Award No. 1635

In pursuance of Delhi Administration Notification No. F.15(188)/60-ISG dated 16th March, 1961 made under section 4 of the Land Acquisition Act of 1894, 276 Bighas 11 Biswas of land in village Nangloi Jat was notified to be needed for a public purpose i.e. for Establishment of an Industrial Estate.

Objections were received U/s 5(A) of the said Act and the same were submitted with a report for the decision of the Appropriate Govt. The Appropriate Government after considering the report made U/s 5(A) sub-section(2) being satisfied that the land in question was needed for a public purpose issued a declaration to that effect vide Notification No.F, 15(188)/60-LSG dated 21.12.62 under section 6 of the said Act. By the aforesaid Notification land measuring 268 Bighas 17 Biswas, the details of which shall be shown under the head "Measurement & Ownership" in village Nangloi Jat was notified for acquisition. Notice U/s 9(1) of the Land Acquisition Act was given due publicity inviting claims from all interested persons. Notices U/s 9(3) and 1011) of the Land Acquisition Act were served upon the known The claims for compensation received in interested persons. compliance with the notices shall be discussed in this award under a separate heading "Compensation Claims".

notices under section 9 & 10 by mistakes were issued to the interested persons on the basis of notification No.F.15(295)/60-LSG/
L&H dated 24.10.61, but on the report of N.T. dated 26.8.63, not were issued again under section 9 & 10 to the interested persons who after service of relevant notices still took the position, that their previous claims filed by them and proof led by them be taken into consideration, and that they did not want to adduce any further proof.

Measurement & Ownership.

The area under acquisition in the Notification under section 6 of the Act is 268 Bighas 17 Biswas. The

area of measurement in consequence of the actual measurement covered by the field staff also comes to 268 Bighas 17 Biswas.

A statement of the land under acquisition, showing the fields nos., ownership, area and classification of soil is given below:-

S.N	No. Name of owners.	Khasra Nos.	Area	Classification.
		Rect.No. Killa	Big.Bis.	
1	2		4	5
1.	aghbir Singh, Sultan Singh, ss/o Udmi in equal shares1/3.	9 - 25	2 - 10	Chahi
	Bhas Singh, Budho ss/o Lachman in equal shares1/3	10 - 21	4 - 16.	Chahi
	Shiban s/o Nihalu1/3	10 - 22	4 - 16	C <u>h</u> ah i
		10 - 23	4 - 16	Chahi
	<i>(</i>	10- 20	5 - 13	Chahi
	•	35 - 2/2	4 - 11	Chahi
4.00			4 - 12	Chahi
		, 35 - 4	4 - 12	Chahi
,		35 - 5	4 - 12	Chahi(4-10) Ghairmumkin(0-2)
		35 - 6	4 - 16	Chahi.
		35 - 7/1	0 - 5	G.M.Well.
		35 - 7/ 2	4 - 14	Chahi.
. 1		35 - 8/1	2 - 8	Chahi.
		35 - 13/2	0 - 4	G.M.Well
		35 - 13/ 3	1 - 6	Chahi (1-5) G.Mumkin (0-1)
n /		35 - 14 Total:	<u>2 - 17</u> 57 - 08	Chahi Chahi 56-16 🌡
V				G.M.Well 0-9 K G.Mumkin 0-3 K
			- 91	Chah i.
5	. Chiranji Lal - Ram Chander ss/o Rati Ram	10 - 7/2	0 - 11	
-	in equal shares 1/6 Mst. Ghogri, Jiwini ds,	/o 11	3 - 10	Chahi. (3-5) G.M.Well (0-5)
	Bhoru in equal shares. Behari s/o Ram Parshad	1. • 1/0 IZ	4 - 16	Chahi.
	Maha Singh, Hoshiar Si	ngn <u>1</u> 3	4 - 16	Chahi G.M.Well.
	ss/o Ram Karan in equal	14/1	0 - 6	

shares....1/6.

1. 2	3	77. s. vi	4	5
Thandi Ram s/o Mehar Singh1/3.	Rect. No	• Killa No 14/3	2 - 5	Chahi G.M.Po
#		17/ 3	2 - 5	Chahi.
	÷	18	4 -16	Chahi
		19 Total:	<u>4 - 16</u> 28 - 1	Chahi 27 - 5 G.M. Welllo -11 G.M. Pondlo - 5
3. Bhola - Abhe Ram, Munshi, Lachmi Narain ss/e Roop Chand in equal shares.	10 - 11 - 10	* 17/1 - 20/2 16/1 /16/2 17/2 24 25 Total:	1 - 4 2 - 8. 0 - 5 4 - 11 1 - 4 4 - 16 4 - 16 19 - 4	Chahi. Chahi. G.M.Well. Chahi. Chahi. Chahi. Chahi. Chahi. Chahi. Chahi. Chahi.
4. Mir Singh s/o Kuria	11	7/2	0 - 9	Chahi.
v		11/2	2 -12	Chahi 🖈
		* 12 * 13	4 -16	Chahi.✓ Chahi.✓
	:	$\frac{13}{14}$	4 - 4 3 - 7	Chahi.
		17	5 -19	Chahi
		18	4 -16	Chahi G.M.Well 4-12 0-4
	·	19	4 -16	Chahi
		20/1	2 - 8	Chahi -
		23	4 -16	Chah i V
			38 - 3	Chahi 37 - 19 G.M.Well 0 - 4
	•			
haju s/o Lakha	11	21	4 - 16	Chahi -
Teju s/o Ganga Sahai in equal share.		22	4 - 16	Chahi.
	34	ĺ	4 - 12	Chahi (4-10) G.M.Rasta (0-2)
		2/2 2/1	4 - 7 0 - 5	Chahi.v G.M.Well:
		9/1	1 - 4	Chahi.
		10/2	1 - 4	Chahi (1-2) G.M.Rasta(0-2)
		Total:	21 - 4	Chahi 20 - 15 G.M. Well 0 - 5 G.M. Rasta0
3. Rohtash s/o Lo Ram	35	1/1	2 - 15	Chahi 🗸
			Ç	

cont d

1 2		3		4	5
	35	10/2		2 - 16 1 - 18	Chahi Chahi
	36	5 ` 6	•	4 - 6 4 - 16	Chahi. Chahi.
•		7 7 14/1		2 - 1 0 - 4	Chahi G.M.Well. —
		14/2	u e ^{s.}	2 - 19	Chahi.
			Total:	21 - 15	Chahi 21-11 G.M.Well 0-4
, it					G.N. Metr O- A
7. Hari Singh s/o	34	3		4 - 12	Chahi - G.M. Well
Persa		8		4 - 16	4-7 0-5 ^t Chah i
		9/2		3 - 12	Chahi(3-10)
•			_	0 = 12	G.M. (0-2)
		12		3 - 0	Chahi (2-18) G.M. [0-2)
		13		3 - 0	Chahi
		,	Total	l: <u>19 - 0</u>	Chahi 18-11
					G.M.Well 0- 5 G.M. 0 -4
8. Des Raj s/o Har Deva	a. 34	5		4 - 13	Roslia
Maya Ram s/o Chhaju		6		5 - 12	Rosla.
equal shares.		15		3 - 14	Rosli.
•	11	25		3 - 5	Rosli.
			Total:	17 - 4	
O Down Chand Munchi	24	4		4 - 12	Chah i : 🗸
9. Roop Chand, Munshi ss/o Hukmi.	34	7/1		0 - 5	G.M.Well.
•		7/2		4 - 11	Chahi -
		.,		9 - 8	Chah i 9 - 3
1.				3 - 0	G.M.Well 0 - 5
10 Dechhim Gingh	34	10/1		3 - 12 \	Chahi (3-10)
10. Raghbir Singh, Sultan Singh ss/o	. 0-	•	. •		G.M. (0- 2) Chah i (2-18)
Udmi in equal share1/3.		11		3 - 0	G.M. (0-2)
Bhat Singh, Budho	2.5	< 3.5		3 - 0	Chahi 🔨 🏸
/ss/o Lachman in equal share. 1/3.	35	15	Total	: _9 - 12	Chahi 9 4 8
Shiban s/o Whala.	1/3.				G.M. 0 - 4
			**	-	
Raj Pal soo Tokhan	10	6		0 - 12	Chahi 🗸
	•	7/1		0 - 9	Chahi 🗸
Andrew Miller (1997) Andrew Miller (1997) Andrew Miller (1997)		15	€.	4 - 16	Chah t (2-3) v
	*	14/2		2 - 8	G.M. Pond (G-5)
	n	11/1		2 - 12	C.A.N. Vo-7)
	**				contd

1.8	1.	2		3		4	5
					Total: 1	0 - 17	Chahi G.M.Well Pond.
			,				10-7 0 - 10
7 ,	÷						O V
	12.	Daya Nan	d, Perma	35 1/2	1	- 18 - 3	Chahi G.M.Well
		Nand ss/o Singh in	o Budh	2/ <u>1</u> 8/2	2	- 3 :- 8	Chahi -
		share.	G (1 ctor 1.	9		- 14 - 0	Chahi ~ Chahi ~
				10/1		. - 0	Chahi/
				/12	3	- 2 - 10	Chahi Chahi (1-9)
	٠			13/1			G.M.Makan/(0-1)
					Total: <u>17</u>		Chahi (16-17)
,				•	_	G.	G.M.Well(0- 3 M.Makan (0 - 1)
٠.				The total	classification	of land un	der acquisition
•			is s	ummarised a	s under:-		
. , •	•			Cashi	Big247 -		
·, · .				Rosli	17 -	04	
,							
				15	Total: 268-		
			C ome	ensation Cl	aim.		
			<u> </u>			land dagaad	II/a 0 % 10
					ance of the Noti		
7			of t	he Land Acq	uisition Act, 18	894, the fo	llowing interests
- ·			pers	ons have fi	full par	le prepared ticulars c mpensation	below:- below gives the f the claimants, claims proof
£**		Name of		Date of	Compensation	Document	•
	No	•the clai- mants.	- No.reg. wich	filing the claim.	claimed with grounds.	proof or other pr	
")		111,012,000	claim	magazination na managamatina di angazina	deal discourse throughous section, and throughous throughous	led by c	
•	*****		filed.				/
		2	3	4	5	6	7
			Rect.Kil				
		Sh.Roop	34 - 4	31.1.63	Have claimed		Deed They have
		Chand & Munshi	34 - 7/1		compensation @ Rs.20/-per	No.2414 d	
			34 7/2		sq.yds i the	which Sh.	
M	/		•		land was Chahi.	Koria sol	
U							land tructed on t
, ,						324Killa	.No. vell. No.21/1
				4		& 10/1 in	village
ë . Yezhoù	1 20		, .	*	•	Nangloi J.	Narain &
							n s/o Ranjit Rs.13 7 5/
요 	•		٠		2.		aced an extract
	·	Sh Mo∙•- ∵-		27 7 62		of Khasra	Girdawari.
A		Sh.Maya Ra s/o Chhaji		31.1.63	Has claimed a lot of com-	of Khasra Regd.5 le 2414 dt.1	Girdawari. Deed No
				31.1.63	Has claimed	of Khasra Regd.5 le 2414 dt.1	Girdawari. Deed No

6

the land around his land under acquisition is being sold at Rs.10/-per sq. yd.

which Shri Mir Singh s/o Shri Koria sold 0-5 Bis. of land from Rect.No.31 Killa No.21/1 and 10/1 in village Nangloi Jat sold to Sh. Jai Narain and Zile Singh sa/o Ranjit Singh for Rs. 1375/-.

Note: Shri Maya Ram in his application also stated that notice has been issued to one Shri Hardeva who died about 1 months ago and that his only son was Shri Des Raj.

3. Sh. Teju s/o w Has not Sh. GangaSokoi mentioned any Khasra Nos. in his claim.

Has claimed 31.1.63 that he and his brother Sh.Chajju be pa compensation at the rate

Chahi.

of Rs. 10/per Sq. Yard as their land was

1. Produced Regd. Sale Deed, No.2414 dated 12.7.61 referred in column No.6 of above against claim S.No.1. 2. Regd. Sale Deed No.3064 dated 22.10.60 vide which Sh.Arjan Singh s/o Hardial Sh.Munshi Ram s/4 Murti sold 516 Sq.yard of land out of Khasra No.43/1, 42/5 in village Nangloi Jat to Matu Ram Jain s/o Lala Misri

Lal Jain, Nangloi Jat for Rs.3000/-

Produced Regd.

No.2414 dated 12.7.63, parti-

culars of which

have been given

Sale Dead

Sh.Raj Sir s/o Shri Tokhan.

10 -

10 - 7/1

10 - 15

10 - 14/2

Has claimed a lot of compensation saying that the market value of the land was Rs.15/per Sq.yard as it was Chahi and near to RLy.Station and to a Factory and was surrounded by Pucca

roads on 3 sides.

in Column No.6 againat Column No.1.

Sh. Mir Singh s/o Koria.

11 - 7/2

11 - 11/2

31.1.63

Has claimed 31.1.63 a lot of com-

1. Regd. Sale Deed No.2414 pensation saying Dt.12.7.63

contd.....7.

				6	7
1_2	3	4	5		<u>:_/_</u>
	11 - 12			particulars of this Sale Deed	
•	11 - 13		land under acqui-	have been given	
			sition was Rs.20/-	in column No.6 against Claim	•
•	11 - 14	÷ ÷ ÷ ÷ ÷ ÷ ÷ ÷ ÷ ÷ ÷ ÷ ÷ ÷ ÷ ÷ ÷ ÷ ÷	the land was	SN 1.	
	11 - 17		Chahi, and was 2. situated near	A copy of an agreement dt.	
	11 - 18		Railway Station	7.12.60 vide	
	11 - 19		and was surroun-	which Sh.Mir Singh s/o	
·	The same of the sa	*	ded by 3 Pucca	Koria made an ag in favour of	greem
	11 - 20/1		Roads.	Piare Lal s/o	
	11 - 23			Loku for sell- ing his 38 Big.	
	11 - 60 W			3 Bis. of land	
		*		at the rate of Rs.8000/-Per	
				Bigha.	
		· · · · •	3.	Copy of Regd.	
		f		Sale Deed No. 3064 dated	
		1		22nd October 1960 (particular	
k .			ŧ	of this sale	
				deed given in column No.6	
				against Claim	
				S.N.3 chove).	-
6.Sh.Raghbir	9 - 25	31.1.63	Have claimed	Regd.Sale Deed No.2414 dated	Have med
Singh s/o	10 - 20	•	compensation at the rate of	12.7.61(parti-R	s.500
Udmi Ram, and Shiban s/o	10 - 21	i i	Rs.6000/-Per Bigha as the land	culars of this sale deed have	well
Nihala,	10 - 22	i de la companya de l	was being irri-	been given in	Rs.50
B ine Singh s/o Lachman	10 - 23	1 4 . 4 - 1	gated by two wells and was	Column No.6 against claim	tree
Budh Singh	35 - 2/2	•	cituated on	S.No.1 above.	
s/o Lachman, Sultan Singh	3		Rohtak Road near2 Railway Station	Solte been 2001	8
s/o Udmi Ram	• 4 5		and a workshop.	dated 22.10.60 (particulars	
	7/1	* * * *	•	of this sale	
	7/2	4		deed given in calumn No.6	
	8/1			against claim	
	35 - 15			S.No.3 above.	
	35 - 14 35 - 13 ⁄3			-	
·	35 - 13/2				
	34 - 11 34 - 10/1	: !		•	
7 Ch Dava	35 - 1/2	31.1.63	Have claimed	Regd.Sale Deed	Hav ime
7.Sh.Daya Nand s/o	35 - 2/1	* 10°	c-ompesation at the rate of Rs.	No.2414 dated 12.7.61(parti-	500
Budh Singh	35 - 8/2		6000/- per Bigha	culars of this	10
filed the claim for	35 - 9		as the land was Chahi.	sale deed have been given in	fo
himself and	35 - 10/1		C There was A	Column No.6	Ki tre
on behalf of his bro-	35 - 11/2 35 - 12			above against' Claim S.No.1.	and
ther Shri	35 - 13/1				3000 a H
Perma Nand.			. 	contd	
				COTION	'

contd....

/			•			
1	2	_3	4	5	6	7
88.	Sh. Hari Singh s/o Parsa	34 - 3 34 - 8 34 - 9/2 34 - 12 34 - 13	31.1.63	compensation at the rate of Rs.20/- Fer Sq. Yard on the ground that land is Chahi.	Regd.Sale D No.2414 dt. 12.7.61 (pa culars of t sale deed h been given Column No.6 above again Claim S.No. Copy of Reg Sale Deed N 3064 dated 22.10.1960 (particular of this sal deed have b given in co No.6 above against cla S.No.3	rti- his ave in st d. o. seeen lumn
9.	Sh. Lachmi Narain s/o Roop Chand, Abhe Ran s/o Roop Chand, Munshi Ram s/o Roop Chand, Bholu Ram s/o Roop Chand	10 - 17/ 16/ 16/ 12/ 24 25 11 - 20/	22	Have claimed compensation at the rate of Rs.6000/- Per Bigha as the land was Chahi and was situated mear Railway Station etc.	Have filed a copy of the regd. sale deed No.2414 Dt. 12.7.61 (particulars of this Sale deed are mentioned in Column No.6 above against claim S.No.	a well a Rs. 1907- efor a Ki tree.
				2	Copy of the Regd.Sale Deed No.306 dated 22.10 (particular of the abosale deed a mentioned in Column N 6 above aga Claim S.No.	4 •60 s ve re • • •
10.	• Sh. Rohtas s/o Sh. Lo Ram	35 - 1/1 35 - 10/ 35 - 11/ 36 - 5 36 - 6 36 - 7 36 - 12/ 36 - 14/	'I '1	Has claimed compensation at the rate of Rs.10000/- Per Bigha as the land was Chahi and was located near Railway Station and on Rohtak Road.	Copy of the Regd.Sale Deed No.241 Dt.12.7.61 (particular of this Sal Deed are metioned in Column No.6 above again Claim S.No.	med Rs. 4 5000/- as comp s sation e for the n-Well.

2.Copy of Regd.
Sale Deed No.3978
Vide which Sh.Munsh:
Shrimati Johar Kaur
Arjan Sinch etc.sole
about 252 sq.yds.
land in V. Nangloi
contd....9

1 2 3 4 5 6 7

in Rect.No.32 Killa No.21/2 to Sh. Ghisa Ram Sh. Mange Ram ss/o Deep Chand for Rs. 1000/-.

Shri Rohtas s/o Lo Ram appeared before the Land Acquisition Collector on 31.1.63 and stated that his land which was Chahi having a well in it was surrounded by two big Roads. He also stated that before acquisition, he was offered Rs.5/- per sq.yds. as its price, but he did not sell the same. He further produced sale deeds in support of his claim.

Shri Roop Chand and Shri Munshi ss/o Hukmi made statement, saying that the claim filed by them was right and that the compensation should be given to them in accordance with the claim. They further produced sale deeds in support of their claim.

Shri Taju s/o Ganga Sahai, Shri Maya Ram s/o
Lo Ram, Shri Mir Singh s/o Kuria have stated that they
should be given compensation in accordance with the claims
filed by them. They produced registered sale deeds in
support of their claim.

Shri Raj Singh s/o Tokhand also stated that he should be given compensation in accordance with the claim given by him. Shri Daya Nand s/o Budh Singh, Raghbir Singh s/o Shri Udmi, Sh. Hari Singh s/o Persa and Lachmi Narain s/o Roop Chand have stated that they have filed their claim and that the compensation be assessed keeping in view the quality of their land.

Shri Deeg Ram, UPPardhan Panchayat Gaon Sabha stated that Rectangles Nos.9, 10, 11, 34 & 35 comprised the land of the Gaon Sabha where there was a foot-path and a Khal. He stated that he did not receive any notice U/ss 9 & 10 and that the compensation of the land belonging to Gaon Sabha be assessed in accordance with the quality of the land.

1

I have gone through the various sale deeds and other proof led by various claimants in the case. copies of all the sale deeds i.e. No. 2414, 3064, 3978 which have been produced, go to show that the land in small areas in the shape of plots have been sold under these registered sale deeds, and hence these sale deeds cannot be made the basis for determining market value in the case, because in such sale deeds prices are generally overstated and exaggerated by the vendees in collusion with the vendors with a view either to defeat pre-emption claims or for fetching more prices by way of resales. Prices are also quoted more in the sale deeds involving small plots of lands, because some of the land has to be left out by the vendors for giving certain facilities of access etc. to the purchasers of such plots of land. As such the prices at which these small plots were sold cannot be taken into account as criterion for determining the compensation of land under acquisition which is quite large area. For every dozen purchasers who would be willing to buy a small plot, one might hardly find a single purchaser for such a large area of undeveloped land.like the land under acquisition.

Shri Mir Singh produced a copy of an agreement dated 17.12.60 vide which he entered into an agreement for selling 38 bighas 3 biswas of land at the rate of Rs.8000/- per bigha with piare Lal s/o Loku. The above agreement cannot take place the position of a sale and may be a fake agreement between the parties for using the same in the acquisition proceedings. Hence I do not place any reliance on the same.

contd.....ll.

Thus the sale deeds produced in these proceedings in my opinion are quite deceptive for assessing market value of the land under acquisition and hence cannot be relied upon.

The compensation claimed by the various claimants in my opinion is fabulous, grossly ingenuine and excessive.

Market value.

We have to find out the market value of the land under acquisition as prevailing on the date of Notification U/s 4 namely dated 16.3.61.

The year-wise statement of average sale price for the quinquennium immediately preceding the date of Notification under section 4 of the Act has been worked out as under:-

do

(These sales took place between 17.3.56 to 16.3.61)

S.N	o. Year.	Area sold Big.Bis.	Consideration money.	Average per Bigha.
	2	3	4	5
1.	1956-57 (17.3.56 to 16.3.	57) 12 - 00	Rs.5500-00 nP.	Rs. 458.33 nP.
2.	1957-58 (17.3.57 to 16.3.5	58) 41 - 12	Rs.17250.00nP.	Rs. 414.66 nP.
3.	1958-59 (17.3.58 to 16.3.5	59) 3 - 7	Rs. 3650.00 nP.	Rs.1089.55 nP.
4.	1959-60 (17.3.59 to 16.3.6	so) 27 - 0	Rs.32560.00 nP.	Rs.1205.93 nP.
5.	1960-61 (173.60 to 16.3	.61) <u>42 - 16</u> <u>126 - 15</u>	Rs.91400.00 nP. Rs.15036000 nP.	Rs.2135-51 nP. Rs.1186.27 nP.

From the above table it is evident that the average sale price per bigha for the year 1960-61 comes to Rs.2135.51 nP. The sale deeds which took place in the year 1960-61 are as follows:-

S.	Mutation No.	Date of Registra-	Area sold. Big. Bis.	Consideration mone n.	Average pe: Bigha.
	<u> </u>	tion.			
-	2	3	4	5	6
1. 2. 3. 4.	1187 1192 1193 1194	22.4.60 26.9.60 26.9.60 26.4.60	2 - 00 1 - 00 1 - 2 5 -12	Rs. 8000.00 Rs. 3000.00 Rs. 3000.00 Rs. 11000.00	Rs.4000.00 nP Rs.3000.00 nP Rs.2727.27 nP Rs.1964.29
			• •		

contd....12

·			Λ	5	6
1	2	3			
5.	1201	10.11.60	22 - 16	Rs.46000.00 nP.	Rs.2017.54 nP.
6.	1202	12.8.60	1 - 11	Rs. 3000.00 nP.	Rs.1935.48 nP.
7.	1204	18.10.60	2 - 6	Rs. 4000.00 nP.	Rs.1739.13 nP.
<i>i</i> •	100-		2 70	Rs. 3000.00 nP.	Rs.6000.00 nP.
8.	1217	13.10.60	0 - 10		5
9.	1219	22.10.60	0 - 10	Rs. 3000.00 nP.	Rs.6000.00 nP.
10.	1224	24.6.60	0 - 5	Rs. 400.00 nP.	Rs. 1600.00 nP.
10.	1. C. P. E.			Rs. 7000.00 nP.	Rs.1346.15 np.
· 73.	1235	21.7.60 Total:	<u>5 - 4</u> <u>42 - 16</u>	Rs.91400.00 nP.	Rs.2135.51 nP.

Out of the above mutations nos., 1192, 1193, 1194, 1202, 1204, 1217, 1219 were not sanctioned and were rejected The rest of the mutations are pending and have not been sanctioned so far. The above table further shows that mutation Nos.1192, 1193, 1217, 1219 and 1224, 1202, 1187, % 1204 relate to the sales of plots and small areas of land which may be having facilities of roads, lanes etc. with it In the sales of such plots prices are generally exaggerated and overstated by wendors in collusion with vendees either for defeating pre-emption claims or for fetching more prices by way of resales. As such, the prices quoted in the transaction of the sales of small plots are generally deceptive and do not furnish correct basis for the determination of the fair and reasonable market value of the land. The Naib Tehsildar in his chief data has reported that the land relating to mutation No.1201 is situated on the Delhi Rohtak Road, at a distance of over one mile away towards Delhi from the land under acquisition. The land being situated nearer to Delhi has greater potential value and/would not be safe to consider this sale, while assessing the market value of The Naib Tehsildar has further the land under acquisition. reported in his chief data that mutation No.1194 relates to piece of land situated on the Delhi Rohtak Road wherein

the purchaser Shri Awtar Singh of Ferozepur District

contd... ¹³

Mor

bought it. This land is also towards Delhi side about half a mile from the land under acquisition. This particular sale therefore cannot be taken as the true index of the market value of the land under acquisition. As g regards, land including in mutation No.1235, this is a private transaction and generally the parties purposefully overstate prices in the sale deeds for fear of pre-emption.

I have seen the land under acquisition.

The tract of land lies between the Railway Station,

Nangloi and Delhi Rohtak Road.

The following table enumerates the various awards pronounced in this village as reported in the chief data of the Naib Tehsildar.

S.No.	Award No.	Date of Notifi- cation under section 4 of the Land Acquisition Act.	Kind of soil.	Rate per Bigha.
	2	3	4	5
<u></u>				
1.	1143	F.15(116)/59-LSG	- ,	Rs. 750/-
		Dated 7.11.1960.		
2.	1321	F.15(III)/59-LSG	Chahi 1	
4	10 0 m	Dated 13.11.1959.	Nehri Å	Rs.1000/-
			Ghairmumk	in Rs. 400/-
			Banjar Qa	dim " 750/-
3.	1390	F. 15(56)/62-LSG	Chahi	Rs.1600/-
		Dated 22.6.62.	Rosli	KRs.1300/-
			Ghairmumk	
4.	1403	F. 15(245)/60-LSG-L&H	Nehri	Rs.1250/-
		Dated 24.10.61	Ghairmuml	din Rs. 600/-

1	2	3	4	5
5.	1440	F.15(78)/62-LSG ii Dated 12.7.62	Rosli G.M.	Rs. 1000/- Rs. 600/-
67	1564	F.15(III)/59-LSG Dated 13.11.59	Chahi Rosli G.M.	Rs.1000/- Rs.1000/- Rs.400/-
7.	1612	F.15(245)/60-LSG dated 24.10.61	Chahi Rosli Ghairmumkin	Rs.1250/- Rs.1100/- Rs. 600/-
8.	1622	-do-	Chahi	Rs.1250/-

The land acquired vide Award No.1321 & 1564 was notified under section 4 on 13.11.59 and that of AwardNo.1149 on 7.11.60 while that of Award No.1390 on 22.6.62. under acquisition was notified on 16.3.61 under section 4 of the land acquisition Act. In Awards No. 1321 & 1564, Rs. 1009/per bigha were awarded for Chahi, Nehri & Chahi Rosli land. ` For Chahi land in Award No.1390 Rs.1600/- per bigha were awarded, while for Rosli land & Ghairmumkin land Rs. 1300/- per Bigha were awarded. It is an admitted fact that prices around Delhi are gradually increasing every year. Admitting that the appreciation of prices has been there in these years, then the prices for the land in 1961 should be somewhere in the between the prices for the year 1960 and year 1962. Award No.1403 Rs.1250/- was give Nehri while Rs.600/per bigha was given for Ghairmunkin rand. The date of Notification under section 4 of the Land Acquisition Act of the land covered by Award No. 1403 is 24.10.61, while the date of Notification under section 4 of the land under acquisition is 16th March, 1961.

After giving full consideration to all the facts namely; the situation, the quality of the land, the relevant sales transactions and the Awards announced by the L.A.Cs and also allowing some appreciation of prices, I am of the view that the following rates would be most reasonable and fair in this case and award the same accordingly.

Chahi land per Bigha......Rs.1250/Rosli land per Bigha.......Rs.1100/Ghairmumkin per Bigha......Rs. 600/-

15% of this value would be paid as solatium for compulsory acquisition. contd....15.

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It may be stated here that in Rect. No.10 Killa
No.14/3 measuring 2 Bighas 5 Biswas and in Rect. No.10
Killa No.14/2 measuring 2 Bighas 8 Biswas had been
shown to be Chahi in the extract of Khasra Girdawari of
Kharif 1961. The spot inspection has revealed that out
of the total area of Killa No.14/3 and 14/2, 5 Biswas of
land in each was found to be Ghairmumkin Johar. The
classification of the aforesaid two Killa nos. now shown
under the heading 'measurement and ownership', therefore,
differs from classification shown in the Khasra Girdawari.
The following table shows the position of the classification
of these two Killa Nos.:-

\$1.No.	Rect. No.	Killa No.	Total area as shown in Kharif, 1961.		Classification which has been adopted and shown under the heading measurement & ownersh		
1.	2.	3.	4.			5.	
			Big.	Bis.	Big.	Bis.	
1.	10	14/2	2	8 Chahi	2 0	3 Chahi 5 G.Mumkin Johar.	
2.	10	14/ 3	2	5 Chahi	2	O Chahi 5 G.Mumkir Johar.	

The compensation of the above two Killa nos. 14/2 & 14/3 shall be paid on the basis of the classification which has been adopted in Column. No.5.

Trees, Wells and other structures.

The details of the wells, structures and trees found on the spot and the amount of compensation is assessed as under:

S.No.	Khasra No. the well i Rect. No.	s situated.	Brief particulars of well.	Value assessed.
1.			3.	4.
1.	10	14/1	One pucca well (Jari) made of lime and brick - 8 feet diameter, 31 ft. Nal.	Rs.1000/-
2.	¹ 10	16/1	Made of cement and brick - Diameter 8 feet, 26 ft. Nal, in bad condition, requires repairs.	Rs. 800/-
3,	10	11	One pucca small well made of small bricks	Rs. 100/-

j				
3. 1	2		3	4
	•		Gair Jari (very old) and in dilapidated and rotten condition, made of lime & small bricks - 40 feet Nal Feet Diameter.	
4.	√11 11/1		One Pucca Well made of cement and bricks 28 Feet Nal - 8 Feet Diameter.	Rs.1000/-
5.	⁷ 11 18		One Pucca Well (Jari) made of cement and bricks 36 Feet Nal - 8 Feet Diameter.	Rs.1000/-
6.	√ 34 2/1		One Pucca Well (Jari) made of lime and bricks 32 feet Nal - 8 Feet Diameter.	
7.	√34 3		One Pucca Well (Jari) made of cement and bricks in good condition 36 Feet Nal - 8 Feet Diameter.	Rs.1200/-
8.	√ 3 4 7/1		One Pucca well (Jari) made of Lime and cement 32 Feet Nal - 8 Feet Diameter.	Rs.1000/-
9.	* 35 2/1		One Pucca well (Jari) made of Lime and bricks 32 feet nal - 8 feet Diameter.	Rs.1000/-
10.	· 35 7/1		One Pucca well (Gair Jamade of Lime and small bricks 32 Feet Nal - 8 Feet Diameter in bad condition.	ri)Rs. 800/-
12.	√ 35 1 3/2		One Pucca well (Gair Jamade of Lime and small bricks - 40 Feet Nal - 8 Feet Diameter, in backcondition.	*
12.	v 36 14/1		One Pucca well, (Gair Jari) made of lime and bricks - 22 Feet Nal, 8 Feet Diameter.	Rs. 800/-
Structi	ıre s.		Grand Tot	al:Rs.10500/-
S.No.	Khasra no.in which structure exists.		Brief particulars of structures.	Value Assessed.
1	2		3	4
1.	Rect.No. Killa 35 13/1	No.	One room in bad condition - length 25 feet, width 9 feet Height 10 feet, approxi bricks used 2,250.	Rs.117/50 nP. mate contd17.

List			

ScNo.		a no.in tree exi	sts.	Kind of tree.		ht in tals.	Rate r Quinta	al.	Total Value of tre
1		2		3	4	:	5		6
	Rect. No.	Killa No.			,				
1.	10	14/3	1	Kikar	i/2	R	s.5/-	Rs. 2	.50 n
2.	10	17/3	1	Kikar	. 1	R	s.5/-	Rs. 5	.00 n
3.	` 11	18	1	Kikar	1	R	s.5/-	Rs. 5	5.00 n
4.	· * 11	19	1	Kikar	2 1	, R	s.5/-	Rs.12	2.50 n
5.	₹ 34	2/2	2	Neem	15	R	s.5/-	Rs. 7	'•50 n
6.	∢ 34	5	1	Kikar	1	R	s.5/-	Rs. 5	.00 n
7.	v 3 4	6	1	Ronjh	1	R	s.4/-	Rs . 4.	00 nF
8.	× 34	7/2	2	Neem	15	R	s.5/-	Rs.75	.00 n
9.	∀34	15	1	Ronjh	1/2	R	s.4/-	Rs. 2	2.00 n
10.	35	2/2	ĺ	Kikar	1	R	s.5/-	Rs. 5	.00 n
11.	√35	14	3	Kikar	8	R	s.5/-	Rs.15	.00 n
12.	v 35	13/2	1	Kikar	1	R	s.5/-	Rs. 5	.00 n
				Grand Total:	30 ્રા	uintals.	•	Rs.14	3. 50

On certain wells, persian wheels were found to have been installed. The owners shall be at liberty to remove them and no compensation for these persian wheels is assessed. There is a temporary type of hut which is made of a Chhapar and bricks. The owner shall be at liberty to remove the Malba and Chhapar of this temporary hut as no compensation for the same is assessed in this Award.

Mode of payment.

The compensation shall be paid on the basis of entries as existing in statement 'B' which has been prepared from the latest revenue record.

Apportionment.

Shri Deeg Ram, U-Pardhan, Panchayat Gaon Sabha

contd.....18.



stated that Rect. No.9, 10, 11, 34 & 35 comprise the land of Gaon Sabha where there was a Foot Path and a Khal and that the compensation of the land belonging to the Gaon Sabha be assessed in accordance with the quality of the land. The Maib Tehsildar in his chief data has written that Khasra No.116/2 according to the Revenue Recomprehamed under the Land Reforms in the ownership of Gaon Sabha was not acquired vide Notification No.6. In these circumstances the claim of Up-Pardham becomes irrelevant.

Shri Harnam Singh has claimed half compensation of the well to the tune of Rs.200/- which is situated in Rect.No.10 Killa No.16/1. Prior to consolidation, said Harnam Singh had half share in this well. During consolidation proceedings the said well was allotted to Bhola, Munshi, Abbe Ram, Lachmi Marain sa/o Roop Chand who had half the share in the said well. Shri Bhola etc. had to pay half the price of the said well to Bhri Harnam Singh. According to revenue record under the land Raforms, Bhola etc. sa/o Roop Chand are the owners of the said well, but in view of the claim made by Shri Harnam Singh the compensation in regard to the well situated in Roct.No.10 Killa No.16/1 shall remain disputed and shall be deposited in the Court of the learned District Judge U/s 21 of the Land acquisition het, for disposal in accordance with law.

that Shri Mir Singh s/o Kuria obtained a Taccavi Loan of Rs.1500/- and hypotheticated out of Rect.No.11, Killa No.11/2 measuring 2 Bighas 12 Biswas, Killa No.12, 4 Bigha 16 Biswas, Killa No.13, 4 Bighas 4 Biswas, Killa No.14 min 1 Bigha 4 Biswas, Killa No.17 min, 4 Bighas 12 Biswas, Killa No.18, 4 Bighas 16 Biswas, Killa No.19, 4 Bighas 16 Biswas & Killa No.20/1, 2 Bighas 8 Biswas i.e. total of 29 Bighas 8 Biswas against the above taccavi loan with the Government. The Naib Tehsilder has further contd...19.

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has further reported that Mutation No.1257 has been entered in respect of the above land showing that the same has been released from the aforesaid hypothetication. But the mutation No.1257 has not been sanctioned so far. In the circumstances, the compensation payable in regard to the above khasra no. is held to be disputed. taccavi loan plus interest and any other charges which are due to the Government shall be deducted first from the aforesaid compensation and thereafter the rest of the compensation shall be paid. In case a clearance certifica from the Tehsildar Taccavi is received or the aforesaid mutation is sanctioned and its copy produced, then the compensation of the aforesaid Kill nos. shall be paid.

Interest.

Since the possession of the land under acquisition has not been taken so far, therefore, the question of payment of any interest does not arise.

The award is summerized as under:-

By applying the rates mentioned above, the price of land works out as under:-

S.No.	Kind of land.	Area Big. Bis.	Rates awarded per Bigha.	Amount of compensation.
1.	Chahi	247 - 11	Rs.1250/-	Rs,309437-50 nI
2.	Rosli	17 - 4	Rs.1100/-	Rs.18920-00 nl
3.	Ghairmumkin	4 - 2	Rs.600/-	Rs.2460-00 nP
•	Total:	268 - 17	-	Rs.330817-50 n
	Add 1	5% for compul	sory acquisition	Rs.49622-63 nP
** **	Compe	ensation for t	rees	Rs. 143-50 nF
	* Compe	ensation for w	ells	Rs.10500-00 nI
	Comp	ensation for s	structures	Rs. 117-50 nl

Grand Total: Rs.391201-13

contd. 20.

Land Revenue Deduction.

The land under acquisition is assessed to Rs.93.33 nP. as land revenue which will be deducted from the Khalsa Rent Roll of the village from the harvest from which the possession of land under acquisition is taken.

> 23/10/63 (Balbir Singh) 23/10/63 Land Acquisition Collector (IV),

Submitted to the Collector, Delhi for favour of information and for filing the same.

> balling Sigh (Balbir Singh) 23/10/63
> Land Acquisition Collector (IV),

Hommelosi ADM LA Delli' ish Pomers of Callelli' 29/4/63

COLLECTOR, DELH

الإارك سانے بي هارفس كى رقم محله ملق سواك فار - أى م 29/×/63

(To be published in Part IV of Delhi Gazette.)

DELHI ADMINISTRATION: DELHI.

NOTIFICATION.

Dated 16 March, 1961.

No.F. 25(188)/60-LSG:- Whereas it appears to the Chief Commissioner, Delhi that land is likely to be required to be taken by the Government at the public expense for a public expense namely for establishment of an Industrial Estate, it is herby notified that the land in the locality described below is likely to be required for the above purpose.

This not ification is made under the preisions of section 4 of the L.A.Act, 1894, to all whom it may concern.

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

Any person, interested, who has any objection in the acquisition of nay last in the locality may within 30 days of the publication of the notification file an objection in wiling before the collector of Delhi.

SPECIFICATION.

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Nangloi Jat

Village Total Area Field Nos. or boundaries.

Big. Bis.

9/25,10/6,10/7/1,10/7/2,
10/11,10/12,10/13,10/14/1,
10/14/2,10/14/3,10/15,
10/16/1,10/16/2,10/17/1,
10/17/2,10/17/3,10/18,
10/19,10/20,10/21,10/22,
10/23,10/24,10/25,11/7/2,
11/11/2,11/11/1,11/12,
11/13,11/14,11/17,11/18,
11/19,11/20/1,11/20/2,
11/21,11/22,11/23,11/25,
24/1,34/2/1,34/2/2,34/3/,
34/4,34/5,34/6,34/7/1,
34/47/2,34/8,34/9/1,
34/47/2,34/8,34/9/1,
35/1/1,35/1/2,35/2/1,
35/2/2,35/3,35/4,35/5,
25/6,35/7/1,35/7/2,35/8/1,
35/8/2,35/9,35/10/1,35/10/2
25/11/1,35/11/2,35/12,35/10/2
25/11/1,35/13/2,352/2/3,5/3,35/13/1,35/13/2,352/2/3,5/3,35/14,35/15,36/6,36/7,
34/14/1,36/14/2.

By Order,

bethi Rollministration seeks

Sd/-(Jagmohan)
Deptty Housing Commissioner, Delb

No.F.15(188)/60-LSG.

Dated 16 March 1961.

Copy forwarded to the:-

- 1. Recruitment & Services Department (in duplicate) for favour of publication in Delhi Gazette.
- 2. Land Acquasition Collector Delhi with reference to his letter No.F.20(40)/60-LAB/REV/264 dated the 8th February, 1961.
- 3. Director of Industries & Labour, Delhi.
- 4. Under Secretary (Industries & Labour) Delhi Administration Delhi.

Sd/-(Jagmohan)
Deputy Housing Commissioner,
Delhi Administration, Delhi.

Allested
by No 18167
LACIV
Zeno

To be published in Part IV of Delhi Gasette) DELHE ADMINISTRATION DELHI. NOTIFICATION. December, 62. Dated the No. F16(188)/60-186 :- Whereas it appears to the Chief Commissioner of Delni that land is required to be taken by Government at the public expense for a public purpose namely for the Establishment or an Industrial Estate, it is hereby declared that the land described in the specification below is required for the above purpose. This declaration is made under the provisions 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. the office of the Collector of Belhi. SPECIFICATION. Field Nos. or boundar Total Area. Milage or Hs. HR. 9/25. 10/5, 7/1, 7/2, 11, 12, 1 17 258 Hangloi Jat 14/1, 14/2, 14/3, 15 15/1, 16/2, 17/1, 17/2, 17/3, 18, 19, 11/7/2 11/1, 11/2, 12, 14, 17, 18, 19, 207 7/1, 7/2, 8, 9/1, 8 10/1, 10/2, 11, 1 13, 15. 36/1/1, 1/2, 2/1, 2/2 Contra.

Will of the

