993

SPL/LAQ/SR/71
dated 7-1-86
Chinchoi Water Supply scheme

नि-28/91 ...

AWARD

Award declared
as on 7-1-86

24-1-86

Rs.
=1927=00

Amt
credit
in R/D

Mean 50=00
90 chrys 300=00
350=00

Award under section 11 of the Land Acquisition ...

Shri S.A. Patil Special Land Acquisition Officer No. ...

respect of the Land Acquisition for water supply scheme ...

Chincholi Taluka

No. SPL/LAQ/V-SR -
Office of the S.L.A.O. No. ...
Ladda Building Mhavir Nagar
Sangli
Dated

A W A R D

1) Title and particulars of Notification and detatils of land

2)	Notification under Sec. 4 of the Land Acquisition Act. No. and date	Special Land Acquisition Officer No. 5 Sangli's No. SPL/LAQ/V-SR dated

Award ... 11 of the Land Acquisition Act, made 1

by Sh ... Special Land Acquisition Officer No. 5 994

Sangl ... of the Land Acquisition for Chincholi

Wa... scheme

at v... nchdi Taluka Shirala.

No. SPL/LAQ-V -SR- 71
Office of the S.L.A.O No. 5
Ladda Bulding Mahavir Nagar Sangli
Dated 7-1-84

AWARD

1) **Title and particulars of Notification and details of Land**

Water supply scheme at chincholi

2) Notification under section 4 of the Land Acquisition Act.

A)	No. and date	Special Land Acquisition Officer No. 5 Sangli's No. SPL/LAQ/ V - SR 71 dated 9-12-82
B)	Date and page of Gazette in which Notification was published.	Maharastra Government Gazette Pune Dn. suppliment part I dated 6-1-83 published at page No. 29 to 30 ~~page No.~~
C)	Corrigendum to the Notification No. and date	Special Land Acquisition Officer No. 5 Sangli No. SPL/LAQ/V-SR 71 dated 12-9-83
D)	Date and page of Gazette in which corrigendum to sec. 4 published.	Maharastra Government Gazette Pune Dn. suppliment Part I dated 20-10-83 published at page No. 2765

3) **Notification u/s 6 of the Land Acquisition Act. 1894.**

A)	No. and date	Commissioner Pune Dn. Pune Notification No. LAQ/RR/851/55/83 ~~-83~~ dated 5-10-83
B)	Date and page of gazette in which Notification was published	Maharastra Government Gazette Pune Dn. suppliment part I dated 3-11-83 at page 2929 to 2930

4) **Lands Notified for Acquisition.**

Village chincholi Taluka shirala Dist. Sangli

Total

- ११८ — ३

S.No. / GAT No.	Area of lands required	Area of lands abandoned
	H. R	
72/1 part	0-01-50	—
72/2 part	0-01	—

5) Reason for Award:

The Executive Engineer Environmental Engg Works Division Sangli who is the acquiring body ~~has~~ under his letter No. TB-2/1585/82 dated 13-4-82 initiated the proposal to acquire certain lands at village chinchol Taluka Shirala for construction of water supply scheme.

The Collector of Sangli under his endorsement No. LAQ/SR/1556 dated the 10-5-82 directed the Special Land Acquisition Officer No. 5 Sangli to start the Land Acquisition proceedings. The purpose of Acquisition as stated in the proposal is ~~forwarded by the Executive Engineer~~ for the purpose of construction of Water supply scheme at village chinchol Taluka Shirala District Sangli which is in the interest of public in general and hence it is a public purpose.

The Commissioner Pune Dn. Pune und-er his Notification No. LAQ/RR/1851/83 dated 5-10-83 under section 6 of the Land Acquisition Act. Published in the Maharastra Government Gazette pune Division Suppliment p a-rt I Pune Dn. dated the 3-11-83 on page 2929 to 2930 declared that the lands, notified in the schedule to the above notification are required for the purpose of Water supply scheme at chinchol and appointed the Special Land Acquisition Officer No. 5 Sangli under clause 'C' of section 3 of the Land Acquisition Act: 1894 to perform the functions of a collector for all the proceedings hereafter to be takne inrespect of the said lands and a-lso ~~xxx~~ directed the Special Land Acquisition Officer to take order for the acquisition of the said lands under section 7 of the Land Acquisition Act.

6) AREA

The land under acquisition was jointly measured by the representatives of the acquiring body and the survey Department. The result of the measurmennt work is mentioned in the joint measurment certificate. The interested persons did not raised any objections to the measurment work so carried out and hence the are shown in the joint measurment certificate is taken as true and final for awarding compensation for the land.

7) NOTICE AND OWNER SHIP

Public notices under section 4(1) of the land Acquisition Act, 1894 were published in the Tahsil Office Village Chavadi and on the lands under acquisition. Similarly section 4(1) notices were also served on the interested persons calling on them to give objections to the proposed acquisition. No one out of ~~amount~~ of the interested persons objected to the acquisition and hence the lands were notified under section 6 of the land Acquisition Act.

Section 9(1) (2) notices were published in Tahsil office Village Chavadi and on the lands under acquisition. Similarly section 9(3) (4) notices were served on the interested persons calling on them to state their interest in the lands, their claims for compensation and their objections if any to the measurment made under section 8 of the Land Acquisition Act.

8) OWNERSHIP

The Entries in the Record of Right of the land under acquisition are taken as base for deciding the ownership and for awarding compensation amount to the interested persons.

TENURE 929 7

All lands ~~except Gat/ S.No.~~ under requisition are old tenure (Khalasa) lands .

10) SITUATION AND ~~XXXXX~~ DECRIPTION

The lands under acquisition are situated in the Southern side of the village at a distance of about one K.M.s from the village gaonthan of Chincholi They have No N.A. potentiality and they are some what ~~medium~~ / ~~Inferior~~ / superiour / type of ~~Jirayat~~ / Bagayat lands as is seen from the site inspection report.

11) CLAIMS

The statement showing the claims made by the interested persons who remained present in response to the notices under ~~xxxxx~~ section 9 of the land Acquisition Act. is enclosed .(Annexure 'A') the remarks in respect of the claims are recorded in the last column .

12) ~~XXXXXXXX~~ EVIDENCE IN SUPPORT OF CLAIMS

The interested persons have not produced any evidence in support of their claims . They have only stated in their statements that the compensation may be awarded at present market rate.

13.) VALUATION OF ACQUIRING BODY:

The acquiring body has not produced any evidence for valuation or valuation notes in respect of the lands under acquisition.

14) PANCH VALUATION :

In the panchanama dated the circle Inspector has made the valuation of the lands under acquisition are shown below.

1) Bagayat superior RS.

2) Bagayat medium RS.

3) Bagayat inferior RS.

The valuation is made according to the statement of the panchas . The circle Inspector has not divided the lands in various groups on the basis of their soil classification and

Correct valuation . The Panchas have not produced any oral or documentary evidence in support of their estimation on or the land valuation . The panchanama made by the Circle Inspector will not be usefull for fixing the proper valuation of the lands under acquisition . I therefore discard the Panchanama .

15) ~~PREPARATION OF SALES PLAN~~

~~The map showing the sale transactions that took place in the vicinity of the land under acquisition is prepared and kept on record.~~

16) OTHER INSTANCES OF SALES :

A statement showing the instances of sales proceedings ~~five years~~ Three years prior to the publication of notification under section 4 is enclosed (Annexture -B) The following factors have been taken into consideration for fixing compensation on the acquired land.

1) The sale of lands if any from the very land under acquisition in the recent part.

2) The sale of lands adjoining the land under acquisition .

3) The sale of lands in the neighbourhood of the land under acquisition in the recent part.

The notification under section 4 of the Land Acquisition Act 1894 was published in the Maharastra Government Gazette pune Dn & suppliment Part I dated 6-1-83 for the land under acquisition .

17 VALUATION

The material date for valuaing the lands under acquisition is the date of publication of the Notification under section 4 of the land acquisition Act. In this case notification under section 4 was published in the Maharastra Government Gazette on 6-1-83 and therefore , this date is the material date for valuaing the lands under acquisition.

There are in all 7 sale instances for last ~~five~~ Three years from 1979 in the vicinity of the lands under acquisition

~~xxxxxxxxxx~~ are available for discussion. They a re tabulated in statement 'B' (2) The compensation at the below mentioned rates should be paid to the interested persons.

926 H

page 13
ठोक

Class of Land	Rate Awarded per Hectare
Supirior bagayat land	47000/—

~~As regards pot Kharab area compensation should be paid at the rate of 80/- per acre i.e. 2 00/- per hectare.~~

*(18) STRUCTURES

There are no structures in the lands under acquisition. Hence the question of awarding compensation does not arise.

19
~~20~~) FENSING COMPOUND WALLS ETC.

There is no fencing or compound well in the lands under acquisition and hence the question of awarding compensation on this account does not arise.

2 0) TREES

There are no trees in the lands under acquisition. Hence the question of awarding compensation does not arise.

21) DAMAGES ON ACCOUNT OF

1) Servences —

2) Injurious affections. —

3) Loss of business good w-ill. —

~~No fragment has been formed due to the acquisition in this case. Hence question of awarding compensation on this factor does not arise.~~

~~The a rea left after acquisition is such that the same will not~~xxxx~~ useful to the kabajdar for profitable and economical cultivation. The are is less than 0-10 gunthas. It will ~~that~~ therefore, be fair award compensation to the khatedars of the land: I therefore order that 1/10 of the sanctioned market value of the fragment should be awarded to the respective Khatedar as sever~~

-5
5

326 13

6. It was observed in the site inspection the land under acquisition is of a Bagayat land, It produce all bagayat crops like sugarcane etc. There are no non-agricultural activities and the land under acquisition will have to be valued as agricultural land. Hence taking in to consideration the assessment of the land under acquisition its fertility and actual use It is classified as superior type of bagayat land.

For determing the value of the land under acquisition the sale transaction at Sr. No 1 to 7 as shown in the statement 'B' are available. The land is situated on the bank ~~of~~ side of river Warna. Its avarage assessment is RS. 8-25 ~~per hectare~~ and RS. 9-33 per hectare. The sale ~~transaction~~ at Sr. No 1 is taken in to consideration as its S. No 73/2/2B is near to S. No 72. its avarage assessment is at RS 1-65 per hectare and seling value is RS. 4838/- per hectare. There are no other sale transation near

to S.NO. 72. from the year 1979 to 1983.
hence I discard the said transaction.

~~Taking in to consideration the average and fertility assessment of the land under acquisition and increasing prices of land per year and prevaling market prices of village.~~

Taking into consideration the assessment of RS. 7-50 and above There are only three sale transaction from the year 1980 to 1981. and the average land value of the said transaction comes to RS 46865/- per hectare. but these transaction are ~~pr~~ two years prior to the publication of notification u/s 4

Taking into consideration the above facts and the present position of the land to be acquired ~~I~~ offer rate @ RS. 47000/- per hectare to the lands under acquisition.

charges . There is no loss of business good will etc.

22) TALIA AND WELLS

There are no talls and walls in the land under acquisition.

23) INAM LANDS

The lands under acquisition are Khalasa patil watan Inam lands. The occupancy price i.e. 12 times the assement of land should be recovered from the Inamadar.

24) SOLATIUM

Besides the compensation the statutory solatium at the 30% percent should be paid to the interested persons for compulsory nature of acquisition as per section 23(2) of the land Acquisition Act. 1894

25) POSSESSION

The possession of the lands under acquisition has not been taken under the provisions of the Land Acquisition Act. However the possession of the land has been taken by the acquiring body by private negotiation. The acquiring body is however advised to payment to the land owener from the date of taking over possession to the date of payment of final compensation.

26) ENCUMBRANCES

There are no encumbrances to the land under acquisition

27) TENANTS

There are no tenants in the land under acquisition.

28) MEASURMENT AND PERCENTAGE CHARGES

This is a project. environmental eng works Division Sangli which is a body like corporation. The measurment and percentage charges are leviable. The measurment and percentage charges which have been levied as detailed below.

1)	measurment charges	50-00
2)	percentage	300-00
	Total	350-00

939-17

29) PAYMENT OF ADVANCE COMPENSATION

Nil

30) DETAILS OF VALUATION :

1) Land Value	Rs.	1175-00
2) Tal /Well /Trees	Rs.	—
3) Structures	Rs.	—
4) Severence	Rs.	—
5) Solatium 30%	Rs.	352-50
6) Interest 12 %	Rs.	399-50
7) Total		1927-00

AWARD

As provided in section 11 of the Land Acquisition Act, 18 1894, I here by declare that ,

a) The true are of the lands under acquisition is 0-02-50

b) The total amount of compensation payable is Rs. (1927-00) One thousand Nine hundred Twenty seven only

c) The amount is payable to the persons as per paragraph No. 22 , 23 and 26 and according to thestatement 'C' enclosed.

The lands having been finally acquired shall west in Government free from all encumbrances equities and tenure law lawfully subsisting in favour of any persons other than Government.

(S.A.Patil)
Special Land Acquisition Officer
No. 5 Sangli

~~L~~ 133

S.No Area. Rate offered Rs. 47000/- P.H.

72/1 0-01-50

72/2 0-01-00

2.50

100 47000/-

1

$\frac{5}{2} \times \frac{1}{100} \times \frac{47000}{1}$

235
470 × $\frac{5}{2}$

Land value 1175-00

100 30 $\frac{235}{1175} \times \frac{30}{1}$ 352-50

1175

period. 6-11-85
6-01-83
-10-2

100 12 $\frac{47}{1175} \times \frac{3}{12}$

1175

141
× 2
282

12 141 $\frac{141}{12}$ $11\frac{3}{4} = \frac{47}{4} \times \frac{5}{10}$ 1175 235

1

Total interest. 282-00
117-50
399-50

1175.
30%. 352-50
12%. 399-50
1927-00

૧૧૫૬-20

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૨૮૬-૦૫	0-8-0
૧૪૪-૫૦	0-2-0
૫૨-૨૫	0-1-0
૪૮-૧૫	0-0-6

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20-0૫	20-0૫ ૫
20-0૫	૪૦-૧૦ ૧૫
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No. and Date of Statement.
Date of Award.
Name of Work for which Land has been acquired.
No. and date of Declaration in the Maharashtra Government Gazette, Part I viz No. , date , page
Statement showing Compensation awarded by on the under Section II of the Land Acquisition Act, 1894 to all the persons interested in the plot of Land situated in the
Village of In Estate No. Revenue Roll of the District of Taluka

Serial No. 1	Names of persons to whom Payment is due under the award. 2	Area of land 3 (हेक्टर आर)	Government or alienated and kind of land 4 (हेक्टर आर)	Abatement of land 5 Assessment (a) Rs. Ps.	Quit-rent (b) Rs. Ps.	Rate awarded per acre, guntha sq. yd. and sq. ft. 6 Rs Ps	Compensation awarded for 7 Land (a) Rs Ps	Structure (b) Rs Ps	Well (c) Rs Ps	Trees (d) Rs Ps	Total of 7 (a) to 7 (d) 7 (e) Rs. Ps	30 per cent solatium if admissible 8 Rs Ps	12% Component from the date of publication of sec. 4 notification or from the date of taking over possession of the land, whichever is earlier 9	Other claims severance injurious affection, etc. 10 Rs Ps	Capitalised value of assessment 11 Rs. Ps.	9% interest for first year and 15% for subsequent years if Possession is taken earlier 12	Total amount of compensation to each preson etc. 13 Rs. Ps.	Advance paid if any Amount 14 Rs. Ps.	Date 15	Distribution of the amount in column 13 taken from the subsidiary statement 16	No. and date of voucher 17 No.
	सरकार																				
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२१४	रघु कृष्णा पाटील व इतर ०-२-०	"	"	"	"	"											७२ ३०				
२१५	पांडुरंग भाऊ पाटील व इतर ०-०-८	"	"	"	"	"											१४४ ५०				
२१६	नामदेव गणपती पाटील ०-०-८	"	"	"	"	"											४८ २०				
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२१८	कृष्णा गोविंद पाटील ०-६-०	"	"	"	"	"											४८ १५				
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Special Land Acquisition Officer,
No.

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ra Government Gazette, Part I viz No. , date , page
y under Section II of the Land Acquisition Act, 1894 to all the persons interested in tuated in the
in Estate No. on the Revenue Roll of the District of

Date on which the land was handed over to the Department Authorities for whom it is acquired. 18 — Date	Reference to the report stating the date	atement of land 5 — ment	Quit-rent (b)	Rate awarded per acre, guntha sq. yd. and sq. ft. 6	Compensation awarded for 7 — Land (a)	Structure (b)	Well (c)	Trees (d)	Total of 7 (a) to 7 (d) 7 (e)	30 per cent solatium if admissible 8	12% Component from the date of publication of sec. 4 notification or from the date of taking over possession of the land, whichever is earlier 9	Other claims severance injurious affection, etc. 10	Capitalised value of assessment 11	9% interest for first year and 15% for subsequent years if Possession is taken earlier 12	Total amount of compensation to each preson etc. 13	Advance paid if any — Amount 14	Date 15	Distribution of the amount in column 13 taken from the subsidiary statement 16	No. and date of voucher 17 — No.	Date	Date on which the land was handed over to the Department Authorities for whom it is acquired. 18 — Date	Reference to the report stating the date
		Ps.	Rs. Ps.	Rs. Ps.	Rs. Ps.	Rs. Ps.	Rs. Ps.	Rs. Ps.	Rs. Ps.	Rs. Ps.		Rs. Ps.	Rs. Ps.		Rs. Ps.	Rs. Ps.						
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