

AWARD No.

: 21/83-84

VILLA GE

: MADIPUR

NATURE OF ACQUISITION

: PERMANENT

PURPOSE OF ACQUISITION : PLANNED DEVELOPMENT OF

Introductory :

These are the proceedings for acquisition of land measuring 2 bigha 08 biswa in village Madipur. The land is covered under notification No, F15(245)/60-LSG dt. 10th Nov. 1960 made under section 4 of the Land Acquisition Act and notification No. F.4(30)/63-L&H(i) dt. 9.1.69 made under section 6 of the aforesaid Act.

Notices under section 9 & 10 of the aforesaid Act were issued to the interested persons and claims filed by them have been discussed under the heading 'Claims for compensation

True & Correct Area :

Area measuring 2 bigha 08 biswa of these proceedings was measured on the spot by the Land Acquisition field staff with reference to the revenue record. The details of the soil with kind of soil are as under :-

Khasra No.	Area Bigha-Biswa	Kind of soil
583/2	1 - 2	Geir Mumkin Petrol
584/2	1 - 6	" " Sarak Fulkhta
	2 - 8	

Claims :

The following interested persons have filed their claims :-

Sl. No.	Name of the claimant.	Substance of claim.
1.	Sh Kailash Chadha through M/s Chandra Oil co.	Has stated that the land not belongs to him & is tenant of M/s Hindustan Petroleum Ltd.

Market Value :

Market value is to be assessed as on 10.11.60 on date of notification under section 4. ~~From~~ ^{All} the relevant factors as provided in the Act, are to be considered for arriving at a fair & just market value.

The interested persons have not furnished any pr

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in support of their claims nor any relevant sale transactions have been found recorded in the Revenue record. A few transactions are though recorded, all pertains to the sale of a small plots near the village Abadi, are not worth consideration from the situation point of view.

The only help which can be derived from arriving at the fair market value are the awards announced in the village close to the material date and judicial judgments arising out of these Awards. Relevant to these proceedings are the five awards detailed as under :-

Award No.	Date of notification U/S 4.	Rates awarded
1182	3-9-58	Rs. 600/- P.B.
1870	13.11.59	Rs. 2500/- P.B.
1691	-do-	Block A Rs. 2000/- P.B. Block B Rs. 1500/- P.B. Block C Rs. 1000/- P.B.
1098	20.6.60	Rs. 400/- P.B. Rs. 100/- P.B.
1458	10.11.60	Rs. 1500/- P.B.

Out of the said Awards some of the land acquired through Award No. 1691 is similar to the land of these proceedings. The present land is situated on the Main Rohtak Road & part of the land acquired through Award No. 1691 is quite close to it. In this Award land of Block A was assessed at Rs. 2000/- per bigha on the material date i.e. 13.11.59. In a Reference under section 18, the Addl. Distt. Judge enhanced the market value from Rs. 2,000/- P.B. to Rs. 5,200/- P.B. in L.A. Case No. 139/69 - 'Ram Saran etc. Versus Union of India'. The Union of India has not preferred appeal against this judgment and hence this judgment is most reliable base of evidence to the market value of the land in question. No other judgment is available so far. On the basis of the market value fixed in the said judgment, the land in question is assessed at Rs. 5,200/- P.B. Kham & the same is awarded.

Compensation for structures :-

There is one Petrol Pump in khasra No. 583/2 of area measuring 1 bigha 02 biswa. This was set up prior to the date of notification U/s 4. But ~~the~~ persons in ^{possession} ~~possession~~ now has stated in his application/claim that owner of the Petrol Pump is Bharat Petroleum Corporation Ltd. This company has not filed any claim in spite of the service of the notice. Who so ever may be the claimant ^{of} ~~of~~ the Petrol Pump, is allowed Rs.2,000/- for shifting charges ^{for} ~~for~~ the material ^{concerned} ~~concerned~~.

Compensation for Trees :-

The following Trees are standing on the land presently under acquisition :-

Beri	-	One
Neem	-	One
Peepal	-	Three

The plants of the Beri & Neem are too small to be assessed. However Peepal Trees have been found to be worth Rs.40/- in all. These trees stands on khasra No. 583/2.

Interest :-

Notification under section 4 of the ACt was made on 10.11.60 followed by declaration under section 6 dt. 9.1.69. Interest under section 4(3) of the Land Acquisition (Amendment & Revalidation) Act., 1967 is attracted @ Rs.6% per annum w.e.f. 10.11.63 till the announcement of the Award.

Solatum :-

15% solatium will be paid to the persons interested over & above the value of land on account of compulsory nature of acquisition.

Deduction of Land Revenue :-

The land under acquisition is assessed to land revenue amounting to Rs.1.03 which will be deducted from the 'Khalsa' rent roll of the Village Madi Fur from the date of taking over possession of the land.

Apportionment :-

Compensation will be paid on the basis of the late entries available in the revenue record. If there is a dispute which could not be settled here within the reasonable time the matter will be referred to the court of ADJ for adjudication.

Vesting of ownership :

From the date of taking over possession of the land the land will absolutely vest in Govt. free from all encumbrances.

SUMMARY OF THE AWARD

1. Land measuring 2 bigha 08 biswa @ Rs. 5,200/- per bigha.	Rs. 12,480=00
Compensation for structures. i.e. removal/shifting charges.	Rs. 2,000=00
Compensation for Trees.	Rs. 40=00
Add 15% solatium.	Rs. 1,878=00
Interest @ 6% on the market value of land i.e. on Rs. 12,520 w.e.f. 10.11.63 to 9.11.82 i.e. 19 yrs.	Rs. 14,272=80
Grand Total	Rs. 30,670=80

(Rs. Thirty thousand, Six Hundred Seventy & Paise Eighty Only)

[Signature]
(B.S. Vana)
Land Acquisition Collector (PD)
Delhi.

Amended and filed today.

[Signature]
12.7.83
L.A.C. (P.D.)

Section 4 of the Acquisition Act, 1894, to all whom it may concern.

In exercise of the powers conferred by the aforesaid section the Chief Commissioner is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of any land in the locality, and within thirty days of the publication of the notification file an objection in writing before the Collector of Delhi.

The map referred to in paragraph 2 above as Annexure I may also be inspected at the following places:-

Office of the Land Acquisition Collector, District Courts, Tis Hazari, Delhi;

Office of the Delhi Municipal Corporation, Town Hall, Delhi;

Office of the New Delhi Municipal Committee, Town Hall, New Delhi;

Office of the Town Planning Organization, Asaf Ali Road, New Delhi;

Chief Commissioner's office, 5 Alipur Road, Delhi.

ANNEXURE I (MAP)

ANNEXURE II

GOVERNMENT OF INDIA

65/4

(97)

DELHI GAZETTE

DELHI ADMINISTRATION EXTRAORDINARY
PART IV

PUBLISHED BY AUTHORITY

NOTIFICATION

Delhi, the 10th November 1960

No. F 15 (245)/60 L.S.G. Whereas it appears to the Commissioner, Delhi, that the land is required by the Government at the Public expense for a public purpose, namely, the development of Delhi.

It is hereby notified that the land areas being a cross and marked with blocks, No U.V.W.Y and Z in yellow color enclosed map (Annexure I) and the description of which have been given in annexure II excepting the following land the blocks referred herein —

Government land and revenue land;

the land already notified, either under section 4 or under section 6 of the religious institutions and Waqf Land Acquisition Act, for any Government scheme;

the land under graveyards, tombs, shrines and the attached to religious institutions and Waqf property; likely to be acquired for the above purpose.

This notification is made under the provisions of

Block 'W'

North: The Southern boundary of Rohtak Road;
West: The eastern boundary of Block 'F' already
notified for Acquisition the 13th November, 1959;
South: The Majapark Drain; and
East: The Western boundary of Shivaji Park
(DLF Colony) and Punjabi Bagh Colony.

By order,

K. L. RATHEE, Secy.

(Local Self Government), Delhi Administration

DELHI

Forwarded by
Rajbir Singh Patwari
19-6-82

48/6
95

(TO BE PUBLISHED IN PART IV OF DELHI GAZETTE)
DELHI ADMINISTRATION: DELHI.

NOTIFICATION

Dated, the 9 January, 1969.

No F.4 (30) / 63-L & H (i) Whereas it appears to the L.T. Governor, Delhi that Land is required to be taken by Government at the public expense for a public purpose, namely for the Planned Development of Delhi, it is hereby declared that the Land described in the specification below is required for the above purpose.

This declaration is made under the provision of section 6 of the Land Acquisition Act, 1894 to all whom it may concern and under the provisions of section 7 of the said Act, the Collector of Delhi is hereby directed to take order for the acquisition of the said Land.

A plan of the Land may be inspected at the office of the Collector of Delhi.

SPECIFICATIONS:

Village or Locality.	Area Bis - Bis	Field Nos. or Boundaries.
Madipur.	2-08	582 min, 583 min 584 min

By order,

Sd/-

(D. P. BAHUGUNA)
Deputy Secretary III (Land & Building)
Delhi Administration, Delhi.

P.T.O.

(96)

Ms. F4 (30)/63-L&H (i)

Dated the 9 January, 1969.

Copy forwarded to the :—

- 1. Public Relations Department, Delhi Administration
(in duplicate for publication in the Delhi Gazette.
Additional District Magistrate (L.A) Delhi.
- Land Acquisition Collector (P) Delhi.
- Legal Adviser, Land & Building Department, Delhi
- Tehsildar (W) Land & Building Department, New Delhi
- Central Record Cell, Land & Building Department
Delhi.

Prepared by
Ajay Singh Patwari (L.A)
10-6-89

(D. P. BAHUGUNA)
Deputy Secretary III (Land &
Building) Delhi Administration,
Delhi,