"AWARD" 51/80-81 (27)

VILLAGE	:	L I B A S P U R
Nature of Acquisition	:	Permanent
Purpose of Acquisition	:	For construction of New Drain from Bawana Escape.

INTRODUCTION:

These are proceeding for determination of compensation u/s 11 of the Land Acquisition Act in respect of land measuring 5 bigha only situated in the revenue estate of Village Libaspur. The details of the land has been given under the separate heading, true and correct area. A notification u/s 4 was issued vide notification No. F. 7(82)/78-L&B(4) dated 7.3.79. After considering the objections u/s 5(a) of the Land Acquisition Act, a declaration u/s 6 was issued by Delhi Administration vide notification No. F. 7(82)/78 L&B dated 30.6.79 for the land measuring 5 bigha. Notices u/s 9 & 10 of the Land Acquisition Act were issued to all the interested persons and the claims filed by them are discussed under a separate heading, 'Compensation Claims'.

TRUE & CORRECT AREA:

The land was measured on spot by Land Acquisition Field staff and area available is the same as notified u/s 6. As such there is no discrepancy in the area notified and under acquisition.

Khasra No.	Area	Classified of the land on the basis of Khasra Girdawari	
12/3/1	0-19	G.M. Chardiwari 0-02	Abpash 0-17
12/18/1	4-01	G.M. Kotha 0-02	Abpash 3-19
	5-00		

COMPENSATION CLAIMS:

In persuance of the notices u/s 9 & 10 of the Act Shri Pokhar Singh s/o Bhagat Singh r/o F.17 Model Town Delhi has filed claim for his land and claimed Rs. 50/- per sq. yd. for his land, Rs. 10000/- for Room,

Contd...2.

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Rs.15000/- for boundary wall, Rs.10000/- for Tubwell, Rs.20000/- for trees, Rs.1000/- for handpump, Rs.3500/- for the loss of crops, Rs.25000/- for severance charges. In support of his claim he did not adduced any documentary evidence except valuation estimate from M/s. Batra Paul. As such no reliance can be placed on ~~on~~ the valuation estimate of M/s. Batra Paul.

MARKET VALUE:

The market value of the land under acquisition has to be determined with reference to the price prevailing as at the date of notification u/s 4 of the Land Acquisition Act. It has been seen that the provisions of the Delhi Land Reforms Act are applicable and thus restrictions contemplated under Section 22 and 23 of the Delhi Land Reforms Act are applicable and land can only be used for agriculture, horticulture or animal husbandary etc.

The best evidence to arrive at the market value in the sale transaction pertaining to the adjecent land ~~xxx~~ nearest to the material date. Award No.22/79-80 has been announced in this Village, material date in this case was 7.3.1979. In the present case the valu is to be determined as on 7.3.1979. As a matter of fact land acquired through Award No.22/79-80 and land under these proceedings were notified for a similar purpose i.e. comptruction of New Drain, and on the same date, Since the area under these proceedings could not be notified u/s 17(1) of the Land Acquisition Act being built-up; hence it had to be notified u/s 4, separately. It is therefore necessary and seems quite reasonable to asses the same rate of compensation as in the Award referred above i.e. Rs.1620/- per bigha for the irrigated land.

The land under acquisition in this case is irrigated except 4 biswas which is built-up. I therefore, assesed the entired land in question @ Rs.1620/- per bigha.

SOLATIUM: 15% solatium will be paid over & above the market value.

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STRUCTURE:

These are two rooms in Khasra No. 12/3/1 & 12/18/1 , which are made of poor quality. As such these rooms are constructed of only bricks and mud. Rs. 1000/- each is be assesed.

APPORTIONMENT:

The persons interested shall be paid compensation according to the latest entries in the revenue record of land now being acquired. In case of dispute which is not settled amicably between the parties concerned, the dispute shall be referred to the court of A.D.J. Delhi u/s 30-31 of the Land Acquisition Act for adjudication of the title.

LAND REVENUE:

The land revenue is assesed Rs. 1.25 P. which is to be deducted from the date of taking over possession.

~~INTEREST~~

SUMMARY

1.	Compensation of land measuring 5-00 @ Rs. 1620/- per bigha	Rs. 8100-00
2.	Value of Structures.	Rs. 2000-00
3.	15% Solatium	Rs. 1515-00
	Total	Rs. 11615-00

(RUPEES ELEVEN THOUSAND SIX HUNDRED FIFTEEN ONLY)

(B.S. RANA)
Land Acquisition Collector(ME):Delhi.

Announced on 1/8/80 ... notice u/s 12(2)

1.8.80
LAC (ME)

(9)

दखल कब्जा कार्यवाही बाबत अवार्ड नं० 51/80-81 ग्राम
[illegible]लालपुर :—

आज दिनांक 17.9.80 को [illegible]
[illegible] श्री [illegible] के आदेशा-
नुसार [illegible] मौके पर [illegible]
[illegible] पटवारी L.A व श्री [illegible] पटवारी L.A
पहुँचे। मौके पर [illegible] की ओर
से श्री [illegible] Junior Engg. (Flood Control)
श्री [illegible] Asstt. Work व श्री [illegible]
हाजिर [illegible] 12/3/1 (0-19) 12/18/1 (4-01)
[illegible] (5-00) [illegible]
[illegible]
(J.E) [illegible]! मौके पर [illegible]
[illegible] मौके पर कोई [illegible] नहीं मिला।
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[illegible] मौके पर [illegible]
श्री [illegible] (A [illegible])
[illegible] पटवारी [illegible] मौके पर [illegible] नहीं मिला।
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[illegible] पटवारी [illegible]
[illegible] है। अतः
[illegible] 17.9.80
[illegible] प्रस्तुत है।

[illegible] [illegible] 17/9. [illegible] 17/9
[illegible] 17.9.80

Possession taken over of the above said khasra nos. (12/3/1 - (0-19) 12/18/1 - (4-01)) total land 5-00 only bit kathas were taken over.
[illegible]
17/9/80 Junior Engineer.