

OFFER No.

7/74-25

NAME OF THE VILLAGE : BUDHPUR BIJAPUR.
NATURE OF ACQUISITION : TEMPORARY.
PURPOSE OF ACQUISITION : REMODELLING OF BAWATA ESCAPE

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These are proceedings u/s 35 of the L.A. Act for determination of compensation in respect of land measuring 99 bighas 15 biswas in village Budhpur Bijapur. The land was required for temporary occupation for a period of one year from the commencement of such occupation (25.4.1970). The temporary occupation was for a public purpose namely for remodelling of Bawata Escape. The Delhi Administration made an order u/s 35(1) of the Act in this behalf, issued vide No. 15 (95)/97-L&H dated 15.10.1973.

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 AND TRUE AREA

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

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

Khata No.	Area Big. Bis.	Kind of soil
96/2 min	1.09	G. Abpash
58/1 min	0.16	"
94/2 min	1.15	Abpash
96/2 min	3.01	G. Abpash

.....2/-

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98/1 min	0.01	G. Abpash
92/1 min	0.08	"
97/2 min	3.05	"
98/1 min	0.09✓	"
110/2 min	3.07	Khali
112/2 min	2.99	"
114/2 min	2.09✓	"
116/2 min	2.09	"
118/2 min	2.09✓	"
120/2 min	2.09	"
122/2 min	2.09✓	"
123/2 min	2.09	"
124/2 min	3.06	"
127/2 min	1.13✓	"
128/2 min	2.02	G. Abpash
130/2 min	1.17✓	"
131/2 min	3.16✓	"
132/2 min	3.16✓	"
133/1 min	0.03	"
134/2 min	1.14	Khali
135/2 min	3.03✓	G. Abpash
136/1 min	0.11	"
137/2 min	2.09✓	"
138/2 min	2.05	"
139/2 min	2.05	Abpash
140/2 min	1.05✓	G. Murkin
147/1 min	0.04	Abpash
319/1 min	2.09	Khali
320/1 min	2.09	Abpash
321/1 min	2.09✓	"
322/1 min	1.07	G. Abpash
323/2 min	0.04✓	G. Murkin
362/2/2 min	1.03	G. Abpash
363/2 min	2.09	"

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365/1 minx	0.05	Khali
366/2 minx	2.04	G. Abpash
367/2 min	2.09	"
368/2 min	2.08✓	Khali
369/1 minx	0.03	G. Abpash
370/2 min	3.02	Khali
372/2 min	2.03	G. Abpash
373/2 min	2.03	G. Abpash
374/2 min	2.09✓	Abpash
375/2 min	2.09	G. Abpash
376/2 min	2.09	"
377/2 min	1.18✓	"
378/2 min	1.16✓	"
383/1 minx	0.06	"
126 min	less than one biswa	Khali

TOTAL: 99.13

Khali	35.02
Abpash	11.15
G. Abpash	51.09
G. Markin	1.08

CLAIM AND EVIDENCE

The following interested persons have filed a jointly claim as under:-

S.No.	Name of the claimant	Claim
1.	Shri Kunan Lal s/o Payaso Lal	Claimed compensation on the basis of the judgements of the court in case No. 2 & 10.
2.	Shri Chandgi s/o Abhy Ram.	
3.	Shri Teka s/o Chhibi.	
4.	Shri Surat Singh s/o Ratti Ram.	
5.	Ram Suran s/o Mollan @ Ram Partaph.	
6.	Shri Niranjan S/o Ram Kishan.	
7.	Smt. Bhagwati widow of Laxmi Narain.	
8.	Shri Hasi Singh s/o Abhy	
9.	Shri Ram Saroop s/o Jagan.	
10.	Chhotu s/o Nathan	

Contd.....

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11. Shri Partap Singh s/o Ratti Ram.
12. Shri Bhagwan s/o Balla.
13. Shri Ram Pat s/o Shiba.
14. Shri Santu s/o Jagan.
15. Shri Mohan Lal s/o Kabul Singh.
16. Tarash Kumar s/o Kesho Ram.
17. Jit R. m s/o Sis R. m.
18. Smt. Devki wd/o Laxmi Narain.
19. Gaur Sabha through Mane Pradhan.

MARKET VALUE

The Government had taken possession of the land originally with effect from 25.4.1968 and the two offers Nos. 2153 and 32/1971-72 for the periods from 25.4.1968 to 24.4.1969 and 25.4.1969 to 24.4.1970 were announced. This offer therefore relates to the acquisition of land temporarily for the period from 25.4.1970 to 24.4.1971. The interested persons have given in writing not to claim compensation for the period from 25.4.1971 upto 29.7.1971 (date of restoring possession). The interested persons have claimed compensation on the basis of judgements of the court as referred to above. I find that the court was pleased to enhance the rate of compensation in LAC No. 10/69 Chandgi Ram and others in the following manner:-

No. of block	Amount of compensation awarded by the L.A.C.	Amount of compensation awarded by the court.

Case No. 10/69		
Block I	Rs. 600/-	Rs. 1195/-
Block II	Rs. 200/-	Rs. 795/-
Case No. 9/69		
Block I	Rs. 600/-	Rs. 1195/-

The land is classified in two blocks for the purpose of assessment of compensation, the details of which are given below:-

Contd.....5/-

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

95/2 min, 98/1 min, 94/2 min, 93/1 min, 92/1 min, 97/2 min, 98/1 min, 128/2 min, 130/2 min, 131/2 min, 132/2 min, 133/2 min, 135/2 min, 136/2 min, 138/2 min, 139/2 min, 147/1 min, 320/1 min, 321/1 min, 322/1 min, 362/2/2 min, 363/2 min, 137/2 min, 366/2 min, 367/2 min, 355/1 min, 372/2 min, 373/2 min, 374/2 min, 375/2 min, 376/2 min, 377/2 min, 378/2 min, 383/1 min. Total area 63 big. 4 bis.

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

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, 127/2 min, 134/2 min, 319/1 min, 365/1 min, 369/2 min, 370/2 min, 126, Total area 35 big. 2 bis.

Kh. No. 140/2 min and 323/2 min measuring 1 big.

5 bis. and 4 bis was owned by Gach Sabha used as 'Rafe-i-am' and thorough fair respectively are also now under acquisition. No compensation shall be paid for both these Khasra Nos. and hence these Khasra Nos. have not been included in any of the blocks.

There is no reason for me to ignore the evidence produced by the interested persons. I, therefore, assessed the rate of rent at the rate of 6% on the ^{market value} ~~rate of compensation~~ assessed by the learned court of A.D.J. in respect of land falling in block I and block II. ^{calculated} On the basis of collection the rate of rent will therefore be Rs. 72/- per bigha of the land in block I and Rs. 48/- per bigha in block II.

MODE OF COMPENSATION

The interested persons shall be paid compensation according to the latest entries in the revenue records.

.....6/-

Subject to the above remarks the offer is summarised as under:-

1. Compensation for rent of area measuring 63 big. 4 bis. of Block I @ Rs.72/- per Bigha.	Rs. 4550.40
2. Compensation for rent of area measuring 35 big. 2 bis. of Block II @ Rs.48/- per Bigha.	Rs. 1694.80
3. Compensation for rent of area measuring 1 big. 9 bis.	Rs. NIL

GRAND TOTAL: Rs. 6235.20

(Rupees six thousand two hundred thirty five and twenty paise only)

(S. C. JAIN)
LAND ACQUISITION COLLECTOR (N)

DELHI. 25-6-1974

I have annexed + filed the amount ready
with the 10 paise, where for which
you are to see page. N7 is the same
part.

25-6-1974
L.A. (N).