Capen 262

Name of the village: Nature of acquisition:

Bamnoli. Permanent.

### Introduction:

The land situated in the estate of village Bamnoli measuring 52 bighas and 13 biswas along with the land other villages is required by the Government at the public expense for a public purpose, namely for the widening of the Najafgrah Drain in the reach between Chhawla Bridge to Kakraula Regulator. A notification under section 4 of the Land Acquisition Act Wa made vide the notification No.F.15(44)/66-L&H(i) dated 27.52 The provisions of section 5-A for haring and inviting the objections from the interested persons were dispensed wi) and section 17 was applied for taking possession of the land under acquisition vide the notification No.F.15(44)/66tion dated 27.5.1967. Simultaneously a declaration ung. 15(44)/ 66-L&H(ii) dated 27.5.1967. A notice una section 9(1) and was given due publicity and notices ander section 9(3) and 10(1) of the Land Acquisition Act were served upon the interested persons. Almost all the interested persons have responded to the notices given to, them. -TURSHIP! 6 of the Ta

'MEASUREMENT & OWN.

According to the notification under section

Act the total area to be acquired is 52 bighas and 13 biswas. From further verification made on the spot under section 8 of the L.A.Act the area under acquisition was found to be 52 bight 17 biswas. The difference of 4 biswas was due to actual measurement at the site. I, therefore, hold the area under acquisition to be true at 52 bighas 17 biswas, the details of which according to the revenue record is as given below:-Kind of 1

Sl.No. Name of the Bhumidar(s) Khasra No. Area.

1. Rampat, Ramphalss/o 3/1 3 - 07
Sabha Ram. 4/1. 0 - 01 Irrigated. -do-

<sup>11/1.</sup> Irrigated. 2. Shanker, Lakhi ss/o Nanak 4 - 01 2/3 share, Risal Singh, Rama
Nand, Ran Singh, Daya Chand,
Subash Chander, Kaptain Singh,
Bir Singh, Rai Singh ss/o
Dalip Singh -1/3 shares. ...2

3. Gansham s/o Bhagat Ram.	12.	2 - 18 1 - 12	Unirrigated -do-
4. Mehr Singh, Khazan Singh Raj Karan, Zille Singh, ss/o Jug Lal.	1, 15/1. min.	2 - 00	Unirrigated
5. Chandagi s/o Data Ram.	15/1 m	in.2 - 00	Unirrigated.
2	14/1.	0 - 01	Irrigated.
6. Shmt.GiRori wd/o Mange Ram, Hoshiar Singh, Sardar Singh, Malkhan	16.	2 - 19	wIrrigated.
Singh ss/o Mehru; Ved Prakash s/o Charan Singh in equal shares.	24/1.	1 - 10	Unirrigated.
7. Mam Chand s/o Lachhu.	2/1.	2 -16	Irrigated.
8. Amar Singh, Gian Singh, Karan, Same Singh, Sukhb Singh ss/o Nane.	18. ir	3 - 14	Vacant.
Asami Yashwant Singh, Pratap Singh, Vishan Sin		7 - 00	-do-
ss/o Dhan Singh, of khas No.17/1.	17/1.	-2 - 16 13 - 10	-do-
9. Umrao Singh, Siri Ram,			
Tota, ss/o Surja; Ram Prashad ad.s/o Harjas,		0 - 06	Irrigated.
Bhartoo s/o Net Ram; Raghubir Singh s/o		5 - 08	Vacant.
Kundan Lal, Bhot Ram s/o Nihal, Siri Chand, Bkanwa Lal, Sheo Chand, Dharam S ss/o Tilak Ram, Bhakhtawa s/o Nihal, Shmt. Phoolo	ari Singh ar	1 - 18	Vacant.
Wilhard Bhuru.			
10. Rai Singh, Arjan Singh, Surjan Singh, Karam Singh ss/o Har Gobind.	127/1.	4 - 03	Irrigated.
11. Kirpa Ram, Tara Chand, La Chand, Bhagwan Singh, Sur Singh ss/o Sukhan.	1 118/1 at	. 0 - 10	Irrigated.
12.Roof Chander, Jai Ram ss/c Fateh; Ratti Ram s/o	00/1	2 70	
Siri Ram.			
		0 - 02	vacant.
Total		3 - 18 52 - 17	
TOOT			

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## 'CLAIMS AND EVIDENCE'

The following claims have been filed by the claimants for compensation:

# Sl.No. Name of the claimant. | Compensation demanded.

- 1. Shanker, Lakhi ss/o Rs.5000/- per bigha for the land.
  Nanak; Risal, Rama Nand;
  Ran Singh, Daya Chand,
  Subash Chand, Kaptan Singh,
  Bhagwan Singh ss/o Dalip.
- 2. Shmt. Gindhori, Hushaire, Rs.5000/- per bigha for the land Sardare, Malkhan Singh and Ved Prakash.
- 3. Mir Singh, Inder singh ss/o Shiv Lal. Rs.5000/- per bigha.
- 4. Kirpa Ram, Tara Chand, Rs.40/- per sq.yd.
  Lal Chand, Bhagwan Singh,
  Sunder Singh ss/o Sukhan.
- 5. Mam Chand s/o Shimbu. Rs.40/- per sq.ydl
- 6. Gansham s/o Bhagat Ram. Rs.5000/- per bigha.
- 7. Chandagi s/o Data Ram, Rs.5000/- per bigha.
  Mehr Singh, Khazan Singh,
  Raj Karan, Zille Singh ss/o
  Shiv Lal.
- 8. Rup Chand, Jit Ram, ss/o Fateh
  Chand, Ratti Ram s/o Hari
  Ram. Rs.5000/- per bigha.
- 9. Amar Singh, Gian Singh, Rs.5000/- per bigha.
  Karan Singh, Shame Singh,
  Sukhbir Singh ss/o Nane.
  - 10. Rai Singh, Arjan Singh, Rs.5000/- per bigha. Surjan Singh, Karan Singh, ss/o Hargobind.
  - 11. Umrao, Siri Ram, Tota Rs:10/- per sq.yd. ss/o Surja, Ram Prashad,
    Bhartoo s/o Net Ram,
    Raghubir Singh s/o
    Kundan Lal, Bohat Ram s/o
    Nihal, Siri Chand, Banwari
    Lal, Sheo Chand, Dharam Singh ss/o Tilak Ram, Bakhtawar s/o
    Nihal, Shmt. Phoolo dt/o Nihal.
  - 12. Ram Pat, Ram Phal ss/o Subh Ram. Rs. 5000/- per bigha.

No evidence has been produced by the any of the above claimants in support of their claim for compensation. Hence the rates of compensation demanded by them are not sustainable. They are entitled for compensation as discussed under the head 'Market Value'.

## 'MARKET VALUE!

The land under acquisition which is in the form of strip adjoins parallel to the Najafgrah Drain streching from the Chhawala Bridge on the Bijwason to Najafgrah Road towards the boundaries of the villages Bamnoli, DhulScras and Chhawala. The abadi of the village Bamholi is situated at a distance of the east about four furlongs totwards/of the land underacquisition. It is a low lying area.

Only two sales transactions of village Bammoli are

under the mutation No.420, according to which the land measuring 14 bighas and one biswas was sold for a consideration of 8.7730/-, thus yielding an average of 8.550.20ps. per bigha. This mutation does not reveal the date of the sanction of the mutation or the date of the registration of the sale, with the result, that it is not clear as to to which particular year the above average relates. The second sale relates to the mutation No.428 according to which the area sold is shown as 22 bighas 18 biswas, but the sale consideration has not been recorded, with the result that the average rate cannot be worked out. Thus, both the above sales transactions cannot be relied upon for arriving at the market value of the land under acquisit as the relevant details are not complete.

to lay

Vide the award No.1126 the land bearing khasra No.551/1 measuring 16 biswas only was acquired for the whousing site for Hamijans in which the compensation at the rate of %.562/- per bigha was allowed by the Land Acquisition Collector. No reference under section 18 of the L.A.Act has however been filed, against the said award. The land acquired under the said award is just adjacent to the haddi of village Bamboli, whereas the land under acquisition is situated at a distance of ...5

the date of the notification under section 4 of the Land
Acquisition of the award No.1126 is 22.2.1960, whereas the
date of the notification under section 4 of the present
award Ho.27.5.1967. Thus considering these factors I allow
the rate of N.600/- per bigha for the land under acquisition
except-ing the khasra No.128(5-08) and 129/1 (1-18), total
measuring 7 bighas and 6 biswas which are better situated
as they abut on the Bijwasan Najafgrah Road and are very close
to the Chhawala Bridge, for which I consider the rate of
Ns.700/- per bigha to be a fair and reasonable market value and
I award accordingly.

## 'OTHER COMPENSATIONS'

There is neither any structure nor any tree or well on the land under acquisition, therefore, the question of assessment of compensation does not arise.

In addition to the value of the land the owners

are entitled for interest at 6% p.a. As stated above due to the application of section 17 the possession of the land under acquisition has been actually handed over to the Flood Control & Drainage Department, Division No.1 on 3.7.1967. Hence the interest is calculated w.e.f. 3.7.1967 to 20.9.1967, as the award is likely to be announced on 21.9.1967. Compensation for crops: On behalf of S/Shri Rai Singh, Arjan Singh, Surjan Singh and Karan Singh ss/o Ch. Hargobind Singh, the compensation for the crops was demanded. But it appears from the report of the Naib Tehsildar (LA) dated 3.7.1967 that while handing over possession of the land under acquisition, no cropx was standing on the land of the claimants. As such the question of loss of crops and assessment of compensation thereof does not arise. However, there was the sugar cane crop standing on the khasra No.14/1, measuring 1 biswas belonging to Shri Chandagi s/o Data Ram, for which the Naib Tehsildar (LA) has assessed the compensation of Ns. 20/- to which I agree and award accordingly.

softy

15% solatium for compulsory nature of acquisition: As provided under section 23(2) of the Land Acquisition Act the owners will also be paid 15% solatium for compulsory nature of acquisition.

## 'APPORTIONMENT'

The compensation will be paid according to the latest entries in the Revenue Record in presence of the interested parties, and in case of dispute it will be sent to the Additional District Judge, Delhi for disbursement.

## SUMMARY OF THE AWARD!

The second secon	Service to the servic
Compensation for the land measuring 45 bighas and 11 biswas @ Rs.600/- per bigha.	Rs.27,330.00
Compensation for the land measuring	Rs. 5,110.00
7 bighas and 6 biswas @ Rs.700/- per bigha.	Rs.32,440.00
Compensation for loss of crops.	Rs. 20.00
	N.32,460.00
15% on the above as solatium for compulsory acquisition darges.	Rs. 4,869.00
	Rs. 37, 329.00
Interest @ 6% p.a. from 3.7.1967 to 4.D.1967.	-Rs. 570.67
G.Total	Rs. 37,899.67

The land is assessed to a land revenue of %.13.58ps. which will be deducted from the revenue roll of Rabi, 1968.

> (Zal Nowsherwanji) Land Acquisition Collector(DS), DELHI/11.9.1967.

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Sh. Rulia Rein Kgof Sh. Rallam Singh Patuuri Please prepare the ragsha Muntazamin Statement A in Duplicate before het . 10.00 TO A DESCRIPTION OF Compensation for the land rescenting ? Wighton and 6 Disuse @ R.700/-00.01E.0 :# 00.000.00.00 59.60 Compensation for loss of order. 00.000,00.00 15% on the above on solution for compalation derives. NO. DAR . D. CO. 09. 30, 70. 11 Interest 9 65 p.c. from 3.7.1967 to 10.078 .57 70.003,70.4 ... Jeson. 9 and its remained back and became at best out while he had no common on your sound to the second of the China reside tento Checonico poldiebenes basi .7081.6.11/17000

(LA), is in prosiding - 1/67 issny. led. Ac. will weigh ان دروی می ایم این بوش مامل کی شعب و زود فع ما میتول بین فيد الورون المان المراد ・かいさんかららんといいのでっろいとがないとうちん 學, 129, 128, 127, 116, 24, 20, 19, 18 و و در مج ای می مید دانی و ای در ای در ای در در ای در در ای 1, 0, 0, i of 1.65 of 02; is is de نازید ایران چیزوی (ه. می) ونو یم ای ژون منه دید ایران می وادی می いっからいかららかからうちゃらいいいいち 3/2 15.56 618. Secont de inibernation Sou Haure of Man! Danjartin Patward Sen pile :/--24.7-67 Sil ( Pava)

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# DRAFT NOTIFICATION UNDER SECTION (4) ACT, 1 OF 1894.

Whereas it appears to the Chief Commissioner, Delhi, that land is likely to be required to be taken by Government at the public expense for a public purpose namely for, Williaming of the Majaf Fart drain in the neach of lectures the and diridge and Katerula regul it is hereby notified that the land in the locality described below is likely to be acquired for the above purpose.

The notification is made, under the provision 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 Chief Commissioner 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.

This Chief Commissioner is satisfied also that provisions of sub-section (1) of section 17 of the said Act are applicable to this land and is further pleased under sub-section (4) of the said section to direct that the provisions of section 5(A) shall not apply.

	SPECIFICATION				
	Village	Total Area	Field Nos. or Boundaries		
	بنوى	Di. 92	2-3-4-11-12-13-14-15		
1	<b>*</b>	52-13	16-17-18-19-20		
اطرونی شدیم	Che Bor Lutin		21-24-118-127-128-12		
رفيد والدكورك من	وي دومان من ويع دومان من المان		126		
T. Y ingin	ول دومان الم				
4					
ור יגיני נין יצו	3		Men box		
GIP	NLK-I/DC DUNIES	, drcmn.	Land Acquisition Collector, DELHI.		
	NLK-1/D.C Delhi/62-13-11-	53 9,000	In conde		

# DRAFT NOTIFICATION U/S.6, OF THE LAND ACQUISITION ACT, 1894.

WHEREAS it appears to the Chief Commissioner of Delhi that land is required for a public purpose, namely for the littlening of wayof harb chronin in the seach between the will hindge to be alteral or regulation it is hereby notified that the land described in the specification below is required for the above purpose.

THIS declaration is made under the provisions 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 Delhi is hereby directed to take order for the acquisition of the said land.

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

Specification

Locality or village

Total Areas

Field Nos. or Boundaries Boundaries

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$$\frac{21}{1} - \frac{24}{1} - \frac{118}{1} - \frac{127}{1} - 128$$

$$\frac{129}{1} - \frac{126}{1}$$

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GIPNLK-2/DC Delhi/62-14-5-64-5,000.

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(To be published in Part IV of Delhi Gazette.) d the 21-5-67 No.7.15(44)/60-LEH Delhi Administration: Delhi. The Public Relations of the despitation of the section of the section in NoITATITION of the case test. Mp.F.15(44)/66-L&H(ii):- Whereas it appears to the Lt. Governor of Delhi that land is required to be taken by Governor at the Public expense for a public purpose, namely, for the widening of Najafgarh Drain in the reach between Chhawala Bridge to Kakraula Regulator, it is hereby declared that the land described in the specification below is acquired for the above purpose. This declaration is made under the provisions of section 6 of the Land Acquisition Act, 1394, toall whom it amy concern and under the provisions of section 7 of the said Act, the Collector of Delhi is hereby directed to take order for the acquisition of the said land. IVI MG IN JEG A plan of the land may be imprected at the office of the Collector of Delhi. SPECIFICATION. Total area Field Nos. or Boundaries. Village or locality Big. Bis. 122/1,126/1, 127/1, 135/1, 136/±x 137, 138,139/1, 152/1, 154/1, 156/1, 157/1, 162/1, 163/1, 164/1, 165/1, 167/1, 172/1, 175/1, 202/1, 206/1,205/1, 207/1, 208/1, 210/1, 222x 212/1, 237/1, 239/1, 241/1, 249/1, 247/1, 248/1, 260/1, 262/1, 263/1, 270/1, 271/1, 272/1, 274/1, 279/1, 280/1, 283/1, 284/±, 285/1, 297/1, 263/2/1, 298/1, 301/1/, 302/, 1, 305/1, 306/1, 307/1, 308/2/1, 309/1, 310/1, 311/1, 311/1/1, 313/1, 312, 320/1, 321/1, 322/1, 263/2/2/1, 323/1, 324/1, 327/1, 328/±, 329/1, 332/2, 333/1,607/336/1, 337/1, 338/1, 341/1, 345/1, 346/1, 347/1, 348/1, 350/1, 351/1, 352/1, 353/1, 358/1, 359/1, 3/// Dhulsiras. 161-2/1, 3/1, 4/1, 11/1, 12, 13/1, 14/1, 15/1, 16, 17/1, 18, 19, 20/1, 21/1, 34/1, 118/1, 127/1, 128, 129/1, 126/1, Rect No. Killa No. Bamnoli 52 13 Amber Hai 45 -56 22,23/1, 24/1, 4/1, 5/1, 6/1, 15/2, 10/2/1, 11/3/1/, 20/2/1, 21/1, 1/1, 10/1/1, 10/2/1, 6/1, 15/1, 14/1, 17/1, 18,23/1, 3/1,8/1, 9, 12/1, 13/1, 19/1/,1 19/2/1, 22/1, 5 23 22 31 30 29 65/1, 71/1,

> By order, (JAGMOHAN) Secretary (Land & Building) Delhi Administration.

(.edjesed infed to VI jag at tenediduo ed o Dated the 27-5-6 No. F. 15(44)/66-L&H(ii). Administration The Public Relations Department (in deuplicate) for favour of publication in part IV of Delhi Gazetee. The Executive Engineer, Flood Control & Drainage Division Stides and the remove to his letter No. NB-17/2119 dated 20.5.67. The Land Acquisition Collector(P), Delhi, in continuation of this Administration enforcement of even No. da ed. 12. 1967. This declaration is made under the provisions of section 6 of tit/Egand Acquisition Act, 1894, to all whom it amy concern and under (MAHOMFAL) sions of section 7 of the said Act, the Collector of CMICHTUE Eschalb WARTERED to take order for the acquisition of the saucotraffic Indian Indian Contents of the saucotraffic Indian Indian Contents of the saucotraffic Indian Indian Contents Indian In od vem basis of the land may be at the office of the Flold Nos. Village or Soundaries. -ISI Divisiras. Longe Amber Hai 85/1, 71/1, a order: (MARCHENA T)

(To be published in Part IV of Delhi Gazette.)

# TO. F. 15(44)-66-L.TILTO: NOITARTEINI MOA ILLIED ated the 17.5.67

## NOTIFICATION Debanded you

No.F.15(44)/66-L&H(I): - Whereas it appears to the Lt. Governor, Delhi that land is likely to be required to be taken by Government at the public expense for a public purpose, namely for the widening of Majaf garh Drain in the reach between the thank all Bridge to Kakraula Regulator, it is hereby notified that the land in the locality described below is likely to be acquired for the above purpose.

This notification is male 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 apprecial section, the Lt. Wovernor is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and surevey any land in the locality and to all other acts required or permitted by that section.

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

## SPECIFICATION.

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	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	Filed Nos. or Boundaries.
161	2 Miec	122/1, 126/1, 127/1, 135/1, 136, 137, 138, 139/1, 152/1, 154/1, 156/1, 157/1, 162/1, 163/1, 164/1, 165/1, 167/1, 172/1, 175/1, 202/1, 205/1, 206/1, 207/1, 208/1, 210/1, 212/1, 237/1, 239/1, 241/1, 242/1, 247/1, 248/1, 260/1, 262/1, 263/1, 270/1, 271/1, 272/1, 274/1, 279/1, 280/1, 283/1, 234, 285/1, 297/1, 298/1, 300/1, 301/1/1, 302/1, 305/1, 306/1, 307/1, 308/2/1, 309/1, 310/1, 311/1, 311/1/1, 313/1, 312, 320/1, 321/1, 322/1, 263/2/2/1, 323/1, 324/1, 327/1, 328 329/1, 332/1, 333/1, 607/336/1, 337/1, 338/1, 341/1, 345/1, 346/1, 347/1, 348/1, 350/1, 351/1, 352/1, 353/1, 358/1, 359/1, 263/2/1,
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45	6 Secret	Rect No. Kill No. 22,23/1, 24/1, ***; 23 4/1, 5/1, 6/1, 15/2, 22 10/2/1, 11/3/1, 20/2/1, 21/1, 31 1/1, 10/1/1, 10/2/1, 30 6/1, 15/1, 14/1, 17/1, 18, 23/1/ 29 12/1, 13/1, 19/1/1, 19/2/1, 27 65/1, 71/1,  By order, (ary (L&B) Delhi Admin. (JAGMOHAN)
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(To be published in Part IV of Delhi dazette.) No. F. 15(44)-66-L3M(1). CITA PRINTING TO Dated the 27.5.67 Copy forwarded to:--: and be The Public R lations Department (In publicate) for publication in part IV of Delhi Gazette. publication in part

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control & Engineer to his letter No. NB-1792119 dated. 20.27

wered bedindseb villagel 67. ni hard out that believe voeres at the The Land Acquisition Collector (P) Delhi, in continutation delivers to ancience ion of this Administration endorsement of even number .nresnco, ven ji mendated d2.5.67, jet neithelines book end le the it. Wovernor is pleased to authorise by the aptracald section. officers for the time July of the state of the same tog redde fig of The Lt. Governor beilg of the provisions of subsection (1) of section 17 of the said action (1) of section (1) of the said section (1) of the said section, to
direct that the provisions of section 54 shall not apply. PAGINETED OF SE IST S Mulsiras. 156/1, sed Asgulation solvers 260/1, 274/1, 297/1, 306/1, 3/1, 4/1, 11/1, 12, 12, 12, 13, 13, 13, 136/1, 2 worder, Secretary (LEB) Delni admit June (Jacob 141)