 1867, 1868, 1869, 1870,
 1875, 1876, 1877, 1878, 1879, 1880, 1881, 1902, 1934, 1935,
 1932, 1933, 1927, 1916/2, 1903, 1915, 1930, 1931, 1946, 191
 1939/2, 1800, 573/1, 574/4, 578, 579, 580, 583, 586, 587
 588, 591, 593, 592, 1533, 1638, 1633, 1641, 1817/2, 1840
 1968, 1969.

Then a supplementary award was made of 17 bighas 6 biswa
 comprising of khasra numbers 1921/1, 1922/1, 1982 and 19

The following khasra numbers were left out of the
 original and supplementary award No.1794 because there wer
 structures:

1838, 1841, 1559, 1916/1, 1857/1, 1858/1, 616/2, 1632, 18
 1821/3, 1824/2, 1825/2, 1826/2, 1904, 1905, 1906, 1907, 1
 1909, 1910, 1911, 1912, 1913, 1914, 1917, 1920, 1923, 192
 1925, 1926/1, 1926/2, 1984 min., 1985 min. 574/1, 1813/1 min, 181
 1873/1, 1922/2, 1921/2, 1903/2, 1054/1, 1056/1.
 Khasra No.581 stands in the name of the Custodian

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as per list furnished by the office of the Chief Settlement Commissioner. The Land & Building department is being requested to take it by book transfer.

Out of the khasra numbers mentioned above, the Land & Building department immediately require khasra Nos. 1838, 1841, 1559, 1916/1, 1857/1 and 1858/1. So, notices u/s 9 & 10 were issued to the persons interested. The owner of khasra Nos. 1857/1 and 1858/1 submitted an application saying that acquisition of these khasras numbers was a contravention of section 49 of the Land Acquisition Act. [REDACTED]. The Land and Building department has been addressed. No sooner the clarification is received necessary action will be taken. Thus, through this supplementary award the following khasra numbers are being acquired:

Khasra Nos. 1838, 1841, 1559 and 1916/1.

Ownership:

The details of ownership, tenancy, area and kind of soil are as follows :

S.No.	Name of owner	Name of occupant	Kh.No.	Area	Kind of soil.
1.	Shamlat Deh Hasbe-Rasad Raqba Khewat 71.	Risal etc. Non occupancy tenant.	1838	1610	G.M.Johar
2.	-do-	Chamaran	1841	2-13	G.M.Hadwari.
3.		Sarup Lal, Har Narain, Maghesuddin share holders in equal shares.	1559	1-17	G.M.Pits.
4.	Sham Gopal s/o Sarup Lal.	-	1916/1	0-02	Chahi.
				21-02	

Compensation claims:

The following persons have filed claims:

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<u>S.No.</u>	<u>Name of claimant</u>	<u>Kh.No.</u>	<u>Compensation claimed</u>
1.	Mst. Pehlado etc. wd/o Risal.	1559, 1841, 1838.	They have stated that Shri Risal had died and he was a non-occupancy tenant. They were his heirs and were entitled to 81/100th share. They have claimed compensation at the rate of Rs.100/- per sq yd.
2.	Dewan Sarup Lal s/o Hari Ram.	1821/3, 1857/1, 1858/1.	Not under acquisition.
3.	Sham Gopal s/o Sarup Lal.	1916	He has claimed Rs.50/- per yd. plus 15% solatium and interest u/s 4(3). He has also claimed Rs.10,000/- for structures (there is no structure on it).

Market Value:

This is a supplementary award arising out of award No.1794. In award No.1794, the Land Acquisition Collector divided the land into three blocks and awarded for block 'A' Rs.3,500/- for block 'B' Rs.3,000/- and block 'C' Rs.500/-. The ADJ enhanced the compensation of block 'A' and 'B' to Rs.9/- per sq. yd. The land under acquisition except khasra No.1838 if it had been acquired in the said award, would have been placed in block 'A'. As such, the rate determined by the ADJ in LA case No.196/66 is acceptable to me as the true market price of the khasra Nos.1841, 1559, 1916/1 under acquisition on 13-11-1959. This will constitute Block 'A'. The Block 'B' will comprise of khasra No.1838 which is a Johar. The Block 'C' of the original award also comprised of khasra numbers having johar. There is no judicial judgment in respect of Block 'C'. As such, the rate allowed by the LAC in the original award No.1794 still stands. I, therefore, award Rs.9,000/- per bigha kham for Block 'A' and Rs.500/- per bigha kham for Block 'B'.

Structures:

Shri Sham Gopal has claimed compensation for structure in khasra No.1916. There is no structure on the spot. (There is however, a structure in khasra No.1972 belonging to the

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claimant.) So, no compensation has been allowed for the structure.

Trees:

In khasra No.1838 there are eleven peepal trees which weigh about 550 qtls. I award Rs.1650/- at the rate of Rs.3/- per quintal.

Wells:

- Nil -

15% solatium:

15% solatium is payable over and above the market value for the land.

Interest:

The possession of the land under acquisition has not been taken over as yet. The interested persons are not, therefore, entitled to interest u/s 28 of the Land Acquisition Act. However, interest is payable at the rate of 6% u/s 403) of the Land Acquisition (Amendment & Validation) Act, 1967 from 13.11.1962 to 31.10.1972.

Land Revenue:

The land under acquisition is assessed at Rs.0.03P as land revenue which will be deducted from the Rent Roll of the village from the date of taking over possession of land. The aforesaid land will vest absolutely in the free from all encumbrances.

Apportionment:

The compensation of the land under acquisition not claimed by the bhumidhars and also non-occupancy tenant such, the compensation will be kept in dispute.

Summary:

The award is summarised as under:

Compensation for 4 bighas 12 biswas of land under Block 'A' @ Rs.9000/- per bigha kham. = Rs.41,400.00

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Compensation for 16 bighas 10 biswas of land under Block 'B' @ Rs.500/- per bigha kham.	=	Rs.8,250.00
Compensation for trees	=	Rs.1,650.00
15% solatium on account of compulsory acquisition charges.	=	Rs.7,695.00
Interest u/s 4(3) of the Land Acquisition (Amendment & Validation) Act, 1967 from 13.11.1962 to 7.3.1973 (10 years 115 days).	=	Rs.31,749.76
G. Total:	=	Rs.90,744.76

(Rupees ninety thousand seven hundred forty-four & paise seventy six only).

Sham Karan
(Sham Karan)
Land Acquisition Collector(P)
Delhi.

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Announced and filed
7.3.73.

re

32, 1818

.907, 190

23, 1924

8/3/1973

the Custodian

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