

OFFER No. : 32/1971-72.
NAME OF THE VILLAGE : BUDHPUR BIJAPUR
NATURE OF ACQUISITION : TEMPORARY
PURPOSE OF ACQUISITION : REMODELLING OF BAWANA ESCAPE
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These are proceedings w/s 35 of the L.A. Act for determination of compensation in respect of land measuring 99 big. 15 bis. in village Budhpur Bijapur. The land was required for temporary occupation for a period of one year from the commencement of such occupation. The temporary occupation was for a public purpose namely for remodelling of Bawana Escape. The Delhi Admn. made an order w/s 35(1) of the Act in this behalf, iss-ued vide No. F.15(95)/67-L&H dated 11th March, 1970.

The persons interested in the land were issued notices to file their claims for compensation in respect of temporary use of land for the period of one year.

Claims filed in response to the notices would be discussed under the appropriate heading 'Claims & Evidence'.

MEASUREMENT & TRUE AREA :-

The field staff carried out measurement of the land at the spot. The area 99 big. 15 bis. was found to tally as per revenue record.

Contd.....2

The details of the land under acquisition are as under:-

<u>Kh.No.</u>	<u>Area Bis. Bis.</u>	<u>Kind of soil</u>
95/2 min	1-09	G. Abpash.
58/1 min	0-16	-do-
94/2 min	1-15	Abpash.
96/2 min	3-01	G. Abpash.
93/1 min	0-01	-do-
92/1 min	0-08	-do-
97/2 min	3-05	-do-
93/1 min	0-09	-do-
110/2 min	3-07	Khali.
112/2 min	2-09	-do-
114/2 min	2-09	-do-
116/2 min	2-09	-do-
11-8/2 min	2-09	-do-
120/2 min	2-09	-do-
122/2 min	2-09	-do-
123/2 min	2-09	-do-
124/2 min	3-06	-do-
127/2 min	1-13	-do-
128/2 min	2-02	G. Abpash.
130/2 min	1-17	-do-
131/2 min	3-16	-do-
132/2 min	3-15	-do-
133/1 min	0-03	-do-
134/2 min	1-14	Khali.
135/2 min	2-03	G. Abpash.
136/1 min	0-11	-do-
137/2 min	2-09	-do-
138/2 min	2-05	-do-
139/2 min	2-09	Abpash.
140/2 min	1-05	G. Mumkin.

Contd.....3

147/1 min.	0-04	Abpash.
319/min	2-09	Khali.
320/1 min	2-09	Abpash.
321/1 min	2-09	-do-
322/1 min	1-07	G. Abpash.
323/2 min	0-04	Gair Mumkin.
362/2/2 min	1-03	G. Abpash.
363/2 min	2-09	-do-
365/1 min	0-05	Khali.
366/2 min	2-04	G. Abpash.
367/2 min	2-09	-do-
369/2 min	2-03	Khali.
355/1 min	0-03	G. Abpash.
362/2 370/2 min	3-02	Khali.
372/2 min	2-03	G. Abpash.
373/2 min	2-03	-do-
374/2 min	2-09	Abpash.
375/2 min	2-09	G. Abpash.
376/2 min	2-09	-do-
377/2 min	1-18	-do-
378/2 min	1-16	-do-
383/1 min	0-06	-do-
126 min Less than 1 bis.		Khali.

Total = 99-15

Khali	25-02
Abpash	14-15
G. Abpash	51-09
Gair Mumkin	1-09

Contd.....4

4

OWNERSHIP & OCCUPANCY

S.No.	Name of the owner.	Name of the occupant.	Kh.No.	Area Big. Bis.	Kind of soil.
1.	Sh. Jot Ram s/o ✓ Sish Ram.	Self	134/2 min ✓ 135/2 min. ✓ 136/1 min ✓ 137/2 min ✓ 138/2 min 139/2 min 147/1 min	1-14 ✓ 2-03 ✓ 0-11 ✓ 2-09 ✓ 2-05 2-09 0-04 <u>11-15</u>	Khali. G. Abpash. ✓ -do- ✓ -do- -do- Abpash. -do-
2.	Sh. Qabul Singh s/o Tulsi Ram 1/3 share. Sh. Ram Saran s/o Sh. Mohlar w/o Ilias Ram Pershad Rambaj s/o Ram Kishan in equal shares 2/3 shares.	Self.	95/2 min 53/1 min 130/2 min 131/2 min 132/2 min 133/1 min	1-09 0-16 1-18 3-16 3-15 0-03 <u>11-16</u>	G. Abpash. -do- -do- -do- -do- -do-
3.	Sh. Kundan s/o Pearey Smt. Devki w/o Laxmi Narain in equal shares of 1/2 share.	Self	319/1 min 320/1 min 321/1 min	2-09 2-09 2-09 <u>7-07</u>	Khali. Abpash. -do-
4.	Sh. Mam Chand, Bihari ss/o Sh. Hira Lal, Jai Bhagwan s/o Chet Ram in equal share.	Self	126 min	Less than a biswa.	Abpash.
5.	Chhotu s/o Nathan	Self	128/2 min 97/2 min 98/1 min	2-02 3-05 0-09 <u>5-16</u>	G. Abpash. -do- -do-
6.	Sh. Manglu, Moti ss/o Sh. Chotu in equal share.	Khem Chand s/o Ram Chand	92/1 min	0-08	G. Abpash.
7.	Sh. Khusbakat Rai s/o Lal Sukhi Chand 54/144 shares. Sh. Joginder Singh, Gurnam Singh ss/o Sh. Ajmer Singh Sudhir in equal shares 10/144 shares. S. Inder Singh s/o Ishwar Singh 60/144 shares. Dharema s/o Kanhya 20/144 shares.	Self	322/1 min	1-07	G. Abpash.

Contd.....5

8.	Sh. Ram Saroop s/o Sh. Jagan.	Self	127/2 min	1-13	Khali.
9.	Sh. Sant Ram s/o Sh. Jagan.	Self	96/2 min	3-01	G. Abpash.
10.	Sh. Rishal s/o Abhey Ram.	Self	355/1 min	0-03	G. Abpash.
11.	Sh. Bhagwana s/o Balla.	Self	374/2 min 375/2 min 336/2 min	2-09 2-09 2-09 <u>7-07</u>	Abpash. G. Abpash. -do-
12.	Sh. Partap Singh, Surat Singh ss/o Sh. Rati Ram.	Self	372/2 min 373/2 min 383/1 min	2-03 2-03 0-06 <u>4-12</u>	G. Abpash. -do- -do-
13.	Sh. Thaker Singh s/o Sant Ram.	Sat. Bhatwari w/o Laxmi Narain.	377/2 min 378/2 min	1-18 1-16 <u>3-14</u>	G. Abpash. -do-
14.	Sh. Chandgi Ram s/o Sh. Abhey Ram.	Self	369/2 min 370/2 min	2-03 2-02 <u>5-05</u>	Khali. -do-
15.	Sh. Tika, Ram Pat ss/o Siba	Self	362/2 min 363/2 min 366/2 min 367/2 min	1-03 2-09 2-04 2-09 <u>8-05</u>	G. Abpash. -do- -do- -do-
16.	Sh. Maru s/o Herphool	Self	93/1 min 94/2 min	0-01 1-15 <u>1-16</u>	G. Abpash. Abpash.
17.	Gram Sabha.	Self	110/2 min 112/2 min 114/2 min 116/2 min 118/2 min 120/2 min 122/2 min 123/2 min 124/2 min 140/2 min 323/2 min 365/1 min	3-07 2-09 2-09 2-09 2-09 2-09 2-09 2-09 3-06 1-05 0-04 <u>0-05</u>	Khali. -do- -do- -do- -do- -do- -do- -do- -do- G. Munkin. G. Munkin. Khali.

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CLAIMS & EVIDENCE

S.No.	Name of the claimant	Kh.No.	Area	Rate claimed.	Evidence.
1.	Sh. Kundun Lal s/o Piarey Lal.	319, 320, 321	7-07	i) Rs 5000/- per big. for land. ii) Rs 1000/- per big. for damages. iii) 15% solatium.	Nil.
2.	Sh. Devki Devi w/o Sh. Laxmi Narain.	-do-	-do-	-do-	-do-
3.	Sh. Surat Singh, Partap Singh ss/o Rati Ram.	-	-	i) Rs 10,000/- per big. for land ii) Rs 1000/- for trees. iii) Rs 2000/- for tubewell. iv) Rs 5000/- for per big. for damages. v) Rs 20000/- for severance.	Nil.
Note:- No well or trees are under the present acquisition.					
4.	Gram Sabha through Sh. Maney Pradhan.	110/2, 112/2, 114/2, 116/2, - 118/2, 120/2, 122/2, 123/2, 124/2, 365/1, 323/2, 140/2.	-	Rs 1000/- per big. for earth ii) Rs 1000/- per big. for damages of crops.	Nil.
5.	Sh. Bhagwan s/o Bala.	374/2, 2-09 375/2 2-09 376/2 2-09	-do-	-do-	Nil
6.	Sh. Qabul Singh s/o Tuli Ram, Ram Saran s/o Mohlar, Nirangan s/o Ram Kishan through Ram Saran.	133/1 Nil. 132, 131/2, 130/2, 53/1, 95/2.	-do-	-do-	Nil.
7.	Sh. Ram Pat, Tika ss/o Sh. Siba.	362/2/2 1-03 363/2 2-09 366/2 2-04 367/2 2-09	-do-	-do-	Nil.
8.	Sh. Chhotu s/o Nathan.	362/2/2 Nil. 123/2 97/2 98/1	-do-	-do-	Nil.

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9.	Sh. Chandgi s/o Abhey Ram.	369/2 370/2	2-03 3-02	As at S.No. 4	Nil.
10.	Sh. Risal s/o Abhey Ram	355/1	0-03	-do-	Nil.
11.	Sh. Ram Saroop s/o Jagan.	127	1-13	-do-	Nil.
12.	Sh. Maru s/o Laxmi	93/1 94/2	nil.	-do-	Nil.
13.	Jit Ram s/o Sis Ram.	135/2 134/2 136/1 137/2 138/1 139/2 147/2	2-03 1-06 0-11 2-09 2-05 2-09 0-06	-do-	Nil.
14.	Sh. Sant Ram s/o Jagan.	96/2	3-01	-do-	Nil.

COMPENSATION :-

The compensation for the temporary use and occupation to be determined for a period of one year, has to be assessed as relevant to the date of order w/s 35 L.A. Act, which in the present case is 11.3.1970.

The present proceedings are in continuation of the order issued by the Delhi Admn. Vide No. F.15(95)/67-L&H(IV) dated 2.2.1963 and an offer No. 2153 was made by the Land Acquisition Collector on 14.3.1963 for temporary occupation and use of the land for a period of one year. The possession of the land in that case was taken over temporarily by the Deptt. on 25.4.1963, hence the compensation in the present offer is

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to be determined w.e.f 25.4.69 to 24.4.70.

The land in question falls within the area under the Delhi Land Reforms Act, 1954 and as such use of the land according to the provisions of the law is restricted one.

The Land Acquisition Collector in offer No. 2153 had classified the total land into two blocks on the basis of its quality. The land suitable for agricultural purpose and classified as Abpash and G. Abpash was placed in block I and the land which was unfit for agricultural purposes classified as 'Khali' and G. Mumkin was put in block II.

Out of the above land Kh. Nos. 140/2 min and 323/2 min measuring 1 big. 5 bis. and 4 bis. resp. owned by Gram Sabha and used as Rafa-e-am and thoroughfare fall under the present scheme. No compensation will be paid for these Kh. Nos. as *the land has been*
~~a result of the use as such.~~ *dedicated to public use.*

I agree with the above classification made by the Land Acquisition Collector and the land under the present proceedings is categorized in the same two blocks as below:-

Block I :- It will comprise of the following Kh. Nos.:-

95/2, 53/1, 94/2, 96/2, 93/1, 92/1, 97/2, 98/1, 128/2, 130/2, 131/2, 132/2, 133/1, 135/2, 136/1, 138/2, 139/2, 147/1, 320/1, 321/1, 322/1, 362/2/2, 363/2, 137/2, 366/2, 367/2, 365/1, 372/2, 373/2, 374/2, 375/2, 376/2, 377/2, 378/2, 383/1. Total Area 63 big. 4 bis.

Block II :- It will consist of the following Kh. Nos.

110/2, 112/2, 114/2, 116/2, 118/2, 120/2, 122/2, 123/2, 124/2, 127/2, 134/2, 319/1, 365/1, 369/2, 370/2, 126. Total Area 35 big. 2 bis.

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The interested persons in the present case have ~~been~~ add-uced no evidence. The Land Acquisition Collector in offer No. 2153 after consideration of all relevant facts had assessed Rs 36/- per big. per annum as rent for the land in block I and Rs 12/- per big. per annum as rent for land in block II.

I agree with the assessment made as above and award the same rates in the present proceedings.

APPORTIONMENT :-

Compensation will be paid according to the latest entries in the revenue record, except as under:-

1. Where land is recorded in possession of persons other than owners;
2. Where persons other than owners have filed claims.

SUMMARY :-

	Rs	Ps.
1. Compensation for rent of area measuring 63 big. 4 bis. of block I @ Rs 36/- per bigha.	2275	20
2. Compensation for rent of area measuring 35 big. 2 bis. of block II @ Rs 12/- per big.	421	20
3. Compensation for rent of area measuring 1 big. 9 bis.	nil.	
Total.	2696	40

(Rupees Two thousand six hundred ninty six and paise forty only)

(V.K. BHALLA)
LAND ACQUISITION COLLECTOR (M-14) DELHI.

*Amended / Me
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on 22/11/71. Filed
- m-14
22/11/71*

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आचार्य महाराज महाराज जी को एक प्रार्थना और नाम देता
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Nishu Rao

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(R.C.M.A. CHANDRA)

Section Head

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