

237/C

AWARD NO. : 23/DC(S)/2005-2006.

Name of Village : Mehrauli

Area under acquisition : 51 Bigha 11 Biswa

Purpose of acquisition : Planned Development of Delhi

Nature of acquisition : Permanent

Notification u/s 4 : F.15(245)/60/LSG/L&H Dt.24.10.61

Notification u/s 6 : F.19(136)/62/L&H-II/ Dt.04.01.69

A notification u/s 4 of the LA Act was issued vide No. F.15(245)/60/LSG/L & H Dt.24.10.61 & u/s 6 vide No. F. 19(136)/62/L&H-II/ Dt.04.01.69 for Acquisition of 51 Bighas 11 Biswas of land village Mehrauli.

The detail of true and correct area of the land under award is as under :-

<u>Field No./Kh.No.</u>	<u>Area</u>
264 (New) 1085(old) -	9-6
265 (New) 1086(old) -	16-11
266 (New) 1087(old) -	9-8
267 (New) 1088(old) -	7-7
337 (New) 2655/1114(old) -	8-19
Total	<u>51-11</u>

The following Civil Writ Petitions were received in respect of land :-

CWP No.	Title	Status of the Case
CWP No.834/83	Delhi Auto & General Finance Pvt.Ltd. Vs UOI & Ors	The Hon'ble High Court granted stay on 02.5.1983 which remained in operation till Civil Writ Petition was dismissed on 12.03.2001. The said CWP was restored on 23.4.2002, which was

Am

231/C

		dismissed by the Hon'ble High Court on 12.05.2003.
CWP No.3879/2003	Delhi Auto & General Finance Pvt. Ltd. Vs UOI & Ors	The Hon'ble High Court granted stay on 24.12.2003, which remain in operation till Writ petition was dismissed on 04.03.2005.

Accordingly, the acquisition proceeding remain in abeyance for period w.e.f. 02.05.1983 to 12.03.2001, 23.04.2002 to 12.05.2003 & 24.12.2003 to 04.03.2005, due to stay granted by Hon'ble High Court in above-mentioned CWP's.

Notices :- Notice u/s 9 & 10 were issued to the all recorded owners.

Compensation Claims :- No claim has been filed by the petitioners/interested persons.

Documentary Evidence : Nil

Market Value :-

The market value of the land has to be determined with reference to the price prevailing as at the date of preliminary notification. The market value means the price that would be paid by willing purchaser to a willing seller where both are actuated by business principles prevalent at the time in the locality. The price, therefore, paid for comparable properties in the neighborhood are the usual evidence as to the market value.

Since no claim for compensation has been filed by petitioners/interested persons despite of notices u/s 9 & 10 of L.A.Act, the undersigned has relied upon the rate awarded in Award No.1161 of village Mehrauli. The award No.1161 is subsequent to the notification u/s 4 Dt.30.11.1961. Vide award No.1161, the

Contd-3/-

compensation awarded is @ Rs.8/- per sq.yd. for similar land of same village.

Therefore, on the basis of aforesaid award, I assess the market value of the land @ Rs.8/- per sq. yd as on the date of notification u/s 4 of L.A.Act.

TREES : The land was vacant, hence no compensation assessed.

WALLS & STRUCTURE: The land was vacant, hence no compensation assessed.

30% SOLATIUM: 30%Solatium is payable on the market value of the land U/s 23(2) of L.A.Act 1894.

ADDITIONAL AMOUNT U/s 23(1-A):

In addition to the market value of the land an amount calculated at the rate of 12% per annum on such market value for the period commencing on and from the date of publication of the notification under section-4, sub section-(1), in respect of such land to the date of the award of the Collector or the date of taking possession of the land, whichever is earlier.

APPORTIONMENT

Compensation will be paid on the basis of the latest entries in the revenue record. If there is a dispute regarding title/apportionment, which could not be settle here within a reasonable period, the dispute will be referred to the court of ADJ for adjudication u/s 30 & 31 of L.A.Act.

VESTING OF OWNERSHIP:

From the date of taking over the possession of the land, the land under acquisition will vest absolutely in government and free from all encumbrances.

LAND REVENUE DEDUCTIONS :

The land revenue assessed by the revenue officer concerned till date shall be deducted from the awarded money at the time of making the payment.

Contd-4-

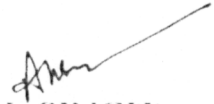
29/C

SUMMARY OF AWARD :


<u>S. No.</u>	<u>Details</u>	<u>Amount of Compensation.</u>
1.	Market value @ Rs.8/- per Sq.Yd for an area measuring 51 Bigha 11 Biswa (51958 Sq. Yd)	= Rs. 4,15,664=00
2.	Solatum @ 30%	= Rs. 1,24,699=20
3.	Additional amount @ 12% u/s 23(1-A) w.e.f. 24.10.61 to 06.06.2005 for 8554 days (excluding stay period w.e.f. 02.05.1983 to 12.03.2001, 23.04.2002 to 12.05.2003 & 24.12.2003 to 04.03.2005).	= Rs. 11,68,961=04
<u>TOTAL</u>		= <u>Rs. 17,09,324=24</u>

(Total Rupees Seventeen laes nine thousand three hundred twenty four &
paise twenty four only)

Approved


(A.K. SINGH)
LAND ACQUISITION COLLECTOR
(SOUTH)

DIV.COMMISSIONER/SECRETARY (REV.)


1/6/2005.
Award announced in open court today i.e. 6/6/5.
Am 6/6/5