

AWARD No. 48/81-82

85

NAME OF THE VILLAGE
NATURE OF ACQUISITION
PURPOSE OF ACQUISITION

MASUDA BAD
PERMANENT
CONSTRUCTION OF NAJAFGARH
POND DRAIN.

These are proceedings for determination of compensation u/s 11 of the Land Acquisition Act, 1894. The land measuring 1 Bighas was notified u/s 4, 6 17 of the L.A. Act vide notification No. F.7(78)/78-L&B(E)(2)(3) dated 30.4.79 of village Masudabad with the area of other villages. The land was required to be taken by the Govt. at the public expence, for a public purposes namely for the construction of Najafgarh Pond drain.

The present acquisition proceeding is confined to an area measuring 1 Bigha only.

Notices u/s 9 & 10 of the Land Acquisition Act were issued to the persons interested requiring them to file their claims. The claims and evidence will be discussed under the heading "Compensation Claims".

MEASUREMENT AND TRUE XKE AREA :-

Necessary measurement was carried out by the field staff at spot. Also relevant revenue record was consulted. The area found to be correct and true 1 Bigha. The details were as below :-

Kh. No.	Area	Kind of soil
225/3 min	1-0	Chahi

OWNERSHIP AND OCCUPANCY :-

Sl. No.	Name of the Owner	Kh.No.	Area	Kind of soil
1.	Smt. Kalawati W/o Sh. Goverdhan Caste Brahman vohra sakin Delhi.	225/3min	1-0	Chahi

CLAIM AND EVIDENCE

S.No.	Name of the claimant	Kh.No.	Area	Rate claimed	Evidence
1.	Smt. Kalawati W/o Goverdhan Dass through Roshan Lal, G. Attorney	225 min	1-0	Rs. 3000/- p.b. for land 15 % solatium 6% interest from the date of possession till the date of paymet.	Nil

MARKET VALUE :-

The Market value of the land under acquisition has to be determined with reference to the price prevailing at the date of notification u/s 4^{ie 30.4.1979} of the Land Acquisition Act, with all its advantages and with all its potentialities. The best evidence available to arrive at the correct market value of land would be the evidence of genuine sales executed about the times of notification either in respect of the land under acquisition or the portion thereof or sales of land precisely parallel in all circumstances to the land under acquisition.

The average sale price of the land during the past five years is as under :-

S.No.	Date of Regn.	Area	Total amount	Average per bigha
1.	19.10.74	0-10	Rs.2500/-	Rs.5000/-
2.	19.10.74	1-0	Rs.5000/-	Rs.5000/-
<u>1977</u>				
1.	3.8.77	6-08	Rs.10666=33	Rs.1666.60
2.	30.8.77	6-10	Rs.10833=33	Rs.1666=60
3.	22.8.77	10-14	Rs.17833=33	Rs.1666=60
4.	22.8.77	10-10	Rs.17500/-	Rs.1666=60
5.	25.8.77	14-12	Rs.29000/-	Rs.2056=70
6.	2.8.77	14-13	Rs.29300/-	Rs.2000/-
7.	9.11.77	2-09	Rs.6100/-	Rs.2489=80
8.	22.8.77	7-14	Rs.12833=33	Rs.1666=70
9.	8.8.77	4-16	Rs.8000/-	Rs.2500/-
<u>1978</u>				
1.	13.11.78	7-14	Rs.30000/-	Rs.3896-10
2.	3.6.78	3-11	Rs.7000/-	Rs.1971=85
3.	27.7.78	4-14	Rs.7050/-	Rs.1500/-
4.	27.7.78	4-16	Rs.7200/-	Rs.1500/-
5.	27.7.78	9-02	Rs.13650/-	Rs.1500/-
6.	23.9.78	0-06	Rs.450/-	Rs.1500/-
7.	27.7.78	9-12	Rs.14400/-	Rs.1500/-
<u>1979</u>				
1.	4.2.79	4-10	Rs.26000/-	Rs.5777=80

I have considered the claims so filed by the interested persons and have also considered the sale transactions made during the last five years. Recently I have given an award bearing No. 77/80-81 @ Rs.2000/- per bigha announced on 27.10.80. The date of notification u/s 4 of award No. 77/80-81 and the present one pertain to the same year only a gap of one month. The land under acquisition is carry the same potentialities which has been discussed in award No. 77/80-81, therefore, I determine the market value of the land is @ Rs.2000/- per bigha and accordingly award the same.

OTHER COMPENSATION

TREES, WELL and STRUCTURES :- No trees, well & structures were found on the land under acquisition.

INTEREST :- The acquiring department has taken the possession of the land under acquisition on 16.6.79. The persons interested are therefore entitled to take interest u/s 34 of the Land Acquisition Act w.e.f. 16.6.79 to the date of announcement of award.

LAND REVENUE :- The land under acquisition is assessed to a sum of Rs.0-62 paise only as Land Revenue. The same may be deducted from the rent roll of the village Masulabad w.e.f. 16.6.79

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APPORTIONMENT :- The compensation will be paid according to the latest entries in the revenue record.

SUMMARY :-

The award is summarised as under :-

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|----|--|--------------|
| 1. | Market Value of land measuring 1 Bighas @ Rs. 2000/- | Rs. 2,000=00 |
| 2. | 15 % solatium | Rs. 300=00 |
| 3. | Interest u/s 34 of the L.A. Act w.e.f. 16.6.79 to 31.1.81 (1 year and 230 days). | Rs. 224=96 |

Grand Total Rs. 2524=96

(Rupees Two thousand, five hundred twenty four and ninety six paise only).

Sd/-
(S. C. GUPTA)
LAND ACQUISITION COLLECTOR (P) : DELHI.

Announced in the Open Court
in presence of the concerned parties
the interested persons.

Sd/-

23.12.81

کام نہ ہوا
مہاجر
مہاجر
مہاجر (لکھنؤ) جی (لکھنؤ)

آدیشا گھار 2.A.C. Flood आज दिनांक 16-6-79
 हमराह श्री बलजीत सिंह पत्न्या 2.A. श्री श्री मन्मथ
 पत्न्या 2.A. व श्री श्री राम चंपराणि 2.A. मौके पर पहुंचा
 के पर महत्मा Flood Control Division Ho I को तरफ
 श्री राम लुन्दा गुलाठी अनुभाग अधिकारी के पर
 गिर मिले । राखवापरेग महत्मा के जुमादों को जे
 काम अराजी के चोरो तरफ युमाकर बुर्जिया राम
 गनाई गई तब राग खलरा 225/3 किन कुल रकना
 दादा I बीधा को कलजा बाकरी दिया गया।
 अका को कुशहरा न मुनादी बजोरम शोभा राम
 मरामी मौके पर व गांव में कराई गई । व बन्त कलजा
 मनादी बाले दारान में ले कोई ल्या होजर नहीं
 गया । और मौके पर किना किलम की कोई मजाहिरत
 श नहीं आई । पटनादी हल्का बनजैह का लदकार
 मे पर होजर नहीं आया अतः राक मौके कलजा-
 काम वादी वरुण अमल दरामद का गजात माल पटनादी
 हल्का को लिजवाई जाने । कलजा काम वादी मुकम्मल
 हो चुका है।

16/6/79
 16/6/79

16/6/79
 (S.S. Gulahy)

16.6.79
 16.6.79