

O F F E R No.

1789

Name of the village:

Basaidarapur.

Nature of acquisition:

Temporary.

INTRODUCTION:

The land situate in village Basaidarapur is need for temporary occupation and use for a public purpose namely for temporary dumping of earth. The Chief Commissioner, Delhi vide notification No.F.15(12)/64-LSG dated 6.3.1964 directed this Land Acquisition Collector to procure the occupation and use of the land for a period of one year from the commencement of such occupation and use under the provisions of section 35(1) of the Land Acquisition Act, 1894.

Notice as required under section 35(2) of the Land Acquisition Act, 1894 was issued to the interested persons. Almost all the interested persons have responded to the notices.

'MEASUREMENT AND OWNERSHIP'

According to the notification under section 35(1), the area under occupation and use is 8 bighas and 2 biswas comprising khasra Nos.219/2, 220 min, 221 min, and 222 min. But on verification at the site, it was found that khasra No.221 min is vested in government for road, and that on khasra No.222 min there is abadi and thus no question arises for dumping the earth on this area. Hence khasra Nos. 221 min and 222 min are excluded from the scheme and the compensation is fixed in respect of khasra Nos.219/2 and 220/2/1 only. The ownership of the land under occupation and use is as follows:-

Sl.No.	Name of the owner	Khasra No.	Area Big. Bis.	Kind of land.
1.	Shri Raghubir Singh s/o Mohan Lal.	219/2	0 -15	Gm. Plot.
		220/2/1	1 - 06 2 - 01	Gm. Plot.

Shri Raghubir Singh s/o Mohan Lal has claimed compensation at Rs.500/- per bigha as monthly rent for the land under occupation and use.

On my site inspection it was found that there is a park in khasra Nos.219/2 min and 220/2/1. The compensation is allowed only for plot No.25 ^{in khasra No.219/2} measuring 4 biswas which was actually used for dumping the earth.

In the layout plan of Manohar Park the remaining area of 1 bigha and 17 biswas has been ear-marked for public purpose (Park). Hence no compensation is fixed for this area.

'CLAIMS AND EVIDENCE'

The claims have already been discussed under the head 'Measurement and Ownership'. In evidence the owner has not produced any relevant document. The average rent for the land in this village as reported by the Naib Tehsildar(LA) is Rs.130.37 NP per bigha per year. Khasra No.219/1 which is quite adjacent to the land under occupation and use was acquired under award No.1230 in which the rate of Rs.3000/- per bigha was awarded. Considering the temporary nature of acquisition the average sale value of the land can be fixed at Rs.3000/- per bigha. However calculating at 4 % of the Market value (Rs.3000/- per bigha), the compensation comes to Rs.120/- per bigha for one year which is less than the average rent of the village. I, therefore, hold the calculated rent of Rs.130/- per bigha per year to be very reasonable and offer accordingly.

'APPORTIONMENT'

The compensation for 4 biswas will be paid only if the owner produces the sale deed or any other relevant document for plot No. 25 ⁱⁿ Khasra No.219/2.

The date of publication of the notification under section 35(1) of the Land Acquisition Act, 1894, namely 6.3.1964 will be treated as the date of commencement of the occupation. The P.W.D. therefore will return the possession of the land after the expiry of one year i.e. 5.3.1965 in the same condition as it existed before, before taking it in possession.

'THE OFFER IS SUMMARISED AS BELOW'

Compensation for 4 biswas of land
@ Rs.130/- per bigha per year.

Rs.26.00 NP

(ZAL NOWSHERWANJI)
LAND ACQUISITION COLLECTOR,
SHAHNADRA CIRCLE, DELHI.
DATED 31.10.1964

Submitted to the District Collector, Delhi for information
and filing.

(ZAL NOWSHERWANJI)
Land Acquisition Collector,
Delhi Shahdara Circle, Delhi,
DATED 31.10.1964.

Seen
Mahinder Singh
A.D.M. (A)
with Powers of Collector, Delhi
11. XI. 1964
COLLECTOR, DELHI

Shri Shahnulal V.T.
10 Prepare Waqsha Mumtaz
Statement A immediately
21.11.64

Office of the District Collector, Delhi
13/12/66 - 13/12/66
L.A.C.

13 $\frac{12}{66}$: मिशन पेडा डेडी भावाज लगवार्ड वर ।
डी रघुवीर सिंह पुत्र श्री मनोहर माल हाजिर है ।
भवार्ड नं. 1789 पदकर रत्न रे. सी. डोरा
सुनाया गया ।

Raghu Singh Guleri
13/12

L.A.C. (B3)

(To be published in part IV of Delhi Gazette)

Delhi Administration, Delhi.
Notification.

No.F.

Dated

Whereas it appears to the Chief Commissioner, Delhi that the temporary occupation and use of the waste or arable land described in the specification below are required for a public purpose namely for the temporary dumping of the earth.

Now, therefore, in exercise of the powers conferred by section (1) of section 35 of the Land Acquisition Act, 1894, the Chief Commissioner, Delhi is pleased to direct the Land Acquisition Collector, Delhi to procure the occupation and use of the said land for a period of one year from the commencement of such occupation.

Specification.

Village.

Total Area.

Field Nos.

Bighas-Biswas.

Basaidarapur.

8 - 02

Vacant land in khasra No. 219/2, 220 min, 221 min, and 222 min.

(Nand Kishore)
Land Acquisition Collector (I)
DELHI.

Lambachari
27/4/64