

AWARD NO.

12/74-25

Name of the village : Helumbi Khurd.

Nature of acquisition: Permanent.

Purpose of acquisition: For Bhawana Escape.

INTRODUCTION:

These are proceedings for the determination of compensation u/s 11 of the Land Acquisition Act, 1894. The land measuring 1-17 bighas situated in village Helumbi Khurd was notified u/s 4 read with section 17 & 6 of the Land Acquisition Act vide notification Nos. P.15(25)/67-L&M(I), (II) & (III) dated the 11th February, 1970 for a public purpose namely for the Bhawana Escape. In pursuance of the said notifications, notices u/s 9 & 10 of the L.A. Act were issued to all the interested persons at that time and the claims which were received from them are discussed hereafter under the heading 'Compensation & claims'.

True and correct area:

The area under acquisition as given in the declaration u/s 6 is 1-17 bighas and the same has been found correct at the time of measurement of the field staff of this office.

Classification of land:

The details of field numbers in form 7-A have been prepared u/s 55 of the Financial Commissioner's order No.28 which are as under:

<u>Details of land before consolidation of holdings.</u>			<u>Details of land after consolidation of holdings.</u>		
Field No.	Area	Kind of Land	Field No.	Area	Kind of Land
251/2	0-03	Abpach	25/1	0-03	Abpach
253/2	0-04	Abpach	25 5/1/1/1	0-01	-do-
254/2	0-02	Abpach	5/1/2/1	0-02	Benjar Jaid
227/2	0-03	Abpach	6/1/1	0-03	-do-

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231/2	0-03	Abpash	23	11/1/1	0-04	Banjer Jaid
232/2	0-03	-do-	12/2	10/2/1	0-03	-do-
234/2	0-02	-do-		11/2/1	0-01	-do-
250/2	0-03	-do-		29/1	0-04	Abpash
232/2	0-01	-do-		22/1	0-03	-do-
247/2	0-04	-do-		368/1	0-15	Gairmustin Rasta.
223/2	0-02	<i>Copy filed</i>				
236/2	0-03	<i>Abpash</i>				L-17 Bighas
245/2	0-04	-do-				
	L-17	Bighas				

Claims & Compensation:

In response to the notices u/s 9 & 10 of Land Acquisition Act, the following persons have filed their claims:

<u>S.No.</u>	<u>Name of the claimant</u>	<u>Amount claimed.</u>
1.	Suraj Mal, Jai Lal ss/o Khubi.	He has claimed Rs. 3000/- per bigha of the land & also other charges which come to Rs. 5000/- per bigha. He has not produced any evidence in support of his claim.
2.	Prehlad Singh, Narnain Singh ss/o Pirthi Singh.	-do-
3.	Sis Ram s/o Dhima	-do-
4.	Hoshier Singh s/o Mohar	-do-
5.	B.S. Maan, Society Holambi Khurd through Hoshier Singh.	-do-
6.	Ram Pat, Ram Kala, Sri Parkash ss/o Maha Singh.	-do-
7.	Smt. Anguri w/o Hoshier Singh	-do-
8.	Geon Babha through Hoshier Singh Pradhan.	-do-
9.	Siri Lal Ram Sarup ss/o Deepa	-do-
10.	Balwant Singh s/o Man Chand	-do-
11.	Mehar Lal, Jawahar Singh ss/o Hoshier Singh.	-do-
12.	Jawahar Singh s/o Hoshier Singh	-do-
13.	Smt. Sarja widow of Tara Chand	-do-
14.	Ram Kishan Dass Tara Chand	He has claimed Rs. 4000/- per bigha of the land. He has not produced any evidence in support of his claim.

The following awards have since been announced in village Holumbi Khurd:

Award No.	Date of notification u/s 4 of the L.A. Act.	Amount of compensation awarded by L.A.C.
1429	7-1-61	Rs. 700/-
1657	24-11-63	Rs. 540/-

Award No. 1429 is not relevant as the date of notification in this award is 7-1-61 while the date of notification u/s 4 of the L.A. Act in the present case is 11-2-1970. It is however, added that the court of A.D.J. had dismissed the reference petitions against this award. The other award No. 1657 is also not relevant as the date of notification u/s 4 of the Act in this award is 24-11-63 while the date of notification u/s 4 of the Act in the present case is 11-2-1970. It is however, added that the court of ADJ had enhanced the rate of compensation from Rs. 540/- to Rs. 1460/- in case No. 483/66, obviously on the ground that the land in this award was nearer to the village abadi. In other award No. 57/73-74 of village Naya Bans, for the construction of Naya Bans Link Drain, the rate of compensation was awarded as Rs. 1500/- per bigha. After taking into consideration all the three awards referred to above, I assess the rate of compensation of the land which is presently acquired at the rate of Rs. 1500/- per bigha.

Tree, Well & Structure

There is no tree, well & structure on the land under acquisition.

Interest:

Since the possession of the land under acquisition has not been taken over, the question of interest does not arise.

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15% solatium:

The persons interested are entitled 15% solatium on the awarded amount for compulsory acquisition of land also.

Apportionment:

Since changes of owners are reported to have taken place on account of consolidation holdings operations and that Shri Chand s/o Ganga Ram and Shri Uned Singh etc. have also intimated the change of ownership of the land and the change of numbers of fields, I hereby direct that the entire amount is to be sent to the court of learned A.D.J. for adjudication of titles u/s 30-31 of the Land Acquisition Act.

Land Revenue:

An amount of Rs. 9718 payable as land revenue which will be deducted from the Khatauni of the village from the date of taking over possession. The aforesaid land will vest absolutely in the Govt. free from all encumbrances from taking over possession.

Summary:

The award is summarized as under:

Compensation of land measuring 1-17 bigha at the rate of Rs. 1500/- per bigha.	=	Rs. 2,775.00
15% solatium	=	Rs. 416.25
		<u>Rs. 3,191.25</u>

(Rupees three thousand one hundred ninety one & paise twenty five only).

[Signature]
(S.G. Jain)
Land Acquisition Collector (I),
Delhi.

*I have announced to the
affected persons the award of compensation
and solatium and have given
the necessary list of names
27-9-76
[Signature]*