



सत्यमेव जयते

GOVERNMENT OF ASSAM

**Hand Book
of
Government Circulars
(From 1981 to 1990)**

Volume-II

**REVENUE DEPARTMENT
DISPUR, GUWAHATI-6**

RE-PRINTED

GOVERNMENT OF ASSAM

**HAND BOOK
OF
GOVERNMENT CIRCULARS**

(From 1981 to 1990)

Volume-II

**REVENUE DEPARTMENT
DISPUR, GUWAHATI-6**

RE-PRINTED

INTRODUCTION

The second volume of Handbook of Govt. Circular was published in July, 1990. This volume contains circulars from 1981 to 1990. As this volume has been out of print, it has been felt necessary to reprint this volume for benefit of all officials of Revenue & Disaster Management Department.

Although some circulars of this period have been superseded by circulars issued subsequently, these circulars have been retained for their reference value.

It is hoped that this Handbook will be useful for transacting normal official work.

Dated 15th July, 2014.

Sd/- **S. C. DAS, IAS,**
Additional Chief Secretary to the Govt. of
Assam, Revenue & Disaster
Management Department.

FOREWORD

Revenue Department, Government of Assam, first published a Hand-Book of Circulars in January, 1982 in which all important Circulars of durable interest issued by the different Branches of the Revenue Department from early Fifty's to early 1981 were covered. That compilation has proved useful to the Officers in the matter of consulting Government stand on various issues at one place. The present compendium of Circulars covering a period from 1981 to July 1990 is brought out to update the earlier efforts. It is expected that all Revenue Officials and other Government Departments would find it handy and useful as before.

Dated Dispur the,
31st July, 1990

D. K. GANGOPADHYAY,
Commissioner and Secretary,
Revenue Department, Assam.

CONTENTS

PART-I

REVENUE DEPARTMENT :: SETTLEMENT BRANCH

Sl. No.	No. of Circular	Subject	Page
(1)	(2)	(3)	(4)
1.	No. PLA. 161/80, Dated 23rd March, 1981	Removal of Encroachments.	1-2.
2.	No. RSS. 170/81/2, Dated 29th April, 1981	Reservation of Govt. Land within 2 miles of proposed district/sub-divisional H. Q.	3-5
3.	No. RSG. 153/80/183, Dated 17th July, 1981	Allotment of land to landless	6-7
4.	No. RSD. 13/81/3, Dated 17th August, 1981	First Annual Report of the Commissioner for Scheduled Castes and Scheduled Tribes and action taken.	8-9
5.	No. RSS. 349/81/3, Dated 18th August, 1981	Security of Annual Patta Land	10-12
6.	No. RSS. 336/81/4, Dated 24th August, 1981	Agricultural Finance	13-14
7.	No. RSS. 497/81/3, Dated 17th November, 1981	Preservation of ancient monuments etc.	15-16
8.	No. RSS. 482/81/10, Dated 24th November, 1981	Concession in the matter of Payment of premium on settlement/conservation of land.	17-18
9.	No. RSG. 707/79/pt-II/25, Dated 27th November, 1981.	Eviction of encroachers.	19-20

Sl. No.	No. of Circular	Subject	Page
(1)	(2)	(3)	(4)
10.	No. RSS.106/75/61, Dated 1st December, 1981.	Permanent transfer of Sarkari land to Defence Department.	21-22
11.	No. RSD. 11/80/21, Dated 23rd February, 1982.	Social Forestry in P. G. Rs and V. G. Rs.	23-24
12.	No. RSD. 11/80/23, Dated 16th March, 1982.	Social Forestry in Govt. Khas land	25
13.	No. RSS. 465/81/pt/9, Dated 14th June, 1982.	Eviction of encroachers from Rly. land	26
14.	No. RSD. 707/79/pt-II/39, Dated 3rd July, 1982.	Eviction of encroachers.	27
15.	No. RSG. 109/82/9, Dated 23rd August, 1982.	Derreservation of PGR/VGR lands	28-29
16.	No. RSG. 138/58/94, Dated 6th November, 1958.	Proposal for derreservation of the PGRs and VGRs.	30
17.	No. RSS. 465/81/pt/44, Dated 11th October, 1982.	Eviction of encroachers from Rly. lands.	31-32
18.	No. RSS. 99/80/61, Dated 8th November, 1982.	Encroachment of PGR/VGR and Govt. Khas land etc.	33-34
19.	No. RSR. 40/80/14, Dated 22nd November, 1982.	Submission of parawise reports	35-36
20.	No. RSD. 6/80/pt-3/70, Dated 10th December, 1982.	Effective implementation of Chapter-X of the ALRR. 1886.	37-38
21.	No. RSD. 16/82/9, Dated 30th December, 1982.	-do-	39-41
22.	No. RSD. 16/82/11, Dated 31st December, 1982.	Conversion of Annual Patta lands in-to periodic pattas.	42-43
23.	No. RSD. 12/80/16, Dated 27th June, 1983.	Protection of Nepali cultivator graziers under chapter X of ALRR 1886.	44-45

Sl. No.	No. of Circular	Subject	Page
(1)	(2)	(3)	(4)
24.	No. RSD. 16/82/25, Dated 19th July, 1983.	Effective implementation of Chapter X of ALRR 1886.	46-47
25.	No. RSS. 431/82/12, Dated 31st March, 1984.	Land for bricks Tiles industries.	48-50
26.	No. RSS. 76/84/6, Dated 6th June, 1985.	Eviction of encroachers.	51-52
27.	No. RSG. 49/85/96, Dated 15th June, 1985.	-do-	53
28.	No. RSD. 8/85/3, Dated 21st September, 1985.	Preservation of open space for sports facilities.	54-55
29.	No. RSD. 19/85/1, Dated 27th December, 1985.	Restriction on transfer of agricultural land to non-agriculturists.	56-57
30.	No. RSD. 1/86/2, Dated 4th January, 1986.	Survey of PGRs, VGRs and chars for removal of encroachers.	58-59
31.	No. RSS. 431/82/21, Dated 7th January, 1986.	Restriction on brick industry on land suitable for agricultural purpose.	60-61
32.	No. RSD. 1/86/7, Dated 25th January, 1986.	Afforestation in Char areas	62-63
33.	No. RSS. 136/86/4, Dated 3rd March, 1986.	Authority to the DCs/SDOs for allotment of Sarkari land to Public Institutions.	64-65
34.	No. RSD. 12/85/49, Dated 6th March, 1986.	Implementation of Assam Accord.	66
35.	No. RSS. 431/82/28, Dated 26th May, 1986.	Fixation of rate of Revenue for land for brick industry.	67
36.	No. RSS. 217/86/6, Dated 18th August, 1986.	Eviction of encroachers	68-70

Sl. No.	No. of Circular	Subject	Page
(1)	(2)	(3)	(4)
37.	No. RSS. 217/86/pt-I/9, Dated 25th March, 1987.	Notification for powers, U/R 18 of the Settlement Rules under ALRR 1886 to the SDO's.	71
38.	No. RSD. 6/85/24, Dated 4th April, 1987.	Verification of village grave- yards.	72
39.	No. RSS. 432/87/72, Dated 4th August, 1987.	Imposition of penalties on encroachers.	73
40.	No. RSS. 666/86/pt/29, Dated 22nd February, 1988.	Land for special cultivation of tea etc.	74
41.	No. RSS. 666/86/pt/46, Dated 2nd November, 1988.	Encroachment on land for special cultivation of tea etc.	75
42.	No. RSS. 371/88/5, Dated 8th June, 1988.	Settlement of ceiling surplus land with tea garden/ex-tea garden labours.	76
43.	No. RSD. 16/82/pt/5, Dated 15th June, 1988.	Settlement of land and conversion of Annual Patta land.	77-79
44.	No. RSS. 217/86/pt-II/74, Dated 12th January, 1989.	Eviction of encroachers.	80
45.	No. RSR. 9/88/24, Dated 2nd March, 1989.	Additional resource mobilisation of land revenue.	81-83
46.	No. RSD. 8/87/21, Dated 4th September, 1989.	Allotment/reservation of Government land to educational institutions etc.	84-86
47.	No. RSD. 8/87/26, Dated 22nd September, 1989.	Allotment/Settlement of land for homestead purpose in rural areas.	87-89
48.	No. RSD. 8/87/32, Dated 26th September, 1989.	Conversion of Annual Patta lands into periodic pattas.	90-92

Sl. No.	No. of Circular	Subject	Page
(1)	(2)	(3)	(4)
49.	No. RSS. 47/89/6, Dated 3rd October, 1989.	Reversion of Government land reserved for specific public purposes.	93
50.	No. RSS. 47/89/7, Dated 3rd October, 1989.	Regulation of transfer of leased land.	94
51.	No. RSR. 9/88/Pt.-II/27, Dated 23rd October, 1989.	Fixation of rate of premium on settlement of land.	95-97
52.	No. RSD. 8/87/33, Dated 4th November, 1989.	Conversion of Annual Patta/short lease lands into periodic pattas.	98-99
53.	No. RSD. 8/87/35, Dated 15th November, 1989.	Conversion of ordinary Khiraj Patta lands into Tea periodic pattas.	100
54.	No. RSD. 8/87/36, Dated 20th November, 1989.	Realisation of premium on conversion of Annual patta lands into periodic pattas.	101
55.	No. RSS. 217/86/Pt.-III/52, Dated 22nd November, 1989.	Problems faced by the District administration in removal of encroachments.	102-103
56.	No. RSS. 715/89/38, Dated 27th November, 1989.	Action plan in key areas for development of Scheduled castes and Scheduled Tribes.	104-105
57.	No. RSD. 7/84/181, Dated 29th December, 1989.	Effective implementation of the provisions of chapter X of the ALRR, 1886.	106-109
58.	No. RSD. 19/85/58, Dated 4th December, 1989.	Amendment to the Executive Instruction No. 6 under the ALRR 1886.	110-111
59.	No. RSD. 19/85/59, Dated 5th December, 1989.	Restriction on transfer of agricultural land to non-agriculturists.	112-113

Sl. No.	No. of Circular	Subject	Page
(1)	(2)	(3)	(4)
60.	No. RSD. 9/89/6, Dated 4th January, 1990.	Allotment/Settlement of land with the landless Ex-tea garden labours.	114-115
61.	No. RSS. 36/89/49, Dated 23rd January, 1990.	Allotment/Settlement of land in Rural areas.	116-117
62.	No. RSD. 1/89/11, Dated 20th February, 1990.	Effective implementation of the penal provision U/R 18 (5) (a) of the Settlement Rules under the ALRR 1886.	118-119
63.	No. RSD. 8/87/47, Dated 3rd May, 1990.	Concession in payment of premium on settlement of land and conversion of A. P. land into periodic pattas.	120-121
64.	No. RSD. 8/87/49, Dated 10th May, 1990.	Preservation of PGRs/ VGRs etc. for public purposes.	122-123
65.	No. RSG. 341/89/15, Dated 14th May, 1990.	Settlement of Government Khas land for the purposes of growing orange and other citrus gardens.	124-125
66.	No. RSD. 8/87/55, Dated 19th May, 1990.	Joint title of spouse on landed properties.	126-127
67.	No. RSS. 425/90/1, Dated 1st June, 1990.	Report on Revenue Administration.	128-132
68.	No. RSS. 288/81/4, Dated 2nd April, 1982.	Settlement of Government land with Corporations etc.	133-134
69.	No. RSS. 497/81/6, Dated 24th June, 1982.	Preservation of ancient monuments.	135-136
70.	No. RSS. 604/82/2, Dated 23rd November, 1982.	Special programme for utilisation of alluviated land.	137-138

Sl. No.	No. of Circular	Subject	Page
(1)	(2)	(3)	(4)
71.	No. RSS. 368/81/Pt/165, Dated 31st March, 1983.	Implementation of the Scheme of Social Forestry in Government lands.	139-140
72.	No. RSD. 36/79/84, Dated 30th July, 1983.	Creation of the posts of Additional Deputy Commissioners (Revenue)	141-144
73.	No. RSD. 1/84/12, Dated 21st February, 1984.	Spot study of the Committee of Scheduled Castes and Scheduled Tribes.	145
74.	No. RSD. 1/86/2, Dated 4th January, 1986.	Survey of VGRs, PGRs and Chars for removal of encroachers	146-147
75.	No. RSD. 11/80/Pt-I/60, Dated 29th January, 1986.	Social Forestry in VGRs and PGRs.	148
76.	No. RSS. 114/86/14, Dated 27th February, 1986.	Removal of encroachments	149
77.	No. RSD. 1/85/17, Dated 29th April, 1985.	Notification of Koch-Rajbongshis as protected class in Tribal Belt/Block in Dhubri, Kokrajhar and Goalpara Districts.	150
78.	No. RSS. 322/85/184, Dated 8th July, 1986.	Exemption on transfer of agricultural land to OIL & ONGC.	151-152
79.	No. RSG 84/86, Dated 16th May, 1987.	Delegation of powers of Collector to all Additional Deputy Commissioners and Sub-Divisional Officers of plains districts under the Assam Alienation of Land Act 1980.	153

Sl. No.	No. of Circular	Subject	Page
(1)	(2)	(3)	(4)
80.	No. RSR. 9/88/Pt-II/28, Dated 23rd October, 1989.	Fixation of rates of Premium on conversion of Annual Patta lands into periodic pattas.	154-156
81.	No. RSD. 1/85/29, Dated 12th July, 1990.	Notification of Koch-Rajbongshis as protected class in Tribal Belt/Block in Bongaigaon District.	157

PART-II

REVENUE DEPARTMENT :: REFORMS BRANCH

Sl. No.	No. of Circular	Subject	Page
(1)	(2)	(3)	(4)
1.	No. RRT. 199/75/179, Dated 18th March, 1982	Office Memorandum on Settlement of acquired ceiling surplus land.	161-163
2.	No. RRT. 31/83/32, Dated 2nd April, 1984	Allotment/Settlement of land under the Assam State Acquisition of land belonging to Religious institutions etc.	164-166
3.	No. RRT. 37/77/121, Dated 18th June, 1984	Status of existing tenants in greater Guwahati area	167-168
4.	No. RRG. 61/85/Pt-I/15, Dated 26th June, 1986	Granting of joint title to husband and wife in allotment of house sites.	169-172
5.	No. RRG. 99/89/39, Dated 23rd January, 1990	Regularisation of tenanted ceiling surplus land.	173-174

PART-III

REVENUE DEPARTMENT :: LAND ACQUISITION BRANCH

Sl. No.	No. of Circular	Subject	Page
(1)	(2)	(3)	(4)
1.	No. RLA. 90/82/2, Dated 31st May, 1982	To limit acquisition of land to the minimum necessary area.	177-180
2.	No. RLA. 208/79/80, Dated 23rd February, 1984	Derequisition of properties requisitioned under the RAIP Act 1952.	181-189
3.	No. RLA. 10/88/1, Dated 17 February, 1988	Approval of award in respect of L. A. Cases.	190
4.	No. RLA. 247/88/4, Dated 23rd December, 1988	Proposal for creation of staff relating to land acquisition/ requisition works.	191-194
5.	No. RLA. 90/86/30, Dated 3rd October, 1989	Sequence in the publication of notification and declaration under L.A. Act.	195-196
6.	No. RLA. 317/87/234, Dated 22nd Noyember, 1989	Revision of compensation for tea bushes.	197

PART-IV

REVENUE DEPARTMENT :: LAND REVENUE BRANCH

Sl. No.	No. of Circular	Subject	Page
(1)	(2)	(3)	(4)
1.	No. RLR. 22/66/Pt/129, Dated 12 March, 1981	Revised Commission to the Mauzadars.	201-203
2.	No. RLR. 76/80/82, Dated 13th May, 1982	Notification on amendment to the executive Instructions 119 and 167 in Chapter VIII of ALRR 1886.	204-205

PART-IV

REVENUE DEPARTMENT :: LAND REVENUE BRANCH

Sl. No.	No. of Circular	Subject	Page
(1)	(2)	(3)	(4)
3.	No. RLR. 76/80/104, Dated 22nd June, 1985	Revised Commission to the Mouzadars.	206-207
4.	No. RLR. 86/86/5, Dated 5th June, 1986	Representation on service matters by Govt. servants.	208-217
5.	No. RLR. 76/80/152, Dated 8th October, 1987	Revised Commission to the Mouzadars.	218-219
6.	No. RLR. 126/88/2, Dated 6th August, 1988	Achievement on the target of collection of Land Revenue.	220-222
7.	No. RLR. 86/88/51, Dated 21st February, 1989	Overstay in service preparation of pension cases etc.	223-224
8.	No. RLR. 55/89/21, Dated 18th September, 1989	Inspection of Mouza accounts.	225-226
9.	No. RLR. 144/86/Pt/30, Dated 5th December, 1989	Payment of remuneration to gaonburas.	227
10.	No. RLR. 140/89/1, Dated 5th December, 1989	Inspection of Circle Offices.	228-237
11.	No. RLR. 151/89/25, Dated 3rd April, 1990	Recording of Data of agricultural statistics in the Field Registers (Chithas).	238-239
12.	No. RLR. 41/90/45, Dated 21st May, 1990	Achievement of target of collection of land revenue.	240
13.	D. O. No. RLR. 91/89, Dated 6th January, 1990		241

PART-V

REVENUE DEPARTMENT :: GENERAL BRANCH

Sl. No.	No. of Circular	Subject	Page
(1)	(2)	(3)	(4)
1.	No. RGR. 71/87/3, Dated 21st May, 1987	Utilisation of Relief Fund	245-249
2.	No. RGR. 120/86/70, Dated 5th December, 1988	Amendment to the Assam Relief Manual.	250-255
3.	No. RGR. 106/88/75, Dated 1st September, 1988	Advance Payment for Statefed.	256-257
4.	No. RGR. 106/88/Pt, Dated 1st April, 1989	Advance Planning of flood relief measures.	258-261
5.	No. RGR. 144/88/133, Dated 23rd June, 1989	Donation on account of natural calamities.	262
6.	No. RGR. 8/90/2, Dated 9th April, 1990	Advance planning for flood relief measures.	263-266
7.	No. RGR. 223/87/59, Dated 28th April, 1990	Adoption of Dhemaji Earthquake Disaster relief plan.	267
8.	No. RGR. 47/90/6, Dated 22nd May, 1990	Supply of informations relating to flood etc.	268-272
9.	No. RGR. 44/90/14, Dated 23rd May, 1990	Provision of FDR fund.	273-274
10.	No. RGR. 8/90/32, Dated 28th May, 1990	Safety of cattle population during floods.	275-276

PART-I

**REVENUE DEPARTMENT
SETTLEMENT BRANCH**

**GOVERNMENT OF ASSAM
POLITICAL (A) DEPARTMENT**

No. PLA. 161/80,

Dated Dispur, the 23rd March, 1981.

From : Shri Ramesh Chandra, I.A.S.,
Chief Secretary to the Govt. of Assam

To : All Deputy Commissioners.
All Sub-Divisional Officers.
All Settlement Officers.

Subject : Removal of encroachments for all Government Khas lands, PGRs
and VGRs.

Sir,

A reference is invited to Political Department's telex No. PLA. 161/80, dated 17th December, 1980, wherein it was stated that in order to enable effective utilisation of available force for law and order duties, the eviction from forest reserves and any other areas should be suspended until further instructions.

Government have given careful consideration to the matter. I am desired to state that in the overall interest of the protection of reserve forests and Government lands and also in view of perceptible improvement in the law and order situation, you may undertake eviction operations in case of fresh illegal encroachments which have taken place since 1st January, 1980 in Government lands-Khas or reserved as well as in PGRs, VGRs and forest reserves. However, with a view to ensure a proper consideration of all the aspects of the matter, it is requested that any proposal for such eviction should be referred to the Government in the Revenue Department for prior approval. You should also "make available the Police assistance and depute Magistrates" necessary subject to the over-all requirements of law and order situation in the area.

Receipt of this letter may please be acknowledged.

Yours faithfully,

Sd/- RAMESH CHANDRA,
Chief Secretary to the Govt. of Assam.

Memo No. PLA. 161/80-A

Dated Dispur, 23rd March, 1981.

Copy to :-

1. All Commissioners of Divisions.
2. Secretary to the Govt. of Assam, Revenue Department.
3. Secretary to the Govt. of Assam, Forest Department.

By order etc.,

Sd/- **RAMESH CHANDRA,**
Chief Secretary to the Government of Assam
Dispur, Guwahati-781006.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT,
SETTLEMENT BRANCH

No. RSS. 170/81/2,

Dated Dispur, the 29th April, 1981.

From : Shri R. Majumdar, A.C.S.,

Under Secretary to the Government of Assam

To : The Deputy Commissioners
Cachar, Silchar,

Subject : Reservation of Government land and ceiling surplus land in and within two miles of proposed District and Sub-Divisional Head quarter for the purpose of Government use.

Ref : This Department's No. RSS. 117/76/196, dated 4th July 1979.

Sir,

I am directed to say that the proposal for creation of new Districts and new Sub-Divisions including the creation of Ramkrishnanagar Sub-Division with Head quarter at Ramkrishnanagar is under active consideration of Government. Sufficient quantum of land for establishment of Sub-Divisional Head quarter including offices of various Government Departments, financial and other institutions and also for growth of infrastructure of the Sub-Divisional Head quarter and for construction of residential quarters of Government employees are required. I am, therefore, to request you to keep all Government land, well as the land, acquired under Ceiling Act, reserved and free from encroachment in and within two miles periphery of proposed Sub-Divisional and district Head quarters including Ramkrishnanagar town.

Allotment/lease/settlement of Government land and ceiling surplus land with private individuals/institutions in and within two miles of proposed Sub-Divisional Head quarters and proposed District head quarters and particularly

Ramkrishnanagar may be stopped forthwith till the task of setting up the Sub-Divisional Head quarter and the District Head quarter is taken in hand.

The local land record staff should be suitably instructed to ensure prevention of unauthorised occupation of such lands. Any fraudulent transfer of such lands should be stopped and the local land record staff should report to the higher authority as soon as cases are noticed by them.

A master plan of the growth of proposed sub-divisional and District head quarters showing the proposed allotment of land for construction of Government offices and other institutions including construction of residential quarters of Government offices may be prepared and submitted to Government.

Yours faithfully,

Sd/- R. MAJUMDAR,

Under Secretary to the Government of Assam.

Revenue (S) Department.

Memo No. RSS. 170/81/2-A,

Dated Dispur, the 29th April, 1981.

Copy forwarded to the :-

1. Deputy Commissioner for necessary action.
2. Sub-Divisional Officer They are requested to keep all Govt. land & Ceiling surplus lands in and within two miles of proposed sub-divisional and District Head quarters reserved and free from encroachment, Allotment settlement with individual
3. Settlement Officer
4. Senior Asstt. Settlement Officer, be stopped forthwith. A master plan may be prepared accordingly.
5. Commissioner, Upper Assam, Division, Jorhat
6. Commissioner, Lower Assam Division, Guwahati

7. Director, Land Records and Surveys, Assam, Bamunimaidam
8. P/S to the Chief Secretary to the Government of Assam for appraisal of the Chief Secretary.
9. Under Secretary to the Government of Assam, Department of Personnel & A.R. Personnel (A) with reference to his letter No. AAP. 262/76/154, dated 1st April, 1981.
10. Under Secretary, Government of Assam, G.A. D.
11. Director of Land Records, Assam, Bamunimaidam, Guwahati-21
12. Revenue (Reforms) Department.

By orders etc.,

Sd/- K. MAJUMDAR,

Under Secretary to the Government of Assam.

Revenue (S) Department.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
GRAZING BRANCH

No. RSG. 153/80/183,

Dated Dispur, the 17th July, 1981.

From : Shri D. K. Gangopadhyay I.A.S.,
Secretary to the Government of Assam

To : All Deputy Commissioners
All Sub-Divisional Officers
All Settlement Officers

Subject : Allotment of land to landless

Sir,

It has been brought to the notice of the Government that some persons who have become "landless" technically by ceiling off their land earlier allotted by the Govt. are again provided land. Allotment of land to such persons who are selling off their present land cannot be encouraged by the Govt. under any of the schemes under operation. The landless character of the persons may be thoroughly verified prior to the consideration of allotment of land by the Government henceforward. Persons who have become "landless" by disposing their land, whether inherited or obtained from Govt., may not be recommended for allotment of Sarkari land in future.

Yours faithfully,

Sd/- D. K. GANGOPADHYAY,
Secretary to the Government of Assam.
Revenue (S) Department, Dispur

Memo No. RSG. 153/80/183-A, Dated Dispur, the 17th July, 1981.

Copy to Revenue (R) Department/Forest Department, Dispur for information and necessary action.

By order etc.,

Sd/- D. K. GANGOPADHYAY,
Secretary to the Government of Assam.
Revenue (S) Department, Dispur

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
DEVELOPMENT BRANCH

No. RSD. 13/81/3,

Dated Dispur, the 17th August, 1981.

From : Shri T. C. Baishya, A.C.S.,
Deputy Secretary to the Government of Assam

To : All Deputy Commissioners
All Sub-Divisional Officers
All Settlement Officers

Subject : First Annual Report of the Commission for Scheduled Caste and Scheduled Tribes for the year 1978-79. Action taken on the recommendation thereof.

Sir,

I am directed to say that the Commission for Scheduled Caste and Scheduled Tribes for the year 1978-79 in the first Annual Report has recommended that in cases where in the land dispute a Harijan or a Tribal is killed, the Govt. machinery must ensure that the land in possession of the deceased Harijan/Tribal passes on the heirs of the deceased and in no circumstances whatsoever the persons who have committed aggression should be allowed to take over possession of the land.

The State Govt. has accepted this recommendation. It is therefore, requested that the recommendation of the Commission should be strictly followed. Whenever such incidence occurs the District and Sub-divisional authorities should initiate prompt action and submit a detailed report to the Govt. immediately.

Yours faithfully,

Sd/- T. C. BAISHYA,
Deputy Secretary to the Government of Assam,
Revenue (S) Department, Dispur.

Memo No. RSD. 13/81/3-A, Dated Dispur, the 17th August, 1981.

Copy forward to :-

1. Commissioners of Divisions.
2. Chairman, Assam Board of Revenue, Guwahati-1
3. Deputy Secretary to the Govt. of Assam, Department of Welfare of Plan Tribes and Backward Classes with reference to his letter No. TAD/CON/61/81/19, dated 7th March, 1981.
4. Deputy Secretary to the Govt. of Assam, Political Department.
5. Deputy Secretary to the Govt. of Assam, Home Department.
6. Revenue (Reforms)/Revenue (L.R.)/Revenue (G) Department.
7. Director of Land Record, Assam, Bamunimaidam, Guwahati-21
8. Director of Land Requisition, Acquisition and Reforms, Assam, Ambari, Guwahati.

By order etc.,

Sd/- T. C. BAISHYA,

Deputy Secretary to the Government of Assam,

Revenue (S) Department, Dispur.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSS. 349/81/3,

Dated Dispur, the 18th August, 1981.

From : Shri T. C. Baishya, A.C.S.,
Deputy Secretary to the Government of Assam.

To : All District Registrar, Guwahati.

Subject : Security of annual patta land under Rules-I (2) (C) of the Settlement Rules of the A.L.R.R. 1886 against loan through Co-operative Societies.

Ref. : This Department's letter No. RSS. 69/62/31, dated 28th June 1965.

Sir,

I am directed to refer to the Rules-I (2) (C) of the Settlement Rules under the A.L.R.R., 1886 wherein it is already stated that Annual Patta lease confers no right of transfer or of subletting and shall be liable to cancellation for any transfer or subletting even during the year of issue. But as per provision to the said rule of Settlement Rules, Government may waive there right to cancel annual lease and may allow its renewal automatically till such time as the State Government may direct in those cases in which the land is mortgaged to Government or to State sponsored Co-operative Societies.

It has now come to notice of the Government that the District officials of Co-operation Department of the State Government Barpeta has fixed target for S. T. and M. T. loans to be disbursed through Co-operative Societies.

In order that the Annual Patta lease holder will not deprive of getting loans from the Government and Nationalised Bank and other recognised Financial Institutions, through Co-operative Societies, Government after careful consideration of all the aspects allow mortgage of annual patta land to get the financial assistance from the Government Nationalised Bank etc. through Co-operative Societies as per 1 (2) (C) of the Settlement Rules of the A.L.R.R. 1886 subject to the condition that the Co-operative Societies through which the Financial loans will be routed must be a registered one under appropriate Act. In all such cases the lease is renewable from year to year during the subsistence of the Security and for a period of five years thereafter in favour

of the settlement holder, his heir and legal representative and assignee by operation of law.

Regarding maintenance of Land Records Government consider that instead of cancellation of the name of the mortgager and substituting the name of mortgagee in the column of the Chitha/Jamabandi which bears the name of pattadar, the fact of the mortgage to the Co-operative may be noted in the remarks column of the Chitha/Jamabandi. The Co-operation Department is being asked to instruct their officers and the societies to inform the S.D. Cs the fact of mortgage with all particulars when a mortgage of this kind takes place.

Yours faithfully,

Sd/- T. C. BAISHYA,

Deputy Secretary to the Government of Assam.

Revenue (S) Department, Dispur.

Memo No. RSS. 349/81/3-A,

Dated Dispur, the 18th August, 1981.

Copy to :-

1. Commissioners of Divisions.
2. Chairman, Assam Board of Revenue, Guwahati-1
3. Secretary to the Govt. of Assam, Co-operative Department, Guwahati-6. He is requested kindly to instruct the officers of the Co-operation Department to inform the S.D. Cs the fact of Mortgage with all particulars when a mortgage takes place.
4. Director, Institutional Finance, Finance Department, Guwahati-6, with reference to his letter No. FIF-40/81/14, dated, 3rd August 1981.
5. Registrar of Co-operative Societies, Assam, Guwahati.
6. All Deputy Commissioner/Sub-Divisional Officers. They are requested to instruct the circle S.D. Cs to note in the remarks column of the Chitha/Jamabandi the fact of mortgage whenever report of mortgage of annual patta land to

Co-operatives with all particulars are received by them from the Co-operative officers and the Societies.

7. All District Registrars (except Guwahati).
8. Director, Land Records, Assam, Bamunimaidam, Guwahati-21.

By order etc.,

Sd/- T. C. BAISHYA,

Deputy Secretary to the Government of Assam.

Revenue (S) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS. 336/81/4,

Dated Dispur, the 24th August, 1981.

From : Shri T. C. Baishya, A.C.S.,
Deputy Secretary to the Government of Assam.

To : The Director of Institutional Finance,
Finance Department, Assam
Sachivalaya, Guwahati-6.

Subject : Agricultural Finance Issue of Valuation Certificate.

Sir,

With reference to the correspondence resting with your letter No. FIF. 28/79/P/15 dated 30th July 1981 on the subject cited above, the basis of sale transaction of neighbouring land. The practice is followed to fix up compensation under 1894 L.A. Act. But in the matter of securing loans from the Nationalised Banks the bank authority should take into account the paying capacity of the cultivator out of the sale proceeds of the crops. Bank authority is thus more competent to assess the requirement of both production and consumption loan taking into consideration the prospects for repayment.

In view of the facts stated above, it is felt that there is no need for issue of valuation certificate by the Revenue Officials (dealing with Land Records). They will however extend all necessary assistance to the Bank officials to access the market value of the land in question as and when necessary. Bank must be having their own valuation officers in this regards.

Yours faithfully,

Sd/- T. C. BAISHYA,

Deputy Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

Memo No. RSS. 336/81/4-A, Dated Dispur, the 24th August, 1981.

Copy to :-

1. All Deputy Commissioners and Sub-Divisional Officers. They are requested to direct the Revenue Officials under them to extend necessary help by producing land records to the Bank Officials when approached.
2. Revenue (L.R.)/Revenue (Reforms) Department.

By order etc.,

Sd/- T. C. BAISHYA,

Deputy Secretary to the Government of Assam.

Revenue (S) Department, Dispur.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSS. 497/81/3,

Dated Dispur, the 17th November, 1981.

From : Shri H. R. Dasgupta, A.C.S.,
Deputy Secretary to the Government of Assam.

To : All Deputy Commissioners
and
Sub-Divisional Officers

Subject : Preservation of Ancient and Historical Monuments.

Sir,

I am directed to say that it has been brought to notice of the Govt. that in addition to those ancient and Historical monuments which are protected, there are many sites of great potential and historical value which are indiscriminently destroyed by levelling and/or tamperd in the wake of land reclamation, Jungle clearance and road construction etc! These sites need to be preserved in view of the Archaeological potentialities and historical value.

You are therefore requested to ensure that the ancient sites are not allowed to be destroyed unless a clearance received from Archaeological experts. After examination by the Archaeological experts the sites can be declared protected if the same is considered to be of Archaeological importance.

You are further requested to see that under no circumstances any settlement is given on such Archaeological sites apart from the bank of ancient tanks, earthen ramparts areas containing Archaeological ruins etc. These areas may be kept free from all encroachments by strict vigilance.

Yours faithfully,

Sd/- H. R. DASGUPTA,
Deputy Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

Memo No. RSS-497/81/3-A, Dated Dispur, the 17th November, 1981.

Copy forwarded to:-

1. Commissioners of Divisions.
2. Chairman, Assam Board of Revenue, Panbazar.
3. Director of Land Records, Assam, Bamunimaidam, Guwahati-21.
4. Director of Land Requisition, Acquisition and Reforms.
5. Secretary to the Govt. of Assam, Education (CTM) Department.
6. Director, Archaeology and Museum, Guwahati-1

This has the reference to his letter No. ASM. 53/General 81-82/555 dated 11th September 1981.

By order etc.,

Sd/- H. R. DASGUPTA,

Deputy Secretary to the Government of Assam.

Revenue (S) Department, Dispur.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSS. 482/81/10,

Dated Dispur, the 24th November, 1981.

- From : Shri S. N. Bhagawati, A.C.S.,
Under Secretary to the Government of Assam.
- To : All Deputy Commissioners/Sub-Divisional Officers and Settlement
Officers of Plain Districts.
- Subject : Concession in the matter of payment of premium on Settlement/
Conversion of land belonging to scheduled castes/Scheduled Tribes.
- Ref. : This Departments letter No. RSS. 98/65/24, dated 20th November
1968.

Sir,

I am directed to say that members of scheduled castes and scheduled tribes have been extended concession in payment of premium rates in settlement of lands and conversion of annual patta lands into periodic in rural as well as urban areas.

The concession to the extent of 25% of the scheduled rates of premium has been given to scheduled tribes and scheduled castes in all classes of lands whether Agricultural/Residential/Commercial or Industrial except in case of greater Guwahati and Municipal towns where the concession is limited to half a bigha of residential holding.

It has been observed that while submitting the proposals for settlement of land and conversion of annual patta lands into periodic in and within two miles periphery of the towns with individuals, the required information whether the applicant/applicants are belonging to Scheduled Caste/Scheduled Tribes are not mentioned in some cases. And as such there is every likelihood of omission in realising premium at concessional rates from these classes of people in time of settlement of land and conversion annual patta land into periodic.

While submitting the proposal for settlement of land and conversion of annual patta land into periodic, you are therefore requested to indicate specifically as to whether applicant/applicants belong/belongs to Scheduled Castes/Scheduled Tribes.

Yours faithfully,

Sd/- S. N. BHAGAWATI,
Under Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS. 707/79/Pt-II/25, Dated Dispur, the 27th November, 1981.

From : Shri P. K. Dutta, I.A.S.,
Secretary to the Government of Assam.

To : The Deputy Commissioners
The Sub-Divisional Officers
The Settlement Officers

Subject : Eviction of encroachers from Government Khas lands, PGRs., VGRs., Road side reservations and lands kept reserved for public purposes.

Sir,

I am directed to state that reports regarding encroachments in village Grazing Reserves, Professional Grazing Reserves, road side reservations, Tribal Belts and Blocks, Government Khas land and lands kept reserved for public purposes are being frequently received in the Revenue Department. The Government after careful consideration of the matter in all aspects have decided that strong and effective measures should be taken to ensure that no fresh encroachments in the Village Grazing Reserves, Professional Grazing Reserves, Government Khas lands, road-sides reserves lands etc., take place.

2. Subject to requirements of force for law and order duties, Deputy Commissioners and Sub-Divisional Officers should undertake eviction operations for removal of encroachers. While undertaking eviction operations, encroachments which have taken place in recent years should be removed first.

3. Eviction operation should be carried out on a priority basis on the road-side lands and lands kept reserved for public purposes.

4. In regards to eviction of encroachers from VGRs., and PGRs., Deputy Commissioner and Sub-Divisional Officers should give reports to Government in the Revenue (Settlement) Department indicating their proposals for eviction of encroachers in their areas.

5. Necessary instruction to all concerned may be issued for taking effective measures for total prevention of further encroachments. It is also to be brought to notice of all concerned that any omission in the matter of total prevention of new encroachment would be treated as dereliction of duty.

6. While evicting encroachers Government instructions contained in letter No. PLB. 181/63/45, dated 18th August 1964 and No. RSS. 223/72/293, dated 15th December 1973 may be strictly followed.

7. This supercedes Government letter No. RSS. 550/76/Pt.-III/5, dated 3rd April 1980 and No. PLB. 161/80, dated 23rd March 1981.

Yours faithfully,

Sd/- P. K. DUTTA,

Secretary to the Government of Assam.

Revenue (S) Department, Dispur.

Memo No. RSS. 707/79/Pt-II/25-A, Dated Dispur, the 27th November, 1981.

Copy forwarded to :-

1. The Commissioners of Divisions.
2. The Chairman, Assam Board of Revenue, Panbazar.
3. The Director of Land Records, Assam, Bamunimaidam, Guwahati-21.
4. The Director of Land Requisition, Acquisition and Reforms, Assam, Guwahati.
5. The Secretary to the Government of Assam, Political Department.
6. The Secretary to the Government of Assam, P. W. D.
7. Secretary to the Government of Assam, Forest Department.
8. All Branches of the Revenue Department.

By order etc.,

Sd/- P. K. DUTTA,

Secretary to the Government of Assam.

Revenue (S) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS. 106/75/61,

Dated Dispur, the 1st December, 1981.

From : Shri S. N. Bhagawati, A.C.S.,
Under Secretary to the Government of Assam.

To : The All Deputy Commissioners

Subject : Permanent transfer of Sarkari lands to Defence Department.

Sir,

I am directed to say that as per requirement of Sarkari land by the Defence Department State Government has transferred Sarkari land permanently to Defence Department as per land Transfer Rules from time to time.

Defence Department has intimated that the Ministry of Law, Government of India have opined that transfer deed has to be executed in cases where State Government lands have been permanently transferred to Ministry of Defence.

You are therefore, requested to executed the transfer deed on behalf of the State Government whenever Sarkari lands within your District have been permanently transferred to the Ministry of Defence.

Receipt of this letter may please be acknowledged.

Yours faithfully,

Sd/- S. N. BHAGAWATI,
Under Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

Memo No. RSS. 106/75/61-A, Dated Dispur, the 1st December, 1981.

Copy to :-

1. The Deputy Director, Defence Lands and Centonments, Dilara' Laitumkhrah, Shillong.
2. Commissioners of Divisions.
3. Chairman, Assam Board of Revenue, Panbazar, Guwahati-1
4. Director of Land Records, Assam, Bamunimaidam, Guwahati-21.
5. M. E. O., Guwahati-3.

By order etc.,

Sd/- S. N. BHAGAWATI,
Under Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
DEVELOPMENT BRANCH**

No. RSD. 11/80/21,

Dated Dispur, the 23rd February, 1982.

From : Shri P. K. Dutta, I.A.S.,

Secretary to the Government of Assam.

To : All Deputy Commissioners and Sub-Divisional Officers, Assam
All Settlement Officers, Assam.

Subject : Social Forestry in PGRs/VGRs.

Sir,

I am directed to say that the question of afforestation and planting of trees in PGRs. and VGRs. has been engaging the attention of the Government for sometime past. After careful consideration, the Government in the Revenue Department has decided that PGRs. and VGRs. in the periphery areas be made available to the Forest Department for the specific purpose of afforestation and social forestry, so as to improve the ecological balance and encourage the growth of forestation in the State.

It is however reiterated here that the PGRs. and VGRs. will remain the property of the Revenue Department, and the Forest authorities shall only have access to the reserves for afforestation purpose. The PGRs./VGRs. will continue to be used by graziers as provided under the grazing Rules and Forest Department staff shall have an usuage right to these reserves only to the extent indicated above. Where encroachments exist, these should be vacated as per the Settlement Rules and Government instructions contained in letter No. RSS. 707/79/Pl.-II/25, dated 27th November, 1981.

Yours faithfully,

Sd/- P. K. DUTTA,

Secretary to the Government of Assam.

Revenue (S) Department, Dispur.

Memo No. RSD. 11/80/21-A, Dated Dispur, the 23rd February, 1982.

Copy to :-

1. The Special Secretary to the Government of Assam, Forest Department, for information and necessary action. This has a reference to the decision arrived at on 24th December, 1981 in the discussions held in the chamber of Adviser (N).
2. The Commissioners of Divisions, Assam, for information and necessary action.
3. The Director of Land Records, Guwahati, Assam.
4. The Chief Conservator of Forest, Assam, Rehabari, Guwahati-8.

By order etc.,

Sd/- P. K. DUTTA,

Secretary to the Government of Assam.

Revenue (S) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
DEVELOPMENT BRANCH**

No. RSD. 11/80/23, Dated Dispur, the 16th March, 1982.

From : Shri S. N. Bhagawati, A.C.S.,
Under Secretary to the Government of Assam.

To : The Under Secretary to the Government of Assam, Forest
Department, Assam Sachivalaya, Guwahati-6.

Subject : Social Forestry in Government Khas Lands.

Sir,

I am directed to refer to D.O. Letter No. FRM. 109/79/3, dated 5th September, 1980 from the then Secretary, Forest Department addressed to the then Secretary, Revenue Department regarding Social Forestry Scheme in PGRs./VGRs. as well as Government Khas land and to say that Revenue Department has already decided that PGRs. and VGRs. in the periphery areas be made available to Forest Department for the purpose of afforestation and Social Forestry under this Department's letter No. RSD. 11/80/21, dated 23rd February, 1982 (Copy enclosed).

As regards utilization of Government Khas lands for the Social Forestry Scheme, Forest Department may identify and specify such areas in consultation with D. Cs. and SDOs and submit proposal to Revenue Department for consideration.

Yours faithfully,

Sd/- S. N. BHAGAWATI,
Under Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

Memo No. RSD. 11/80/23-A, Dated Dispur, the 16th March, 1982.

Copy forwarded to :-

1. Chief Conservator of Forests, Assam, Rehabari, Guwahati-8.
2. All Deputy Commissioners and Sub-Divisional Officers.

By order etc.,

Sd/- S. N. BHAGAWATI,
Under Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS. 465/81/Pt/9, Dated Dispur, the 14th June, 1982.

From : Shri N. C. Das, A.C.S.,
Deputy Secretary to the Government of Assam.

To : The Deputy Commissioner,
The Sub-Divisional Officer,

Subject : Eviction of Encroachers from Railway land.

Sir,

I am directed to draw your attention to news item published in the Assam Tribune of 6th May, 1982 under caption "Assam Government not helping to Evict Bangla Encroachers; Railway Minister" where in has been mentioned by Deputy Railway Minister that State Government was not forthcoming to help Railway authority.

You are therefore, requested kindly to submit a detailed report on this matter and to provide Police and Magistrial assistance to the Railway authority when sought for in connection with 'eviction of encroachers from Railway land.

Yours faithfully,

Sd/- N. C. DAS,

Deputy Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

Memo No. RSS. 465/81/Pt/9-A, Dated Dispur, the 14th June, 1982.

Copy to :-

1. The Commissioner of Lower Assam Division, Panbazar, Guwahati-1.
2. The Commissioner of Upper Assam Division, Jorhat.
3. The Commissioner of Hills and Cachar Division, Basistha Road, Guwahati-6.
4. The Director of Land Records, Assam, Bamunimaidam, Guwahati-21.
5. The General Manager, N. F. Railway, Maligaon, Guwahati-11.
6. The Settlement Officer/Guwahati/Tezpur/Dhuburi/Karimganj.

By order etc.,

Sd/- N. C. DAS,

Deputy Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS. 707/79/Pt.-II/39,

Dated Dispur, the 3rd July, 1982.

From : Shri N. C. Das, A.C.S.,
Deputy Secretary to the Government of Assam.

To : The Deputy Commissioner,
The Sub-Divisional Officer,
The Settlement Officer,

Subject : Eviction of Encroachers from Government Khas land, PGRs, VGRs
road-side reservations and lands kept reserved for public purposes.

Ref. : Govt. Letter No. RSS. 707/79/Pt.-II/25, dated 27th November, 1981.

Sir,

I am directed to say that in regard to eviction of encroachment from VGRs and PGRs instruction contained in Para-4 of Govt. letter dated 7th November, 1981 of even number cited above does not appear to have been fully appreciated by all the officers concerned as Govt. are not getting proposals for eviction, but petitions against the eviction from PGRs and VGRs are being received. It is therefore, clarified that as regards eviction of encroachers from VGRs and PGRs the Deputy Commissioners should make an assesment of the number of families involved, the period from which they have been in occupation and submit proposals to the Govt. in the Revenue (Sectt.) Deptt, before eviction proceedings are initiated. The Deputy Commissioner/Sub-Divisional Officers and the Settlement Officers should also submit proposals giving the details mentioned above to the Revenue (S) Department.

Yours faithfully,

Sd/- N. C. DAS,
Deputy Secretary to the Government of Assam,
Revenue (S) Department, Dispur.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
GRAZING BRANCH

No. RSG 109/82/9, Dated Dispur, the 23rd August, 1982.

From : Shri T. K. Bora, A.C.S.,
Joint Secretary to the Government of Assam.

To : All Deputy Commissioner, }
All Sub-Divisional Officer, } of plains District
All Settlement Officer, }

Subject : Dereservation of PGRs and VGRs— Recommendation of the
Conference of Deputy Commissioners and Sub-Divisional Officers
held at Dispur on 15th and 16th February, 1982.

Sir,

I am directed to say that Govt. have noticed since long time past that there is increasing trend towards establishment of various institutions by several voluntary organisations in PGRs and VGRs. Moreover, many proposals for dereservation of PGRs and VGRs for allotment of lands to such institutions and ever proposal for temporary dereservation for cultivation by individuals have been received from the Deputy Commissioners and Sub-Divisional Officers. It is doubtful if grazing grounds, once thrown open, can retain its former status until formally reconstituted in to a reserve. Encroachment in PGRs and VGRs is also in the increase. Due to fast decrease of PGRs and VGRs, the purpose of reservation of Grazing reserves is being defeated.

With a view to preserving the PGRs and VGRs, Govt. after careful consideration of all aspects have already decided that PGRs and VGRs in the periphery areas be made available to the Forest Department for the specific purpose of afforestation and Social Forestry vide Govt. Letter No. RSD. 11/80/21 dated 23rd February, 1982. The Deputy Commissioners and Sub-Divisional Officers in the conference held at Dispur on 15th and 16th February 1982 have also recommended that proposals for dereservation of land from PGRs and VGRs should be sent only in very exceptional cases. Please ensure that in future, proposals for dereservation of PGRs and VGRs are submitted to Government only when no alternative Govt. land is available, and (b) land is required for use by a Govt. Department or a Public Sector Undertaking.

You are, also requested to ensure that derestruction of PGRs and VGRs is stopped and dereservation of the Grazing reserve is discouraged as far as possible.

In special circumstances, proposals for dereservation of PGRs and VGRs in respect of genuine and deserving cases if any, may be submitted to Govt. only after due formalities as required under Rule 95-A of Grazing, Rules under A.L.R.R., 1886 and furnishing information in accordance with the Govt. instruction contained in letter No. RSG. 138/58/94, dated 6th November, 1958 (copy enclosed) for ready reference.

As regards advance possession of PGRs and VGRs, Govt. instruction in Govt. letter No. RSG. 2/76/19, dated 26th August, 1977 may be scrupulously followed.

Steps may be taken to remove encroachment as per Govt. instructions in Letter No. RSS. 707/79/Pt.-II/25, dated 27th November, 1981 and RSS. 707/79/Pt.-II/39, dated 3rd July, 1982.

Receipt of the Letter may please be acknowledged.

Yours faithfully,

Sd/- T. K. BORA,

Joint Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

Memo No. RSG. 109/82/9-A, Dated Dispur, the 23rd August, 1982.

Copy to :-

1. All Commissioners of Divisions.
2. Chairman, Assam Board of Revenue, Panbazar, Guwahati-1.
3. The Under Secretary to the Govt. of Assam, Administrative Reforms Department, with reference to D. O. No. AR. 33/82/1, dated 26th April, 1982.
4. The Director of Land Records, Assam, Bamunimaidam, Guwahati-21.
5. The Director of Land Requisition, Acquisition and Reforms, Assam, Guwahati.

By order etc.,

Sd/- T. K. BORA,

Joint Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
GRAZING BRANCH

No. RSG. 138/58/94

Dated Shillong, the 6th November, 1958

From : Shri S. Sarkar, B.Sc., A.C.S.,
Under Secretary to the Government of Assam.

To : All Deputy Commissioners and
Sub-Divisional Officers of the Plains Districts of Assam.

Subject : Proposal for dereservation of the PGRs and VGRs.

Sir,

I am directed to say that it has come to the notice of Government that when the proposal for dereservation of a part of PGRs and VGRs. are submitted, full particulars of the reserve are not furnished for consideration of Government. I am, therefor to request you to kindly furnish a clear picture of the PGRs and VGRs. showing the total area of the Reserve and area proposed to be dereserved together with a map and chitha thereof, if and when any proposal for dereservation of land from such reserve is submitted to Government.

Yours faithfully,

Sd/- S. SARKAR,
Under Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

GOVERNMENT OF ASSAM
(SECRET)
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSS. 465/81/Pt./44. Dated Dispur the 11th October, 1982.

From : Shri J. N. Changkakati, I.A.S.,
Secretary to the Government of Assam.

To : The Deputy Commissioner
Cachar, Silchar.

Subject : Encroachment and eviction of encroachers from Railway lands.

Sir,

I am directed to refer to your message No. SRPF. 2/82-83 dated 6th August 1982 addressed to the Secretary, Revenue with copy to Adviser (RVS) to the Governor regarding rehabilitation of evictees from Railway land in Silchar Town. The State Government have very carefully examined the matter since some time past and decided that the encroachers either from Railway lands or State Government land (should not be rehabilitated by the Government by adopting any rehabilitation scheme, Encroachers by their very action commit an illegal act by encroaching on Government land whether belonging to the Railways or the State Government and the Revenue authorities of the State have never arranged for alternative land to settle encroachers, once they have been evicted from Government land or Railway land. Rehabilitation Plan would amount to an indirect encouragement to encroachers. Such Settlement of encroachers is also likely to set an undesirable precedent. If encroachers belonging to a particular area are to be rehabilitated, then similar demands are bound to rise from encroachers in other areas of the State for rehabilitation. The State Government decision in the matter has already been communicated to Government of India in the Ministry of Railway and the Ministry of Home Affairs by the Governor and the Chief Secretary.

It is also clarified that there is no rehabilitation Scheme so far adopted by the State Government in Urban areas. People in urban areas are however not debarred from getting settlement of land on individual application under the provisions of the Settlement Rules of the Assam Land and Revenue Regulation 1986 if he/she is eligible being and Indian citizen and landless person and belonging to the State of Assam as enunciated in the Land Policy Resolution of 21st July 1972. While selecting allottees, the previous of the Assam Alienation of Land

(Regulation) Act, 1980 and Government's instructions contained in letter No. PLB. 181/63/145, dated 18th August, 1964 and No. RSS. 317/79/2, dated 25th June, 1979 may be strictly followed.

In these circumstances you are requested to refrain from going ahead with your proposal.

Receipt of this letter may kindly be acknowledged.

Yours faithfully,

Sd/- J. N. CHANGKAKATI,
Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

Memo No. RSS. 465/81/Pt./44-A. Dated Dispur the 11th October, 1982.

Copy forwarded to :-

1. The Commissioner of Upper Assam Division, Chinamara, Jorhat.
2. The Commissioner of Lower Assam Division, Panbazar, Guwahati-1.
3. The Commissioner of Hills Division, and Cachar, Basistha Road, Guwahati-6.
4. The Chairman, Assam Board of Revenue, Panbazar, Guwahati-1.
5. All Deputy Commissioners
6. All Sub-Divisional Officers
7. All Settlement Officers
8. Revenue (Reforms) Department
9. The Director of Land Records, Assam, Bamunimaidam, Guwahati-21/
10. The Director of Land Requisition, Acquisition and Reform, Bamunimaidam, Guwahati-21.
11. Political Department.

for information and
necessary action.

By order etc.,

Sd/- J. N. CHANGKAKATI,
Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS. 99/80/61,

Dated Dispur the 8th November, 1982.

From : Shri J. N. Changkakati. I.A.S.,
Secretary to the Government of Assam.

To : 1. All Deputy Commissioners
2. All Sub-Divisional Officers
3. All Settlement Officers

Subject : Encroachment of PGRs and VGRs. Government Khas Land, Char
Areas Fishery Mahals and in Railway lands detection of post 1971
entrants regarding.

Sir,

I am directed to say that Government have decided at present to detect and deport persons who entered India after 25th March, 1971 and instructions have already been issued by the State Government in the Political (B) Department under letter No. PLB 348/81 dated 13th January, 1982. While the post 1971 infiltrations may be found all over the State some of the places where they are more likely to be found are Fishery Mahals, Forest areas, Char areas, encroached areas in Railway lands, Tea Gardens and encroached areas in Government Khas lands, PGRs and VGRs etc. It is apprehended that suspected foreigners might have encroached Government Khas lands PGRs and VGRs, Railway lands etc.

You are therefore, requested to make enquiry into the presence of foreigners in these areas promptly, All Revenue Officials not below the rank Sub-Deputy Collectors/Assistant Settlement Officers may be directed to be alert and to prepare an upto-date list of encroachers with their antecedents. List of prepared may be submitted to S.Ps/S.D.P.Os by DCs and SDOs and the S.Os through the D.C. as the case may be so as to enable the Police to detect foreigners from amongst the encroachers. The S.D.Cs/ASOs may furnish information regarding encroachment of PGRs and VGRs by Bangladesh Nationals which could be passed on to D.Cs and SDOs.

It may be ensured that no Revenue Officials below the rank of S.D.Cs/A.S.Os are brought into the picture.

Action taken in the matter may be intimated to Government in the Revenue Department once in a month regularly.

These instructions should be strictly followed.

Receipt of this communication may be acknowledged.

Yours faithfully,

Sd/- J. N. CHANGKAKATI,
Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

Memo No. RSS. 99/80/61-A, Dated Dispur the 8th November, 1982.

Copy forwarded to :-

1. The Commissioner & Secretary to the Government of Assam, Political (B) Department with reference to his memo No. PLB 266/82/28-A, dated 8th May, 1982. This has also the reference to U/O. endorsement No. 16/82 dated 30-10-1982.
2. The Director General of Police, Assam, Guwahati with reference to D.O. letter No. PLB 266/82/28-A, dated 8th May, 1982 from the Commissioner & Secretary, Political Department to his address.
3. The Commissioners of Divisions.
4. All Superintendents of Police.

By order etc.

Sd/- J. N. CHANGKAKATI,
Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
RESETTLEMENT BRANCH**

No. RSR. 40/80/14,

Dated Dispur the 22nd November, 1982.

From : Shri J. N. Changkakati, I.A.S.,
Secretary to the Government of Assam.

To : 1. All Deputy Commissioners
2. All Sub-Divisional Officers

Subject : Submission of Parawise reports with all the relevant case records in original and other relevant documents in connection with the Revenue Appeal cases before the Assam Board of Revenue, Guwahati-1.

Sir,

In inviting reference to the subject cited above, I am directed to say that the parawise reports/comments with the relevant case records and other relevant documents are not submitted in time in connection with the Revenue Appeal cases before the Assam Board of Revenue, Guwahati-1 and as a result this causes much difficulty and in-convenience in timely preparation of Affidavits and in taking steps as necessary by the Government Advocate, Assam Board of Revenue in such Appeal cases at required time.

2. Now, you are requested kindly to ensure that the required parawise reports/comments are sent in time with all the relevant case records and other relevant documents from your end. You are requested to send the complete parawise report/comment without delay in connection with such Appeal cases to the Government Advocate, Assam Board of Revenue, Guwahati-1 with intimation to this Department. The copy of the Appeal petition, relevant case record in original, copies of other relevant documents and the letter of engagement of Government Advocate are also to be sent invariably to the Government Advocate along with the parawise report/comment as required.

3. Further, a copy of the letter of engagement of the Government Advocate in such Appeal cases is also to be sent to the Legal Remembrancer, Assam, Dispur for his formal approval of the engagement as necessary with intimation to this Department as well. In this connection, the Government circular letter No. RSS. 189/76/2, dated 12th May 1976 may also kindly be referred to.

Yours faithfully,

Sd/- J. N. CHANGKAKATI,
Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

Memo No. RSR. 40/80/14-A, Dated Dispur the 22nd November, 1982.

Copy forwarded to the :-

1. The Commissioners of Divisions.
2. The Chairman, Assam Board of Revenue, Guwahati.
3. The Settlement Officers
4. The Government Advocate, Assam Board of Revenue, Guwahati-1 (Shri Boloram Kalita) Advocate, for information.

By orders etc.,

Sd/- S. N. BHAGAWATI,
Under Secretary to the Government of Assam.
Revenue (Settlement) Department.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
DEVELOPMENT BRANCH**

No. RSD. 6/80/Pt.-3/70,

Dated Dispur the 10th December, 1982.

From : Shri J. N. Changkakati, I.A.S.,
Secretary to the Government of Assam.

To : The Sub-Divisional Officer
Barpeta.

Subject : Effective Implementation of the provisions of Chapter X of A.L.R.R., 1886 as amended :- Disposal of petition, dated 25th February 1981 submitted by Shri Siva Kumar Sarma, Barpeta Road Town.

Sir,

With reference to correspondence resting with your letter No. BRS. 95/80/96, dated 6th November, 1981, I am directed to say that necessary steps may be taken as per provisions of the chapter X of A.L.R.R., 1886 as amended for disposal of the case after due enquiry and findings thereon.

The legal point in the matter of determining the status and eligibility of persons belonging to non-protected classes for getting settlement, purchase, transfer and mutation of land in the Tribal Belts and Blocks is explicit in law and as such law should take its own course if such cases occur in contravention of the legal provisions of the chapter X of A.L.R.R., 1886 as amended.

For effective implementation of the provisions of the chapter X of A.L.R.R., 1886 as amended and Rules framed thereunder, power has already been vested to all the S.D.O.s including the S.D.O.s (Sadar) to exercise the power under Section 165 of the A.L.R.R., 1886 as amended upto-date vide Government Notification No. RSS. 308/76/6, dated 24th September 1976. Ejectment of unauthorised occupants may be carried out as per latest Government of Policy decision conveyed vide Government letter No. RSS. 707/79/Pt.-II/25, dated 27th November, 1981.

Govt. desire that the provisions of the Chapter X of A.L.R.R., 1886 should be vigorously implemented. In this regard Government Circular (1) RSD. 64/69, dated 10th February 1976 (2) RSD. 64/69/Pt./6, dated 17th May 1976 and (3)

D.O. letter No. RSD. 63/68/34, dated 18th January 1979 should be perused accordingly.

It is once again mentioned here that any doubt regarding the Transferees antecedents and residential qualification for acquiring land within a Tribal Belt/Block, the D.C. of the District concerned is the only competent authority to certify in the matter as already clarified in this department circular No. RSD. 64/59, dated 10th February 1976.

You are requested to dispose of the above mentioned case according to the provisions of Chapter X of the A.L.R.R., 1886 and if necessary with the approval of the D.C.

The original petitioned of Shri Siva Kr. Sarma and other connected records are returned herewith.

Yours faithfully,

Sd/- J. N. CHANGKAKATI,
Secretary to the Government of Assam,
Revenue (Settlement) Department, Dispur.

Memo No. RSD. 6/80/Pt-3/70-A,

Dated Dispur the 10th December, 1982.

Copy forwarded to the :-

1. Commissioners of Divisions.
2. Deputy Commissioner, Kamrup/Goalpara/
Dairang/Lakhimpur/Nowgong/Dibrugarh.
3. Sub-Divisional Officer, Goalpara/
Kokrajhar/Nalbari/Mangaldai/Dhemaji/
Jonai/Sadia/Tinsukia/Morigaon.

They are requested to take necessary action for effective implementation of Chapter-X of A.L.R.R., 1886 as amended indicated above.

By orders etc.,

Sd/- J. N. CHANGKAKATI,
Secretary to the Government of Assam,
Revenue (Settlement) Department.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
DEVELOPMENT BRANCH**

No. RSD. 16/82/9,

Dated Dispur the 30th December, 1982.

- From : Shri J. N. Changkakati, I.A.S.,
Secretary to the Government of Assam.
- To : The Deputy Commissioners Kamrup/Goalpara/Darrang/Lakhimpur/
Dibrugarh/Nowgong.
- Subject : Effective Implementation of Chapter X of A.L.R.R., 1886 as amended
instruction regard.
- Ref. : This Departments Memo No. RSD. 6/80/Pt.-3/70, dated 10th
December, 1982.

Sir,

I am directed to say that it has been brought to notice of the Government by many organisations since long time past that legal provisions contained in the Chapter-X of A.L.R.R., 1886 have not been fully implemented by the District authorities and many irregularities such as alienation of lands by way of transfer, exchange, lease, gift, purchase and Registration of documents therefore have been reported to have been executed in favour of underserving non-protected classes in Tribal Belt and Blocks in contravention of the legal provisions and the rules made thereunder. This creates a very delicate position embarrassing Government very much.

2. In order to prevent such illegal transactions in Tribal Belts and Blocks and to make the law more explicit, the Assam Land and Revenue Regulation (Amendment) Act, 1964 has been enacted declaring registration of any document under the Indian Registration Act 1988 evidencing any transaction for acquisition or possession of any land by way of transfer, exchange, lease, agreement or settlement void from and after commencement of the said Act. Specific instructions to be followed for prevention of such illegal transfer if any, have already been issued by the Govt. under letter No. RSD. 64/69, dated 10th February, 1976.

3. There is complete ban on transfer of lands in Tribal Belts and Blocks from protected class to non-protected classes except in the manner as provided in Section 164 (2) (c) and (b) (extract enclosed) in the Assam Land and Revenue (Amendment) Act, 1981 copies of which have already been forwarded to you under Govt.s letter No. RSD. 6/84/Pt (2)/66, dated 30th March, 1982. Section 163 and Section 164 of the Chapter X of A.I..R..R., 1886 as amended may be strictly followed.

4. As to be determination of eligibility for holding land or getting Settlement/ Allotment of land in Tribal Belts and Blocks by the non-protected class under Section 163, Government have already clarified its stand under letter No. RSD. 64/69, dated 10th February 1976 and re-iterated its decision in letter No. RSD. 6/80/Pt.-3/70-A, dated 12th December, 1982 that D. C., of the District concerned is the only competent authority to certify in the matter of residential qualification of the persons living in the Tribal Belts and Blocks. While Disposing of land within Tribal Belts and Blocks with eligible non-protected classes, D. C. alone is to issue the eligibility and permanent residential certificate. All settlement will however have to be in accordance with the general land settlement policy of the Government for the time being in force.

5. Government desire that the provisions of the Chapter X of the A.I..R..R.. as amended may be implemented in true spirit and earnest and a thorough enquiry should be caused by you into the affairs of each of the Belts and Blocks to detect irregularity, if any. A report after enquiry with your specific views and comments in the informa appended herewith may be submitted to the D.I..R., Assam once in every 6 (six) months with a copy to Government on or before the 10th May of the month of July and January positively."

6. You are further requested to prepare lists of genuine and landless persons in each of the Belts and Blocks separately one for protected classes and the other for eligible non-protected classes for consideration of their cases for allotment/settlement of land with them in accordance with land settlement policy of the Government in due course. A separate register for flood and erosion affected people in the Tribal Belts and Blocks whose patta lands have been eroded away may be prepared and action taken as per guideline given vide Government letter No. RSG. 216/68/3, dated 16th January 1969 keeping in view the provisions of Chapter X of the A.I..R..R.

7. It is once again reiterated that all unauthorised occupants in Tribal Belts and Blocks may be ejected in time according to law.

Kindly acknowledge receipt.

Yours faithfully,

Sd/- J. N. CHANGKAKATI,
Secretary to the Government of Assam,
Revenue (Settlement) Department, Dispur.

Memo No. RSD. 16/88/9-A, Dated Dispur the 30th December, 1982.

Copy forwarded to the :-

1. The Commissioner, Upper Assam Division/Lower Assam Division.
2. The Chairman of Assam Board of Revenue.
3. The Director of Land Records, Assam, Bamunimaidam, Guwahati-21. He is requested to see that provisions of Chapter X of A.L.R.R., have been implemented. The reports received from the D.C.s may be consolidated Belt and Blockwise and sent to Government regularly with his views and comments thereon.
4. The Sub-Divisional Officers concerned. They are requested to clause an enquiry in to affairs of Tribal Belts and Blocks and to sent report alongwith information in the prescribed proforma to D.C. concerned regularly.
5. The Settlement Officer concerned.
6. The Director of Land Requisition, Acquisition and Reforms, Assam, Guwahati.

By orders etc.,

Sd/- J. N. CHANGKAKATI,
Secretary to the Government of Assam,
Revenue (Settlement) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
DEVELOPMENT BRANCH**

No. RSD. 16/82/11.

Dated Dispur the 31st December, 1982.

From : Shri J. N. Changkakati, I.A.S.,
Secretary to the Government of Assam.

To : 1. All Deputy Commissioners.
2. All Sub-Divisional Officers.
3. All Settlement Officers.

Subject : Conversion of Annual patta land into periodic in rural areas.

Sir.

I am directed to say that steps to connect all annual patta lands into periodic may be taken expeditiously (a) provided the conditions required under Rules 105 of the Assam Land Records Manual are fulfilled and (b) provided also that the annual lease has not been issued in contravention of the Government instructions issued from time to time as per Government circular No. RSS. 149/67/155, dated 25th March 1968 and subsequent circulars issued on this behalf.

A quarterly progress report in the of prescribed proforma as appeared in page 572 of Land-Book of General Circular (Also appended herewith) may be furnished to the Director of Land Records Assam, with a copy to Government on or before the 10th day of month of April, July, October & January regularly.

As regards conversion of annual patta land in Tribal Belts and Blocks Rule 6 & 7 of the Rules framed under Section 171 of Chapter X of the A.L.R.R., 1886 may kindly be referred to.

The rate of appropriate premia as indicated in the Land Policy of Resolution of 1972 to be realised for conversion of Annual Patta Land into periodic in rural areas has already been fixed by the Government @ Rs. 5/- per Bigha. Government

direction contained in letter No. RSS. 327/53, dated 25th April, 1956 (copy enclosed) and in para 5 of letter No. RSS. 148/67/155, dated 28th March 1968 (copy enclosed) may be followed.

Kindly acknowledge receipt.

Yours faithfully,

Sd/- J. N. CHANGKAKATI,
Secretary to the Government of Assam,
Revenue (S) Department, Dispur.

Memo No. RSD. 16/82/11-A. Dated Dispur the 31st December, 1982.

Copy forwarded to the :

1. All Commissioners of Divisions.
2. The Chairman of Assam Board of Revenue, Guwahati-1.
3. Director of Land Records, Assam, Bamunimaidam, Guwahati-21. He is requested to consolidate the reports received from D.Cs. and S.D.Os. and to send the same to Government regularly.
4. Director of Land Requisition, Acquisition and Reforms, Assam, Guwahati.

By orders etc..

Sd/- J. N. CHANGKAKATI,
Secretary to the Government of Assam,
Revenue (Settlement) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
DEVELOPMENT BRANCH**

No. RSD. 12/80/16,

Dated Dispur the 27th June, 1983.

From : Shri J. N. Changkakati, I.A.S.,
Special Secretary to the Government of Assam.

To : All Deputy Commissioners.
Addl. Deputy Commissioner (Revenue), Guwahati/Dhubri/Tezpur/
Lakhimpur/Nowgong and Dibrugarh.
All Sub-Divisional Officers.

Subject : Protection of Nepali Cultivator-Graziers under Chapter-X of
A.L.R.R., 1886.

Ref. : This Departments letter No. R.S.D. 12/80/5, dated 30th October,
1980.

Sir,

I am directed to say that consequent upon exclusion of Nepali Cultivator-Graziers from the list of protected classes vide Notification No. RSD. 26/64/Pl./15 dated 27th January 1969 the status of Nepali Cultivator-Graziers and the other category of Nepalics in the Tribal Belts and Blocks and the procedure to be adopted in dealing with such categories of people were explicitly explained in Government's letter No. RSD. 12/80/5 dated 30th October, 1980 (Copy enclosed).

It has now been brought to notice of the Government the Nepali Cultivator/Graziers Settled in Tribal Belts and Blocks prior to 27th June, 1969 are being harassed or evicted.

You are therefore, requested once again to follow the Government's instruction conveyed vide letter under Reference strictly and in the true spirit and letter.

Yours faithfully,

Sd/- J. N. CHANGKAKATI,
Special Secretary to the Government of Assam,
Revenue (S) Department, Dispur.

Memo No. RSD. 12/80/16-A.

Dated Dispur, the 27th June, 1983.

Copy forwarded to the

1. The Commissioners of Divisions.
2. The Chairman of Assam Board of Revenue, Guwahati-1.
3. The Secretary to the Chief Minister, Assam Chief Minister's Secretariat, Dispur.
4. The Secretary to the Government of Assam, Political Department, Dispur.
5. The Director of Land Records, Assam, Bamunimaidam, Guwahati-21.
6. The Director of Land Requisition, Acquisition and Reforms, Assam, Guwahati-21.
7. The P. S. to Minister, Revenue, Assam, Dispur, Guwahati-6
8. Shri Padam Bahadur Chouhan, President, Assam Gorkha Sammillan.
9. Shri Prem Kumar Allay, President, Akhil Bharatiya Nepali Bhasa Samiti.
10. Shri G. B. Chetri, Vice-President, All Assam Nepali Students' Union.

By orders etc.,

Sd/- **J. N. CHANGKAKATI,**

Special Secretary to the Government of Assam,
Revenue (Settlement) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
DEVELOPMENT BRANCH**

No. RSD. 16/82/25

Dated Dispur the 19th July, 1983.

From : Shri J. N. Changkakati, I.A.S.,
Special Secretary to the Government of Assam.

To : 1. Deputy Commissioners, Kamrup/Barpeta/Goalpara
Dhuburi/Kokrajhar/Mangaldoi/Darrang/Nowgong/Lakhimpur.

2. Addl. Deputy Commissioner (Revenue), Guwahati/Dhubri/
Tezpur/North Lakhimpur/Nowgong and Dibrugarh.

3. Sub-Divisional Officers, Nalbari/Dhemaji/Jonai/Sadia/
Tinsukia/Marigaon.

Subject : Effective implementation of Chapter X of A.L.R.R., 1886 as amended Ejectment of unauthorised occupants from Tribal Belts and Blocks under Section 165 of Chapter X.

Sir,

I am directed to say that a detailed instruction has been issued to all Deputy Commissioners and Sub-Divisional Officers for prompt ejectment of all unauthorised occupants from Tribal Belts and Blocks under Govt's letter No. RSD. 16/82/10 dated 30th December, 1982 wherein it is urged that all Deputy Commissioners and Sub-Divisional Officers should furnish quarterly progress reports on eviction of unauthorised persons as per proforma prescribed on or before the 10th day of the Month of April, July, October and January regularly. It is regretted that no progress report has been received from any of the District and Sub-Divisional authorities as directed.

Government desire that steps for removal of encroachers from Tribal Belts and Blocks may be taken with utmost vigour and eviction operation may be carried out immediately. Progress Reports on the matter in the proforma prescribed may be submitted as per Scheduled date.

Any remissions in the matter will be treated as dereliction of duty.

This may please be treated as Top Most Priority.

Yours faithfully,

Sd/- J. N. CHANGKAKATI,
Special Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

Memo No. RSD. 16/82/25-A,

Dated Dispur the 19th July, 1983.

Copy to :-

1. The Commissioners of Divisions.
2. The Chairman of Assam Board of Revenue, Guwahati-1.
3. The Director of Land Records, Assam, Bamunimaidam, Guwahati-21 with reference to this Department Memo No. RSD. 16/32/10-A, dated, 30th December, 1982.

By orders etc.,

Sd/- N. C. DAS,
Deputy Secretary to the Government of Assam.
Revenue (Settlement) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH.**

No. RSS. 431/82/12

Dated Dispur the 31st March, 1984.

From : Shri N. C. Das, A.C.S.,
Deputy Secretary to the Government of Assam.

To : 1. All Deputy Commissioners.
2. All Sub-Divisional Officers.
3. All Settlement Officers.

Subject : Land for the Brick/Tiles Industry-Realisation of royalty and laying down terms and conditions thereof.

Ref. : Government letter No. RSG.224/79/2 dated 10th March, 1980.

Sir,

I am directed to say that it has come to the notice of the Government that there has been haphazard growth of the Brick industry in the State and many of the industrial units are using land from P.G.Rs., V.G.Rs. and Government Khas land without valid permission from competent authority. The matter of realisation of royalty and laying down terms and conditions for granting lease of land for manufacturing bricks has also been engaging attention of the Government since long time past. Government after careful consideration of all the aspects, have now decided to lay down a policy for granting lease for manufacturing bricks/tiles on Government lands only for 3 years to private individuals, co-operative societies on realisation of royalty @ Rs. 2.50 per cubic metre of brick earth on the following terms and conditions.

1. The Period of lease shall be for 3 years only.
2. The surface rent for the area should be paid at such rate not exceeding the land revenue and local rates assessable on the land under A.L.R.R., 1886. (The land revenue on Sarkari land may be fixed @ 2 times the 3rd class trade site prevailing in the nearest locality or town).

3. The lease holder shall be liable to pay either deed rent to be fixed by the D.C.s and S.D.O.s concerned or royalty at Rs. 2.50 per cubic metre, whichever is higher for allotment of brick earth.

4. Throwing open PGR/VGR lands other than the public purpose has been restricted vide Government letter No. RSG. 109/82/9 dated 23rd August, 1982. However in exceptional circumstance when PGR and VGR lands are given for manufacturing bricks, the lease holder must offer maximum opportunities to the people living in the surrounding areas, to take up brick making under him and shall provide employment to them in other works ancillary to brick manufacture as far as possible.

5. The lease holder shall not cut earth from any public road or roadside reservations. If any damage is caused to any public road the lease holder shall make good the loss.

6. The operation of extracting brick earth will have to be done in such a way that Railway line or Public road may not be endangered in any way.

7. The collection of brick earth in portion 60 metres down Railway and P.W. Department bridge is prohibited.

8. The lease holder must dig earth in such a manner so that Fisheries can be started whenever it is technically feasible and for this purpose necessary clearance and details from the local Fishery Superintendent will have to be obtained as directed by Government letter No. RSG. 224/79/2, dated 10th March 1980.

9. No lease for Brick Industry will be given jointly with more than one person except in the case of co-operative society or a Firm duly registered by the appropriate authority.

10. The lease shall be liable to cancellation for violation of any of the conditions of the lease and D.C. and S.D.O concerned may evict the lease holder from the land forthwith.

11. Prior the handing over possession of the land an agreement be executed by the lease holder with Government that the lease holder will vacate the possession of the land after expiry of the term of lease without any objection.

Government desire that manufacturing of bricks by private individuals on Government Khas lands, PGRs and VGRs without valid permission from the Government in the Revenue (S) Department may be stopped forthwith. Strong

vigilance may be kept by all D.C.s and S.D.O.s and all field level Revenue Officials may be alerted accordingly so that no manufacturing of brick on Government land without authority can spring up.

Yours faithfully,

Sd/- **N. C. DAS,**

Deputy Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

Memo No. RSS. 431/82/12-A.

Dated Dispur the 31st March, 1984.

Copy forwarded to :-

1. The Commissioners, Upper Assam Division/Lower Assam Division/ Northern Assam/Hills and Cachar, Assam.
2. The Chairman of Assam Board of Revenue, Guwahati-1.
3. All Addl. Deputy Commissioner (Revenue).
4. The Secretary to the Govt. of Assam, Forest Department, Dispur.
5. The Secretary to the Govt. of Assam, Power & Mines Department with reference to their U/O.
6. The Secretary to the Govt. of Assam, Finance Department, Dispur.
7. The Secretary to the Govt. of Assam, P.W.D. Dispur.
8. The Director of Land Records, Assam, Bamunimaidam, Guwahati-21.
9. The Director of Land Requisition, Acquisition and Reforms, Assam, Guwahati-21.

By orders etc.,

Sd/- **N. C. DAS,**

Deputy Secretary to the Government of Assam.
Revenue (Settlement) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS. 76/84/6

Dated Dispur the 6th June, 1985.

From : Shri N. C. Das, A.C.S.,
Deputy Secretary to the Government of Assam.

To : 1. The Deputy Commissioners.
2. The Sub-Divisional Officers.
3. The Settlement Officers.

Subject : Eviction of encroachers from Govt. Khas land, V.G.R., P.G.R., Tribal Belt, Road Side reservation and Land kept reserved for public purpose.

Ref. : The Department Letter No. RSS. 707/79/Pt-II/25, dated 27th November, 1981.

Sir,

I am directed to say that after careful consideration of the facts regarding encroachment and eviction thereof the Govt. have decided that eviction of encroachers who are permanent residents of Assam and are landless and who have encroached on Sarkari lands in Rural areas outside Tribal Belts and Blocks and Road side reservation or lands reserved for public purpose before 1st January 1980 is to be stayed from henceforth.

However, all encroachments from Tribal Belt and Blocks, Road side reservation and lands reserved for public purposes excluding P.G.R.s and V.G.R.s irrespective of the date of encroachment should be removed as per Rules.

Further, you are requested to make a survey and prepare a list of encroachers who have encroached on Sarkari land in Rural areas outside Tribal Belts and Blocks, Road side reservation or lands reserved for public purposes on and from 1st January 1980 with all necessary particulars with regard to their land holding and submit the same (list) to this Department in about 4 weeks time for necessary action.

It is therefore requested that necessary action for effective implementation of the decisions may be taken immediately.

Yours faithfully,

Sd/- N. C. DAS,

Deputy Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

Memo No. RSS. 74/84/6-A

Dated Dispur the 6th June, 1985.

Copy forwarded to :-

1. The Commissioners of Divisions.
2. The Director of Land Records, Assam, Bamunimaidam, Guwahati-21.
3. The Chairman of Assam Board of Revenue, Guwahati-1.
4. The Secretary to the Govt. of Assam, Political Department.
5. The Director of Land Requisition, Acquisition and Reforms, Assam, Guwahati-21.
6. The Secretary to the Govt. of Assam, P.W.D.
7. The Secretary to the Govt. of Assam, Forest Department.
8. All Branches of the Revenue Department.

By orders etc.,

Sd/- N. C. DAS,

Deputy Secretary to the Government of Assam.
Revenue (Settlement) Department, Dispur.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
GRAZING BRANCH

No. RSG. 49/85/96 Dated Dispur the 15th June, 1985.

From : Shri N. C. Das, A.C.S.,
Deputy Secretary to the Government of Assam.

To : The All Deputy Commissioners/Sub-Divisional Officers/Settlement Officers.

Subject : Eviction of encroachers from Government Khas land, V.G.R., P.G.R., Tribal Belt, Block, Road Side reservation and Land kept reserved for public purpose.

Ref. : 1. The Department's W. T. Message No. RSG. 49/85/95-A, dated 14th June, 1985.

2. This Department's letter No. RSS. 76/84/6, dated 6th June, 1985.

Sir:

In continuation of this Department's W. T. message No. quoted above, I am directed to say that serious complaints have been brought to the notice of the Government against various irregularities committed during the recent eviction operation in Tamulpur area and hence Government have decided to stop carrying out eviction operation in Government waste land excluding roadsides reserved land, land kept reserved for public purpose, PGR's/VGR's and Tribal Belts/Blocks till monsoon is over pending final decision of Government to be arrived at after detailed examination.

Yours faithfully,

Sd/- N. C. DAS,

Deputy Secretary to the Government of Assam.

Revenue (S) Department, Dispur.

Memo No. RSG. 49/85/96-A,

Dated Dispur the 15th June, 1985.

Copy to :-

1. P. P. S. to Chief Minister, Assam, Dispur.
2. P. S. to Minister, Revenue, Assam, Dispur.

By orders etc.,

Sd/- N. C. DAS,

Deputy Secretary to the Government of Assam.

Revenue (Settlement) Department, Dispur.

**GOVERNMENT OF ASSAM
SETTLEMENT DEVELOPMENT BRANCH**

No. RSD. 8/85/3

Dated Dispur the 21st September 1985.

From : Shri A. K. Chakravarty, A.C.S.,
Deputy Secretary to the Government of Assam.

To : The Deputy Commissioners,
The Sub-Divisional Officers

Subject : Preservation of open spaces for creating sports facilities.

Sir,

I am directed to say that considering the importance of promotion of sports activities in the State the Government have decided that efforts should be made to preserve playground and open spaces and to make more open spaces available for such purposes. In cities and towns spaces for such playgrounds and parks should be earmarked in the master plans. For preservation of such spaces in rural areas the existing play fields and stadium should be preserved for sports purposes and gradually more existing spaces are to be made available for sports and physical Education activities to the general public particularly for children and young persons in Educational Institutions.

It is therefore requested that necessary steps should be taken immediately for preservation of playgrounds and open spaces suitable for playground in urban as well as in rural areas for the development of sports activities and Public Health.

Yours faithfully,

Sd/- A. K. CHAKRAVARTY,
Deputy Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

Memo No. RSD. 8/85/3-A. Dated Dispur the 21st September 1985.

Copy forwarded to the Joint Secretary to the Government of Assam, Education Department. This has a reference to this letter No. ESP. 15/85/8-A dated 3rd July, 1985.

2. The Under Secretary to the Government of Assam, Personnel (A.R.I.) Department.
3. The Commissioners
4. The Director of Sports and Youth Welfare, Assam, Guwahati-7

By orders etc.,

Sd/- **A. K. CHAKRAVARTY,**
Deputy Secretary to the Government of Assam.
Revenue (Settlement) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
DEVELOPMENT BRANCH**

No. RSD. 19/85/1

Dated Dispur the 27th December 1985.

From : Shri K. Bora, I.A.S.,
Commissioner and Secretary to the Government of Assam.

To : The Deputy Commissioner.
The Sub-Divisional Officer.

Subject : Restriction of transfer of agricultural land to non-agriculturist.

Sir,

I am directed to say that Government have decided to impose restriction on transfer of agricultural land to non-agriculturist as per Executive Instruction No. 6 of Assam Land and Revenue Regulation, 1886. The Executive Instruction read as "Periodic Khiraj Leases issued after the 27th September, 1919 contains a clause which forbids transfer, if the holder is a professional cultivator to a person who is not a professional cultivator with out previous sanction of the Deputy Commissioner. The definition of cultivator has been clearly spelt out in the note appended therein.

As per provision laid down under Section 8 of the Assam (Temporarily Settled Areas) Tenancy Act, 1971 an occupancy Tenant shall have a right of transfer in respect of his holding with prior permission of the Government in the manner prescribed therein. It has further been prescribed that an occupancy tenant shall not transfer his land to a non-agriculturist. In the case of the non-occupancy Tenant sub-letting of holding has been prohibited under section 16 of the Assam (Temporarily Settled Areas) Tenancy Act, 1971.

I am therefore, to request you kindly to enforce the restriction on transfer of agricultural land to non-agriculturist by strictly adhering to the provision in the Executive Instruction referred to above.

The receipt of this letter may please be acknowledged.

Yours faithfully,

Sd/- K. BORA,

Commissioner and Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

Memo No. RSD. 19/85/1-A.

Dated Dispur the 27th December 1985.

Copy to :-

1. Private Secretary to the Chief Minister, Assam, Dispur.
2. Private Secretary to the Minister, Revenue, Assam, Dispur.
3. Private Secretary to the Chief Secretary, Govt. of Assam, Dispur.
4. All Divisional Commissioners, Assam.
5. Director of Land Revenue, Assam, Guwahati-21.
6. All Branches of Revenue Department.

By orders etc.,

Sd/- O. K. DAS,

Deputy Secretary to the Government of Assam.
Revenue (Settlement) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
DEVELOPMENT BRANCH**

No. RSD. 1/86/2

Dated Dispur the 4th January, 1986.

From : Shri A. K. Chakravarty, A.C.S.,
Deputy Secretary to the Government of Assam.

To : The Deputy Commissioners.

Subject : Survey of VGRs, PGR and Chars for removal of encroachers.

Sir,

I am directed to say that it was observed that there is considerable encroachment on VGRs, PGRs and also in Char areas. A survey of these areas should be undertaken with a view to removing the encroachments. At the same time the vacant areas should be covered by afforestation under the social forestry programme. High priority should also be given to avoid further unauthorised occupation of Government land with simultaneous attention to removal of encroachments in systematic manner.

I am therefore, the request you kindly to take immediate necessary action for surveying the areas for the purpose and steps may also be taken for checking further encroachments on VGR/PGR and Char areas urgently.

Action taken in the matter may kindly be reported to Government immediately.

Yours faithfully,

Sd/- A. K. CHAKRAVARTY,
Deputy Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

Memo No. RSD. 1/86/2-A **Dated Dispur the 4th January, 1986.**

Copy forwarded to :

1. The Director of Land Records, Assam, Guwahati-21.
2. Commissioner, Upper Assam Division, Jorhat.
3. Commissioner, Hill Division, Beltola Road, Guwahati.
4. Commissioner, Lower Assam Division, Guwahati.
5. Commissioner, Northern Assam Division, Tezpur.
6. P. S. to Minister, Revenue, Assam, Dispur.
7. P. S. to Chief Minister, Assam, Dispur.
8. P. S. to Chief Secretary, Government of Assam, Dispur.
9. All Branches of Revenue Department.
10. Administrative Reforms Department.

By orders etc.,

Sd/- A. K. CHAKRAVARTY,
Deputy Secretary to the Government of Assam.
Revenue (Settlement) Department, Dispur.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSS. 431/82/21

Dated Dispur the 7th January, 1986.

From : Shri A. K. Chakravarty, A.C.S.,
Deputy Secretary to the Government of Assam.

To : The Deputy Commissioners.
The Sub-Divisional Officers.

Subject : Restriction of Brick Industry on land suitable for agriculture purpose.

Sir,

I am directed to say that, it has been observed that some Bricks-kilns have been set-up on land which are suitable for agriculture purpose. Considering the importance of agricultural land, the Government have decided that no Government land suitable for agricultural purpose will hence forward be allowed for setting up Brick-kilns. It is also clarified here that no licence is required for setting up a brick-kilns on one's own field.

I am therefore, to request you kindly to see that the decisions are strictly observed.

Yours faithfully,

Sd/- A. K. CHAKRAVARTY,
Deputy Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

Memo No. RSS. 431/82/21-A Dated Dispur the 7th January, 1986.

Copy forwarded to :

1. The Director of Land Records, Assam, Guwahati-21.
2. Commissioners of Divisions.
3. P. S. to Minister, Revenue, Assam, Dispur.
4. P. S. to Chief Minister, Assam, Dispur.
5. All Branches of Revenue Department.

By orders etc.,

Sd/- A. K. CHAKRAVARTY,
Deputy Secretary to the Government of Assam,
Revenue (Settlement) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
DEVELOPMENT BRANCH**

No. RSD. 1/86/7

Dated Dispur the 25th January, 1986.

From : Shri A. K. Chakravarty, A.C.S.,
Deputy Secretary to the Government of Assam.

To : The Deputy Commissioners.
The Sub-Divisional Officers.

Subject : Afforestation in the Char areas.

Ref. : The Departments letter No. RSD. 1/86/2, dated 4th January, 1986.

Sir,

I am directed to refer to this Departments letter cited above and to say that the Social Forestry Department may be allowed to start afforestation in the Char areas identified by the Forest Department as indicated in the letter No. SFC. 21/Chapari area/23757-60 dated 20th January, 1986 enclosed.

I am therefore to request you kindly to take necessary action so as to enable the Forest Department to start plantation under Social Forestry Scheme immediately.

Yours faithfully,

Sd/- A. K. CHAKRAVARTY,
Deputy Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

Memo No. RSD. 1/86/7-A. Dated Dispur the 25th January, 1986.

Copy for information & necessary action to :-

1. The Chief Conservator of Forest, Social Forestry, Assam, Rajgarh, Guwahati.
2. P. S. to Minister, Revenue for information of Minister.
3. Forest Department, Dispur.
4. Director of Land Records, Assam, Guwahati-21.
5. Revenue (R) Department/Revenue (L.R.) Department.
6. Commissioners of Divisions.

By orders etc.,

Sd/- A. K. CHAKRAVARTY,
Deputy Secretary to the Government of Assam.
Revenue (S) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS. 136/86/4.

Dated Dispur, the 3rd March, 1986.

From : Shri D. N. Bhattacharyya, IAS.
Secretary to the Govt. of Assam
Revenue Department.

To : All Deputy Commissioners
: All Sub-Divisional Officers

Sub : Authority to the Deputy Commissioners and S.D.Os for allotment of ordinary Sarkari land including Ceiling surplus land to the public institutions.

Sir,

I am directed to say that the present practices of submission of proposals to the Government for allotment of ordinary sarkari land to public institutions is considered to be a lengthy process. To avoid delay and for the interest of public, it is decided that the proposals for allotment of ordinary Sarkari land including Ceiling surplus land to public institutions like Schools and Hospitals in rural areas need not be sent to the Government for approval. The D.Cs and S.D.Os may henceforth consider proposals for allotment of such land to the Schools and Hospitals when applied for after observing all necessary formalities.

Proposal for allotment of Town land and land from V.G.R and P.G.R should be submitted to Government as usual.

Yours faithfully,

Sd/-D.N. BHATTACHARYYA,
Secretary to the Govt. of Assam.
Revenue (S) Deptt.

Memo No. RSS. 136/86/4-A,

Dated Dispur, the 3rd March 86.

Copy forward for information to :

- (1) The Director of land Records, Assam, Bamunimaidan, Guwahati-21.
- (2) The Commissioners of Divisions.
- (3) P. S. to Minister, Revenue.
- (4) All Branches of Revenue Deptt.
- (5) A.R. Deptt. Dispur.

By order etc.

Sd/- **D.N. BHATTACHARYYA,**
Secretary to the Govt. of Assam,
Revenue (S) Deptt.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
DEVELOPMENT BRANCH**

No.RSD.12/85/149;

Dated, Dispur, the 6th March, 1986.

From : Sri M.C. Das, A.C.S.

Deputy Secretary to the Government of Assam.

To,

The Deputy Commissioner,

.....
The Sub-Divisional Officer

Sub : Implementation of Assam Accord-Submission of report thereof.

Sir,

I am directed to refer to the letter No. PLB.245/85/P1/100 dated, 28th February, 1986 from Political (B) Department on the above subject (copy enclosed for ready reference) and to request you kindly to obtain the particulars of persons declared as illegal migrants from the Superintendent of Police and take immediate necessary action against alienation of land to foreign nationals in contravention of the provisions of the Assam Alienation of Land (Regulation) Act, 1980. The names of persons deleted from the Records-of-Rights so far on the basis of the list obtained from the report of police may be intimated.

It is further, requested that a fresh progress report on the cases of land alienation may be submitted to this Department as asked for, vide the W. T. message No. RSD.11/85/38 dated, 6th September, 1985. The report should indicate the position as on 14th August, 1985 and thereafter, and also the break-up of the ethnic groups of the persons involved immediately.

Yours faithfully

Sd/- M.C. DAS,
Deputy Secretary to the Govt. of Assam,
Revenue (S) Department.

(66)

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RRT, 431/82/28,

Dated Dispur, the 26th May, 1986.

From : Shri D. N. Bhattacharyya, IAS.
Secretary to the Govt. of Assam.

To : All Deputy Commissioners

: All Sub-Divisional Officers

Sub : Fixation of rates of revenue for the land which is utilised for Brick Industry.

Ref : This Department letter No. RSS.431/82/12, dated 31st March, 1984

Sir,

I am directed to say that it has come to the notice of the Government that many people have set up brick industry on their own patta land and on sarkari & reserve land. Since Brick Kiln is an industry apart from royalty at the rate of Rs. 2.50 per cubic metre, land revenue at the rate of 10 (ten) times of the highest rated class of land in the village i.e. Bhalbari should be assessed. In case of patta land assessment will be treated as normal land revenue and in case of sarkari land where industry has been set up with permission as T.B. revenue, for town land trade side, rate should be applied.

Yours faithfully

Sd/- D.N. BHATTACHARYYA,
Secretary to the Govt. of Assam,
Revenue (S) Department.

(Copy)

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSS. 217/86/6,

Dated Dispur, the 18th August, 1986.

From : Shri D. N. Bhattacharyya, IAS,
Secretary to the Govt. of Assam.

To : All Deputy Commissioners

All Settlement Officers

All Sub-Divisional Officers.

Sub : Eviction of encroachers, allotment of agricultural land to landless agriculturists and deletion of names of foreingners from record of rights.

Sir,

I am directed to say that Government lands including PGRS, VGRs, and lands reserved for other public purposes are mostly under unauthorised occupation. Consequently, the Government lands are not available whenever they are required for utilisation for certain purposes. The reserved land could not also be utilised for such purposes for which they are reserved. Therefore, I am directed to state that Government have decided to keep the Government lands, PGRS, VGRs and reserved lands for public purposes free from unauthorised occupation from squatters. Further, in pursuance of the Assam Accord the encroachment shall have to be cleared from Tribal belts and Blocks. Taking the above into consideration and to implement the decision the general stay orders of eviction of encroachers who encroached lands before 1st January 1980 and the instruction for submission of list of encroachers on Government land on or from 1st January, 1980 issued vide letter No. RSS. 76/84/6, dated 6th June 1985 is vacated and superseded. As per Government Circular No. RSS. 707/79 pt. 11/25 dated 27th November 1981, prior approval of Government is required for eviction of encroachers from PGR/VGRs. This process results in delay in execution of eviction operation in the fields in due and proper time. It is decided that henceforward no

prior approval of Government will be required to be obtained by the D.Cs./S.D.Os for eviction of encroachers from VGRs/PGRS.

The settlement of Government agricultural lands for ordinary cultivation on individual basis, Co-operative basis etc. has been stopped as per resolution on Land Policy 1972. Settlement of such lands to Agricultural Farming Co-operation formed of eligible landless cultivators of the villages concerned has been envisaged. There are no Agricultural Farming Corporation in all the villages. Performances of such corporations, wherever they are appeared not satisfactory too. Therefore, considering the interest of the poor landless cultivators, the Government have decided to do away with the policy of allotment of agricultural lands for ordinary cultivation to Agricultural Farming Corporation. It is decided to allot lands in rural areas on individual basis to the extent of 9 bighas i.e. 1 bighas for homestead and 8 bighas for agricultural purposes to the landless deserving cultivators, and to the notified classes of people in the Tribal Belts/Blocks and local/deserving landless cultivators in the areas other than Tribal Belts/Blocks who are Indian nationals by DC/SDO only observing other formalities. If possible such allotment should be made simultaneously along with the eviction operation for which list of local landless deserving cultivators should be prepared before hand.

3. In view of the increasing demand for rehabilitation of erosion affected persons, the Government consider it appropriate to fix criterion to treat one as erosion affected person to avert fictitious claims. It has, therefore, been decided that only the persons whose patta lands have been eroded will be treated as erosion affected persons and will so far practicable be eligible for rehabilitation. Procedure enumerated in Government Circular No.RSG.219/6818, dated 16th January 1969 should be followed while considering the cases of allotment of land to erosion affected persons.

4. A legislation namely, the Assam Alienation of land (Regulation) Act. 1980 has been enacted. Section 4 of the said Act has put restrictions on alienation of lands and consequences for contravention of such restriction on alienation are prescribed in Section 6 of the said Act. However, names of some persons who are not Indian Citizens may enter surreptitiously in the record of-rights. Therefore it is considered necessary to adopt measures so that no names of any foreigners could enter in the record of rights and to delete such names if entered surreptitiously. For that purpose, it is decided that persons against whom quit India notices were issued

and these who were deported their names should be deleted from the record-of-rights. A list of such persons should be obtained from the Superintendent of Police. Any body purchasing land about whom, if any doubt arises about their nationality should be directed by the concerned officials i.e. ASO/SDC/SR to obtain a certificate from the competent authority i.e. Superintendent of Police and registering authority to the effect that he/she is a Citizen of India.

Yours faithfully

Sd/- D. N. BHATTACHARYYA,
Secretary to the Govt. of Assam,
Revenue (S) Department.

Memo No. RSS.217/86/6(a),

Dated Dispur the 18th August 1986.

Copy forward to :-

- (1) The Director of land Records, Assam, Bamunimaidan, Guwahati-21.
- (2) The Commissioners of Divisions.
- (3) All Branches of Revenue Deptt, Dispur
- (4) P.S. to Minister, Revenue, Dispur

By Order etc.

Sd/- D.N. BHATTACHARYYA,
Secretary to the Govt. of Assam,
Revenue (S) Department.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPTT.
SETTLEMENT BRANCH
NOTIFICATION**

Dated, Dispur the 25th March, 1987.

No.RSS.217/86/Pt.I/9 : In exercise of the powers conferred under sub-section 2 of Section 126 of the A.L.R.R. 1886, the Governor of Assam is pleased to delegate the powers of the Deputy Commissioner under Rule 18(I) to 18 (5) of the Settlement Rules framed under A.L.R.R.1886 to the Sub-Divisional Officers including the Sadar S.D.O.s with immediate effect.

Sd/- M. C. DAS,
Deputy Secretary to the Govt. of Assam,
Revenue (S) Deptt.

Memo No. RSS.217/86/Pt.I-9-A, Dated Dispur the 25th March 1987.

Copy forwardd to -

1. All Deputy Commissioner.
2. All Sub-Divisional Officers.
3. Settlement Officer.
4. Commissioners of Divisions.
5. The Director of Land Records, Assam, Bamunimaidan, Guwahari-21.
6. The Director of Land Requisition, Acquisition and Reforms, Gauhati-1
7. Revenue (L. R.) Deptt./Revenue(R) Deptt./Revenue (G) Deptt.
8. The Chairman, Assam Board of Revenue, Gauhati.
9. The Superintendent, Assam Govt. Press, Bamunimaidam, Guwahati. He is requested to publish the notification in the next issue of the Assam Gazette and to send 10 spare copies to this Deptt.

By order etc.
Sd/- M. C. Das
Deputy Secretary to the Govt. of Assam,
Revenue (S) Deptt.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSD. 6/85/24,

Dated Dispur, the 4th April, 1987.

From : Shri M. C. Das, ACS.

To : All Deputy Commissioners (all)
All Sub-Divisional Officers (all)

Sub : Verification of village grave-yard-up-dating of records thereof.

Sir,

I am directed to say that in the 25th meeting of the Centre Wakf Council, a statutory body established by the Central Government it is observed that in rural areas usually the burial grounds were ear-marked from village Common lands etc. and had been recognised as such by virtue of their constant use. The problem has arisen because in a number of places, objections are now being raised to the use of these lands as burial grounds because these have not been indicated as such in the records. Keeping in view of this very sensitive nature of the issue, attention of the State Governments has been invited to the problem for necessary action.

It is, therefore, requested that steps may kindly be taken for verifying the existence of grave-yard lands in the rural areas under their jurisdiction and for updating the land revenue records urgently.

Sd/- M. C. DAS,

Deputy Secretary to the Govt. of Assam,
Revenue (S) Department.

Memo No. RSD. 6/85/24-A,

Dated Dispur the 4th April, 1987.

Copy forwardd to

1. The Director of Land Records, Assam, Guwahati-21.
2. Commissioners of Divisions.
3. Legislative Deptt., Dispur with reference to their letter No. LGL:57/87/
- 4 dated 17.3.87

By order etc.

Sd/- M. C. Das,

Deputy Secretary to the Govt. of Assam,
Revenue (S) Deptt.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS. 432/87/72,

Dated Dispur, the 4th August, 1987.

From : Shri B. M. Hazarika, IAS,
Secretary to the Govt. of Assam.

To : All Deputy Commissioners
All Sub-Divisional Officers

Sub : Imposition of penalties on the encroachers on Govt. land for intentional disobedience of eviction notice.

Sir,

I am directed to say that though there is a provision for imposition of penalties on the encroachers on Govt. land as provided under Section 18 (5) of the Settlement Rule framed under the A.L.R.R. 1886, same has not been invoked by the D.Cs/S.D.Os so long while dealing with encroachment cases. This has become a point of objection in the Audit para in the Report of the C & A.G. of India. As there is provision Govt. have decided that the same should be resorted to so that it may create a deterrent effect on encroacher for reducing the incidence of encroachment on Govt. land.

It is therefore requested that the rules referred to above should be strictly enforced and penalties be imposed/realised from the encroachers who disobey eviction notices intentionally as per rules referred to.

Yours faithfully

Sd/- B. M. HAZARIKA,
Deputy Secretary to the Govt. of Assam,
Revenue (S) Department.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS. 666/86/Pt./29; Dated Dispur, the 22nd February, 1988.

**From : Shri B. M. Hazarika, IAS,
Secretary to the Govt. of Assam.**

**To : 1. All Deputy Commissioners (except Karbi Anglong & N.C. Hills.)
2. All Sub-Divisional Officers (except Karbi Anglong & N.C. Hills.)**

Sub : Land for special cultivation of Tea, Coffee, Rubber and Citronella.

Sir,

In inviting a reference to the subject cited above, I am directed to say that the Govt. Khas lands and the ceiling surplus lands occupied and used by local people for special cultivation of Tea, Coffee, Rubber and Citronella should not be cleared of encroachment by evicting the occupants encroachers for the present and in such cases, detailed reports should be submitted to Govt. along with copies of map, chitha, etc. after causing spot enquiry urgently for examination and necessary action Govt. level.

Further, you are also requested to submit reports to Govt. with necessary documents urgently in respect of the petitions, if any, for allotment/settlement of Govt. lands including Ceiling Surplus lands, received from local people who are not in occupation of such land.

S.D.Os. are requested to submit their report through the D.Cs. concerned.

This may please be treated as urgent.

Yours faithfully

Sd/- B. M. HAZARIKA,
Secretary to the Govt. of Assam,
Revenue (S) Department.

Memo No. RSS.666/86/Pt/29-A, Dated Dispur, the 22nd February, 1988.

Copy to the P. S. to the Minister, Revenue for information of Hon'ble Minister with reference to No. MR.4/88 dated 12th February, 1988.

By order etc.

Sd/- S. N. BHAGAWATI,
Deputy Secretary to the Govt. of Assam,
Revenue (S) Department.

(74)

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS. 666/86/Pt./46, Dated Dispur, the 2nd November, 1988.

From : Shri B. M. Hazarika, IAS,
Commissioner & Secretary to the Govt. of Assam.

To : All Deputy Commissioners
All Sub-Divisional Officers

Sub : Encroachment on land for special cultivation of
Tea, Rubber, Coffee etc.

Sir,

With reference to the subject cited above, I am directed to say that this Department's letter issued under Memo No. RSS. 666/86/Pt/29 dated 22nd February 1988 has been canceled by Government you are requested to take necessary action for removal of encroachments of ineligible persons- as per Settlement Rules under the A.L.R.R. 1886.

Yours faithfully
Sd/- B. M. HAZARIKA,
Commissioner & Secy. to the Govt. of Assam,
Revenue (S) Department.

Memo No. RSS.666/86/Pt/46-A, Dated Dispur, the 2nd November, 1988

Copy forwarded to :-

- (1) The Commissioner, Lower Assam
Division, Guwahati.
- (2) The Commissioner, Upper Assam,
Division, Jorhat.
- (3) The Commissioner, North Assam,
Division, Tezpur.
- (4) The Commissioner, Hills & Barak
Valley Division, Dispur.

for favour of information

By order etc.

Sd/- B. M. HAZARIKA,
Commissioner & Secy. to the Govt. of Assam,
Revenue (S) Department.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS. 371/88/5, Dated Dispur, the 3rd June, 1988.

From : Shri S. N. Bhagawati, ACS.
Deputy Secretary to the Govt. of Assam.

To : Deputy Commissioners.....
All Sub-Divisional Officers.....

Sub : Settlement of Ceiling surplus lands with Tea Garden, Ex-tea Garden
Labours and others.

Ref : This Department's letter No. RSS.362/83/276, dated 6th may 1986.

Sir,

In continuation of this Departments' letter quoted above. I am directed to say that the ceiling surplus lands found under possession of the cultivating tenants are to be settled with them under provision of Section 16 (1) of the Land Ceiling Act 1956 amended. While settling such lands with a person it should be ensured that the area of C.S. land so settled together with any other lands held by him and any member of his joint family either as owner or as tenants, shall not exceed the ceiling limit fixed under section 4 of the L.C. Act, and that he shall pay premium for such land not exceeding the amount of compensation payable by the State Government for acquisition of the said land under the Act, with adjustment of the amount of compensation he is entitled to receive under provisions of the Act. On payment of the full amount of premium due, the C.S. land is to be settled with the cultivating tenant with the Status of a land holder under provisions of Section 16(2) of the L.C. Act. So necessary step should be taken to effect settlement of all the available ceiling surplus lands with the occupying cultivating tenants under provisions of Section 16 of the L.C. Act early and Government may also be apprised of the position by sub-mitting quarterly progress reports regularly in this regard.

(2) It may also be mentioned that the untenanted ceiling surplus lands found fit and available for settlement are also to be settled with the local landless deserving persons under provisions of Section 17 of the L.C. Act, and proposals for settlement of such lands are to be submitted to Government as per existing Land Policy of Government early.

(3) The Officers under your control may please be suitably instructed to prepare and process the proposals for settlement of C.S. lands without any further delay.

Yours faithfully
Sd/- S. N. BHAGAWATI,
Deputy Secy. to the Govt. of Assam,
Revenue (S) Department.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSD. 16/82/Pt./5,

Dated Dispur, the 15th June 1988.

From : Shri B. M. Hazarika, IAS.

Commissioner & Secretary to the Govt. of Assam
Revenue Department, Dispur

To : All Deputy Commissioners
All Sub-Divisional Officers
(except Karbi Anglong and N.C. Hills Districts).

Sub : Proposals for allotment/settlement of lands and for conversion of Annual Patta lands into periodic pattas.

Sir,

In inviting a reference to the subject mentioned above; I am directed to say that many proposals received from some districts/Sub-Divisions are found without the requisite papers and without some required details regarding the land or the applicants. As such further detailed reports on the subject with necessary papers are required to be called for resulting in delay in arriving at decision and in issuing necessary Government orders. Hence you are requested kindly to look into this matter and instruct your Sub-ordinate Officers and Officials concerned under your control to take note of the following points while preparing and submitting proposals allotment/settlement of lands and also for conversion of A.P. lands into periodic pattas.

1. Each proposal should invariably be accompanied by 2 copies of Trace map and 2 Copies of Chithas.
2. The trace map should show the Dag of the land proposed in colour and also all the surrounding Dags, roads, paths, rivers, streams etc. near the land proposed to enable Government to form an idea of the locality before giving any orders.
3. Sale Statement of regd. sale deeds should show the classes of land of the deeds consulted.
4. Present position and use of the proposed land should be clearly mentioned in the report. Proposal should be submitted for free unencumbered land only.
5. In the case of proposals for allotment of lands to schools and other institutions, it should be clearly mentioned in the report if the land is

under occupation of the school etc. and if so since when. If the protested land is not under occupation of the school etc. it should be mentioned where the institution has been functioning and since when.

6. Specific views/comments of the concerned D.I. of Schools/District Elementary Education Officers and Inspector of Schools should be obtained for the proposals for allotment of lands to primary, Middle, High/Higher Secondary Schools as the case may be and copies of such views and comments should be invariably enclosed with the proposal.
7. In the case of proposals for reservation of lands for Government Departments/Offices etc. it should be mentioned if the proposed land has been selected by them, or will be suitable for them.
8. The letters of the requiring Departments and the applications of persons/institutions etc. are to be sent to Government with proposals/reports.
9. The proposals for allotment/settlement, or reservation of town lands should come to Government under signature of the Deputy Commissioner. If the proposals sent to Government under signature of Additional D.C.'s it should be mentioned in the report that the proposal has been sent with the approval of the D.C.
10. The enquiry reports of the L.R. staff concerned and SDC of circle should also be sent to Government along with the proposals without fail for proper appreciation of the matter at Government level.
11. In the case of the proposals for allotment or settlement of land with coop. Societies, Firms and Farms, Cultural/Social organisations etc. the copies of their schemes, registration letters, lists of directors/members and project reports, if any, should also be sent along with the proposals.
12. In the case of proposals for Transfer of Government land to Central Government Deptts/undertakings etc. the amount of the capitalised revenue of the land for 25 years is also to be indicated in the reports, besides report on the valuation of the land supported by sale Statement of regd. sale deeds.
13. The views/recommendations of the Land Advisory Committee should be mentioned in the report/proposal and the copy of the proceeding of the meeting of the LAC. or attested copy of the resolution thereof should also be sent with the report/proposal.
14. In the case of proposal for conversion of Annual patta land into periodic patta in Town and within the radius of 2 miles from the Town boundary, it should be clearly mentioned about total holding of periodic patta land

in the name of the applicant-pattadar and in his joint family in the Town as well as within the radius of 2 miles from the Town boundary.

15. For conversion of A.P. land into periodic patta all recorded co-pattadars should submit application jointly or separately. Copy of A.P. Jamabandi should also be enclosed.
16. In the case of proposal for conversion of A.P. land into periodic all applications of the Co-pattadars of the patta, the interest of each pattadar and nature of possession of each pattadar should be clearly mentioned in the report besides total holding of periodic patta land of each of the Co-pattadars in the Town and also within the radius of 2 miles from Town boundary, if the Co-pattadars belong to separate families.
17. Chithas and Jamabandi copies of dag with remarks as per entry/order against dag No. so shall not be acceptable under any circumstances. If the entry in the remarks column is not clear the detail particulars of the entries made in the dag referred to in remarks column should be furnished i.e. the chitha/Jamabandi copy of the dag where details are available should also be furnished.

Yours faithfully

Sd/- B. M. HAZARIKA,
Commissioner & Secy. to the Govt. of Assam,
Revenue (S) Department.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS. 217/86/Pt./11/74, Dated Dispur, the 12th January, 1989.

From : Shri T. K. Bora, IAS,

Secretary to the Govt. of Assam.

To : (1) The Deputy Commissioners

(2) The Sub-Divisional Officers

Sub : Eviction of encroachers from the Government lands.

Ref : Government message No. RSS.217/86/Pt./11/43, dated 4th Nov. 1988.

Sir,

I am directed to invite a reference to this Deptt's message quoted above and to request you kindly to take effective step for eviction of the encroachers from Government lands. After eviction of the encroachers from the Government lands, the prohibitory orders may also be promulgated in the area or locality, if and as considered necessary and depending upon the situation to prevent re-encroachment or fresh encroachment.

This may kindly be treated Most Urgent.

Yours faithfully

Sd/- T. K. BORA,

Secretary to the Govt. of Assam,
Revenue (S) Department.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSR. 9/88/24,

Dated Dispur, the 2nd March, 1989.

From : Shri T. K. Bora, IAS,
Secretary to the Govt. of Assam.

To : All Deputy Commissioners

Sub : Additional resource mobilisation by enhancement of Land Revenue.

Ref : This Deptt's Circular No. RSR.9/88/8, dated 5th July 1988.

Sir,

In continuation of this Deptt's circular quoted above, I am directed to say that Government have laid much emphasis on the matter of additional resource mobilisation by effecting enhancement of Land Revenue after changing the existing classifications of various classes of land in both urban and rural areas in the State in pursuance of provisions laid down in Section 13 (II) under Chapter-II (Re-assessment of land not being Town land) and Section 21 under Chapter-III (Re-assessment of Town land) of the Assam Land Revenue Re-assessment Act, 1936 (Assam Act-VIII and 1936) on priority basis and fixing time-bound programme.

It may be mentioned here that some agricultural lands have been converted into residential or trade sites and also some residential lands have been converted into trade sites at many places specially in Guwahati City and other Towns including revenue Towns as well as in some places in rural areas including semi-urban areas in the State during recent years, but the existing classifications of such lands have not been changed in most cases because of non-submission of reports by the Circle Officers in time. The Lot recorders are required to make lists of all plots of land in the prescribed Form 'K' as laid down in Rule 23 of the Assam Land Records Manual during their tours in every year where the land uses are found altered and submit the same to the Circle Officers not later than 15th February. The Circle Officers are also required under this Rule to submit such lists with notes and recommendations to their Deputy Commissioners after spot enquiry for orders. The

said Rule provides that if under the orders of Deputy Commissioners the existing classifications in respect of some plots of lands are changed and the assessments of Land Revenue are altered or additional assessments are made, such changes are to be included in the regular settlement abstracts (dauls) besides necessary correction of the relevant Chithas and the Jama bandi registers. This procedure will also apply in respect of the lands in City or Towns where land uses are found altered. Deputy Commissioners are competent to effect re-classifications of lands and re-assessment of land revenue before expiry of the term of settlement leases in respect of the plots of land where land-uses are found to have been changed in exercise of the powers U/S 13(ii) and 21 of the Assam Land Revenue Re-assessment Act, 1936 in rural areas and in town areas respectively. So Government desire that the Deputy Commissioners will exercise their powers under the aforesaid Act with a view to updating the Land Records by re-classification of plots of lands where necessary and thereby augmenting the source of State's economy by enhancing Land Revenue on priority basis.

Government also desire that D.Cs. will be able to fix up a time-bound programme in this regard and re-classifications of all the plots of land both in rural and urban areas where the land-uses have been found altered would be made with reassessment thereon as per provisions of the aforesaid Act by 30th June 1989. This process of work may also be done sub-sequently also in every year, where the existing classifications of lands are required to be changed due to altered land uses.

It is also emphasised that the D.Cs. would submit monthly progress reports to this Deptt. with intimation to the D.L.R., Assam on the works of re-classification of land and reassessment of Land Revenue at the end of every month commencing from the month of March 1989 with statements showing the extent of areas, amount of existing Land Revenue and the amount of enhanced Land Revenue sub-division wise for appraisal of the P & D Department and the Finance Department.

Yours faithfully

Sd/- T. K. BORA

Secretary to the Govt. of Assam,
Revenue (S) Department.

Memo No. RSR.9/88/24-A,

Dated Dispur, the 2nd March, 1989.

1. Copy to all S.D.Os. for necessary action. They are requested to furnish necessary reports to the D.C. in this regard in time.
2. Copy to all Settlement Officers for necessary action in this regard.
3. Copy to D.L.R., Assam, Bamunimaidan, Guwahati-21. He is requested to cause supervision of the works in the districts and also by the Addl. D.L.R., and Asstt. D.L.R. during their tours.
4. The Commissioner, Lower Assam Division, Guwahati-1.
The Commissioner, Lower Assam Division, Jorhat.
The Commissioner, Lower Assam Division, Tezpur.
The Commissioner, Lower Assam Division, Dispur.

for favour of
information

By order etc.

Sd/- T. K. BORA
Secretary to the Govt. of Assam,
Revenue (S) Department.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSD. 8/87/21, Dated Dispur, the 4th September, 1989.

From : Shri S. N. Bhagawati, ACS.,

Deputy Secretary to the Government of Assam.

To : (1) All Deputy Commissioners.

(2) All Sub-Divisional Officers.

(Except Karbi-Anglong & N.C. Hills Districts).

Sub : Allotment/reservation of Government Khas land and Ceiling Surplus land to (1) educational institutions (2) Socio-Cultural and religious institutions/organisations, and (3) State Government/Semi-Government Departments, Offices etc. in rural area.

Ref : This Department's letters No. RSS.136/86/4, dated 3rd March 1986 and No. RSS.136/86/5, dated 19th March 1986.

Sir,

1. With reference to the subject cited above, I am directed to say that the Government have decided to authorise the D.Cs. and the S.D.Os of the outlying Sub-divisions to allot or reserve available Government Khas land and untenanted Ceiling Surplus land to the educational institutions, (excluding colleges and technical/engineering etc. institutes), as per norms of the Education Department and observing all necessary formalities after causing due enquiry, when the authorities of the institutions apply for land. You are, therefore, informed to take steps for allotment or reservation of land for such educational institutions as indicated below:

- (i) available Government Khas land and untenanted Ceiling Surplus land may be allotted/reserved at your end for a Primary School up to 2 bighas, for a Middle School up to 5 bighas and for a Secondary/Higher Secondary School up to 11 bighas only as per existing norm of the Education Department in rural area.
- (ii) before allotting/reserving land, the recommendations of the respective Inspectors or Deputy Inspectors of Schools as the case may be, should invariably be obtained.

(iii) all proposals should also be placed before the Sub-divisional Land Advisory Committee as necessary and their views on the proposals should be considered while allotting/reserving land to the institution.

(iv) All proposals for allotment/reservation of land in Towns and in V.G.R./P.G.R should be submitted to the Government, Similarly all proposals for allotment of land to College or to Technical, Engineering, Medical etc. institutions should be submitted to the Government.

2. You are also informed that the Government have authorised you to take steps for allotment/reservation of available Government Khas land and untenanted ceiling surplus land at your end to socio-cultural and religious institutions/organisations of public nature on merit to the extent of 2 (two) bighas only in each case in rural area. The proposals for land exceeding 2 (two) bighas in rural area, and all proposals for land of town area and V.G.R./P.G.R. should be submitted to the Government. It should also be ensured that before allotting land, all such proposals must pass through the local Sub-divisional Land Advisory Committee as necessary.

3. You are further informed that the Government have authorised you to allot or reserve available Government Khas land and untenanted Ceiling Surplus land to State Government, Semi-Government Departments and Registered Co-operative Societies, Corporations etc. for the purposes of construction of offices, quarters, godowns etc. in the rural area not exceeding 10 (ten) bighas in each case. The proposals for allotment of land exceeding 10 (ten) bighas in rural area and all proposals for allotment of land in Town areas or in V.G.R./P.G.R. should be submitted to the Government.

4. All proposals for transfer of land under Land Transfer Rules to Central Government Departments or Central Government's Corporations, boards, companies etc. should be submitted to the Government as usual with all necessary documents including Sale Statement of registered deeds of land for the last consecutive 3 years as necessary for examination and orders at Government level.

Yours faithfully

Sd/- S. N. BHAGAWATI,

Deputy Secretary to the Govt. of Assam,
Revenue (S) Department.

Memo No. RSR. 8/87/21-A

Dated Dispur, the 4th September, 1989.

Copy forward to :

1. The Commissioner, Lower Assam Division, Guwahati.
The Commissioner, Upper Assam Division, Jorhat.
The Commissioner, North Assam Division, Tezpur,
The Commissioner, Hills and Borak Valley Division, Dispur.
2. The Chairman, Assam Board of Revenue, Guwahati-1
3. The Director of Land Records, Assam, Guwahati-21
4. The Director of Land Reforms etc. Assam, Guwahati-21
5. The Principal, Assam Survey & Settlement Training Centre, Dakhingaon,
Guwahati-28.
6. The P.S. to the Minister, Revenue for information of Hon'ble Minister.
7. All Branch Officers, Revenue Department, Dispur
8. All Branches, Revenue Department, Dispur.
9. The Administration Reforms Department, Dispur.

By order etc.

Sd/- S. N. BHAGAWATI,
Deputy Secretary to the Govt. of Assam,
Revenue (S) Department.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSD. 8/87/26,

Dated Dispur, the 22nd September, 1989.

From : Shri D. K. Gangopadhyay, IAS
Commissioner & Secretary to the Government of Assam.

To : (1) All Deputy Commissioners
(2) All Sub-Divisional Officers.
(Except Karbi-Anglong & N.C. Hills Districts).

Sub : Allotment and Settlement of land for homestead purpose in rural areas.
Sir,

I am directed to invite your attention to the Paras 3.1 and 3.2 of the Govt. Land Policy 1989 and to request you to take necessary steps for providing land for homestead purpose to the indigenous deserving homesiteless families as warranted and per rule in force expeditiously.

2. The D.C.'s and the S.D.O.'s of the outlying Sub-Divisions will allot land to the indigenous deserving families, who do not have homestead land at all in their Joint families, not exceeding 1 (one) bigha per family in the rural areas as per list of such families verified locally and approved by the respective Sub-Divisional Land Advisory Committee.

3. While preparing the lists of beneficiaries, preference should be given to the families belonging to the Scheduled Tribes, Scheduled Castes and More/Other Backward Classes.

4. The benefit of financial assistance should also be extended to the families of cultivators and agricultural worker under the Schemes of the Minimum Needs Programme for General areas, Scheduled Tribes Plan areas and Scheduled Castes Component Plan areas annually, as funds made available for such purposes.

5. The plots of land hither-to allotted as house-sites to landless families, under M.N.P. Scheme or outside M.N.P. Scheme, should be settled on periodic lease expeditiously, on realisation of due premium, if the period of 3 years of allotment of the land has expired already and if the allotted plots of land have been found properly utilised by construction dwelling houses and residing thereon. Govt. have authorised the D.C.'s to settle such allotted land expeditiously

after causing spot enquiry as necessary on receipt of the settlement applications from the allottees or the heirs of the deceased allottees.

6. You are also requested to get a Sub-Divisional register maintained to show all the particulars of annual allotment and settlement of land for homestead purpose in rural areas for future reference and necessary action. A proforma for such register is also prescribed from this end (copy enclosed).

Yours faithfully,

Sd/- D. K. GANGOPADHYAY,
Commissioner & Secy to the Govt. of Assam.

Memo No. RSD. 8/87/26-A Dated Dispur, the 22nd September, 1989.

Copy forwarded to :-

1. The Commissioner, LAD, Guwahati-I/UAD, Jorhat-I/NAD, Tezpur-I/Hills & Barak Valley Division, Dispur.
2. The Director of Land Records, Assam, Bamunimaidan, Guwahati-21.
3. The Director of Land Requisition, Acquisition & Reforms, Assam, Ambari, Guwahati-1.
4. The Principal, Assam Survey & Settlement Training Centre, Dakhingaon, Guwahati-28.
5. The Revenue (Reforms) Branch.
6. All Branch Officers of Revenue (S) Deptt.

By order etc.

Sd/- D. K. GANGOPADHYAY,
Commissioner & Secy. to the Govt. of Assam.

Allotment and Settlement of land for homestead purpose in rural areas.

Sub-Division.

(68)

Name of Circle	Year	Area allotted under M.N.P. Scheme.		Allotment of land outside M.N.P. Scheme		Settlement of the earlier allotted land		Allotment cancelled for violation of condition		REMARKS
		No. of beneficiaries	Area allotted	No. of beneficiaries	Area allotted	No. of beneficiaries	Area Settled	No. of allottees	Area	
1	2	3	4	5	6	7	8	9	10	11
		S/C- S/T- Others- Total-	B.K.L.	S/C- S/T- Others- Total-	B.K.L.	S/C- S/T- Others- Total-	B.K.L.		B.K.L.	

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSD. 8/87/32, Dated Dispur, the 26th September, 1989.

From : Shri D. K. Gangopadhyay, IAS,
Commissioner & Secretary to the Government of Assam.

To : (1) All Deputy Commissioners.
(2) All Settlement Officers.
(3) All Sub-Divisional Officers.
(Except Karbi-Anglong & N.C. Hills Districts).

Sub : Conversion of Annual Patta Lands into periodic.

Sir,

I am directed to say that the Government have given certain guidelines for expeditious conversion of the Annual Pattas/Short leases into periodic Pattas in both rural and urban areas as incorporated in the Para-II of the Government Land Policy, 1989 published recently. Government have observed that the progress of works of conversion of Annual Pattas/Short leases into periodic pattas is not very satisfactory in all the districts, though instructions were issued from time to time in this regard. You are advised to look into the matter and take steps for expeditious conversion of Annual Patta/Short leases into periodic in the fit cases as per provisions of Law.

The decision of the Government as published in the Land Policy, 1989 in this regard is mentioned below:-

(i) Conversion of Annual Pattas lands into periodic in rural areas, excluding the areas falling within the radius of 3 Kms. from town boundary and the areas falling within radius of 10 Kms. from the boundary of the Guwahati Municipal Corporation, will be granted by the Sub-Deputy Collectors or Extra Asstt. Commissioner, incharge of the Circles, observing all the necessary formalities as per Rule 105 of the Assam Land Record Manual, subject to the limit of the maximum area allowed to be held in rural areas as per provisions of the Assam Fixation of Ceiling on Land Holdings Act, 1956 (as amended), inclusive of the periodic patta lands already held by the family of the Settlement holder, and subject to payment of due premium as fixed by Government.

While granting conversion of Annual lease into periodic in rural area, no

portion of land of the Annual lease falling within 75 feet from the centre line of the P.W.D. Road/N. H. Way and within 50 feet from the centre line of the Road other than the P.W.D. Road/N. H. Way will be converted into periodic.

(ii) Conversion of Annual Patta Lands into periodic within the radius of 3 Kms. from the boundary of Municipal/Revenue Town and within 10 Kms. from the boundary of Guwahati Municipal Corporation will be granted by the Deputy Commissioner after observing all necessary formalities and subject to realisation of the due premium as fixed by the Government.

Conversion of the Annual patta lands into periodic within the area falling within 3 Kms. from the boundary of the Municipal/Revenue Towns and within 10 Kms. from the boundary of the Guwahati Municipal Corporation is limited to the ceiling fixed under the Assam Fixation of Ceiling on Land Holdings Act 1956, as amended, and inclusive of all periodic patta lands already held in the family of the settlement holder.

While allowing conversion of Annual Patta land in such rural area, no portion of the land of the Annual Patta falling within 75 ft. from the centre line of P.W.D. Road/N.H. Way and within 50 ft. from the centre line of other road than P.W.D. Road/N.H. Way will be converted into periodic.

(iii) Conversion of Annual Pattas/Short leases in Towns/City will be granted by Govt. on receipt of the proposals from the Deputy Commissioners and the Sub-Divisional Officers concerned. Hence Deputy Commissioners and the Sub-Divisional Officers are requested to submit such proposals with necessary documents, like copies of map, chitha, Jamabandi and sale statement of regd. deed for last 3 consecutive years, in respect of the land of the same class/utility in the vicinity expeditiously after receipt of conversion applications.

You are also requested to get a register maintained regularly showing therein all conversion of annual Pattas/Short leases into periodic separately for rural and urban areas and also the amounts of premium realised. You are further requested to submit quarterly progress reports to Revenue (Settlement) Deptt. in this regard at the end of each quarter punctually. In this connection, this Deptt's letter No. RSS. 479/88/25, dt. 16th June 1989 may also please be referred to.

Yours faithfully,

Sd/- **D. K. GANGOPADHYAY,**
Commissioner & Secy to the Govt. of Assam,
Revenue (Settlement) Department.

Memo No. RSD. 8/87/32-A **Dated Dispur, the 26th September, 1989.**
Copy forwarded to :-

1. The Commissioner, Lower Assam Division, Guwahati-1/Upper Assam Division, Jorhat-I/North Assam Division, Tezpur-I/Hills & Barak Valley Division, Dispur.
2. The Director of Land Records, Assam, Bamunimaidan, Guwahati-21
3. The Director of Land Requisition, Acquisition & Reforms, Assam Ambari, Guwahati-1.
4. The Principal, Assam Survey & Settlement Training Centre, Dakhin gaon, Guwahati-28.
5. All Branch Officers, Revenue Deptt.
6. P.S. to the Minister. Revenue etc., Dispur.

By order etc.

Sd/- D. K. GANGOPADHYAY,
Commissioner & Secy to the Govt. of Assam,
Revenue (Settlement) Department.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSS.47/89/6,

Dated Dispur, the 3rd October, 1989.

From : Shri G. C. Medhi, A.C.S

Deputy Secretary to the Government of Assam.

To : (1) The Deputy-Commissioners (All)

(2) The Sub-Divisional Officer (All)

Sub : Reversion of Government land reserved for specific public purposes, public organisations or public institutions if not used within a period of 3 years.

Sir,

Owing to the gradual shrinkage of the available land in the hands of the Government and considering the ever increasing need of land for public purpose, it is decided to revise the earlier Government orders in reserving land to public institutions or public organisations.

In reserving or allotting Government land for such purposes a condition to the effect that in cases the land reserved or allotted for a specific public purposes is not used within a period of 2 or 3 years, the land automatically revert to the Government in the Revenue Department.

It has come to the notice of the Government that there are instances where the land reserved for particular public purposes is used by the persons for whom the land is not reserved or for the purposes for which it is reserved.

Therefore, you are directed to cause an enquiry during every winter tour by physical inspection on the land reserved or allotted and submit a report to the Government for cancellation of the order of reservation or allotment in cases where the land reserved for a specific public purposes is not found used within a period of 2 or 3 years from the date of handing over possession or where it is used for some other purposes or by somebody else.

You may submit proposals for re-reservation or re-allotment of such land on cancellation of previous orders for better public purposes.

Yours faithfully,

Sd/- G. C. MEDHI,

Deputy Secretary to the Govt. of Assam.

Revenue (Settlement) Department.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSS.47/89/7, **Dated Dispur, the 3rd October, 1989.**

From : Shri G. C. Medhi, A.C.S.,
Deputy Secretary to the Government of Assam.

To : (1) The Deputy Commissioners (All) }
(2) The Sub-Divisional Officer (All) } of the State

Sub : Regulation of transfer of leased land.

Sir,

It has been brought to the notice of the Government that some of the individuals, public servants or private bodies with whom Govt. land is settled, sell out it within a year or so of the offer of settlement of land. In order to avert such malpractices and to prohibit such transfer of land, frustrating Govt. Policy to settle land with landless persons, Govt. has decided to put a condition in the lease to be issued that the settlement holder shall not transfer the land settled with him within a period of 5 years from the date of the offer of the lease. This will not take away the right of transfer, but will only regulate it.

Yours faithfully,

Sd/- G. C. MEDHI,

Deputy Secretary to the Govt. of Assam,
Revenue (Settlement) Department.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSR. 9/88/Pt-II/27

Dated Dispur, the 23rd October, 1989.

From : Shri D. K. Gangopadhyay, IAS.
Commissioner & Secretary to the Government of Assam.

To : (1) The Deputy Commissioners.
(2) The Settlement Officers.
(3) The Sub-Divisional Officers.

(Except Karbi-Anglong & N.C. Hills Districts).

Sub : Fixation of the rates of premium on settlement of land in both urban and rural areas.

Sir,

In supersession of the previous order of the Government on the Subject communicated by this Deptt's letters No. RSS. 98/65/5 dated 20th July 1966, No. RSS.98/65/32 date 11th September 1970, No. RSS. 108/61/95 date 16th April 1968 and No. RSS. 166/74/32 date 29th July 1975, the Governor of Assam is pleased to revise and refix the rates of premium on settlement of land on periodic basis in both urban and rural areas as shown below :-

1. On Settlement of land in Guwahati City and in all Municipal and Revenue towns:-

<u>Purpose</u>	<u>Un-encroached land</u>	<u>Encroached land</u>
(a) For residential purpose	60% of th prevailing market price of the land	100% of the prevailing market price of the land.
(b) For trade, Commerce or industry purpose.	100% of the prevailing market price of the land.	150% of the prevailing market price of the land.

2. On Settlement of land within the radius of 10 Kms from the periphery of Guwahati City and within the radius of 3 Kms from the periphery of any Municipal or Revenue town.

<u>Purpose</u>	<u>Un-encroached land</u>	<u>Encroached land</u>
(a) For residential purpose	50% of th prevailing market price of the land	100% of the prevailing market price of the land.

- | | | |
|--|--|---|
| (b) For trade,
Commerce or
industry purpose. | 75% of the prevailing
market price of the land. | 125% of the prevailing
market price of the land. |
| (c) For agricultural
purpose. | 25% of the prevailing
market price of the land. | 50% of the prevailing
market price of the land. |

3. On Settlement of land in rural areas, but outside the radius of 10 Kms from the periphery of Guwahati City and 3 Kms. from the periphery of any other Municipal or Revenue town.

<u>Purpose</u>	<u>Un-encroached land</u>	<u>Encroached land</u>
(a) For trade commerce or industry purpose.	50% of the prevailing market price of the land	75% of the prevailing market price of the land.

4. On-Settlement of land for the purpose of special cultivation of the coffee and rubber by small grower (s) in rural areas. The rate of premium is 20% of the prevailing market price of the land:

5. On Settlement of land for cultivation of oranges and other citrous gardens in compact blocks in rural areas.

The rate of premium is 5% of the prevailing market price of the land.

6. On Settlement of land with non-Govt., educational institutions other Socio-cultural institutions, trusts, etc. of public-nature and local bodies which are devoted to public purposes and which yield no return to private individuals in both urban and rural areas.

The rate of premium is 20% of the prevailing market price of the land.

The rates of premium on settlement of land as mentioned above will come into effect from issue of this order.

Yours faithfully,

Sd/- **D. K. GANGOPADHYAY,**
Commissioner & Secy to the Govt. of Assam,
Revenue (Settlement) Department.

Memo No. RSR.9/88/Pt.II/27-A Dated. Dispur, the 23rd October, 1989

Copy forwarded to :-

1. The Chairman, Assam Board of Revenue, Panbazar, Guwahati-1.
2. The Commissioner, Lower Assam Division, Guwahati/Upper Assam Division, Jorhat-1/North Assam Division, Tezpur/Hills & Barak Valley Division, Dispur.
3. The Planning & Development Commissioner, Assam, Dispur.
4. The Finance Commissioner, Assam, Dispur.
5. The Director of Land Records, Assam, Bamunimaidan, Guwahati-21
6. The Addl. Director of Land Records, Assam, Guwahati-21
7. The Asstt. Director of Land Records, Assam, Guwahati-21
8. The Director of Land Reforms etc., Assam, Ambari, Guwahati-1
9. The Principal, Assam Survey & Settlement Training Centre, Dakhingaon, Guwahati-28.
10. The P.S. to the Minister, Revenue etc.

By order etc.

Sd/- D. K. GANGOPADHYAY,
Commissioner & Secy to the Govt. of Assam,
Revenue (Settlement) Department.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSD. 8/87/33 **Dated Dispur, the 4th November, 1989.**

From : Shri S.N. BHAGAWATI, ACS. (R)
Officer on Special Duty to the Govt. of Assam.

To : All Deputy Commissioners.
All Settlement Officers.
All Sub-Divisional Officers.
(Except Karbi-Anglong & N.C. Hills Districts).

Sub : Conversion Annual Patta/Short lease lands into periodic pattas.

Sir,

In continuation of this Department's circular No. RSD.8/87/32, dated 26th September 1989, I am directed to say that the lands under Annual Pattas or short Leases involved in Land Ceiling Cases or other cases should not be considered for conversion into Periodic Pattas.

Further, I am also directed to say that the Government circular No.RSS.243/65/65, dated 14th June 1966 fixing the limit of 3 bighas of land for conversion into periodic in Greater Guwahati/Guwahati town and in the areas falling within the radius of 2 miles of all Municipal and Revenue Towns, has been cancelled in view of the adoption of new Land Policy of 1989.

Necessary instructions may please be issued to all concerned officers for guidance in this regard.

Yours faithfully,

Sd/- **S. N. BHAGAWATI,**
Officer-On Special Duty to the Govt. of Assam,
Revenue (Settlement) Department.

Memo No. RSD. 8/87/33-A

Dated Dispur, the 4th November, 1989.

Copy forwarded to :

1. The Commissioner, Lower Assam Division, Guwahati-1,
North Assam Division, Tezpur,
Upper Assam Division, Jorhat-1,
Hills & Barak Valley Division, Dispur-6.
2. The Director of Land Records Assam, Bamunimaidan, Guwahati-21.
3. The Director of Land Requisition, Acquisition & Reforms, Assam,
Ambari, Guwahati-1.
4. The Principal, Assam Survey & Settlement Training Centre,
Dakhingaon, Guwahati-28.
5. All Branch Officers, Revenue Department.
6. All Branches, Revenue Department.

By order etc.

Sd/- S. N. BHAGAWATI,
Officer-On Special Duty to the Govt. of Assam,
Revenue (Settlement) Department.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSD. 8/87/35

Dated Dispur, the 15th November, 1989.

From : Shri S.N. BHAGAWATI, ACS,
Officer on Special Duty,
Revenue (S) Department.

To : 1. All Deputy Commissioners.
2. All Settlement Officers.
3. All Sub-Divisional Officers.
(Except Karbi-Anglong & N.C. Hills).

Sub : Conversion of ordinary Khiraj Patta lands into Tea Periodic Patta
and fixation of premium thereof.

Ref : This Deptt's Circular No. RSS.237/62/80 dated 18th May, 1968.
Sir,

In continuation of this Deptt's Circular dated 18th May, 1968 quoted above, I am directed to say that the Govt. have come to know about the existence of ordinary Khiraj Pattas (Annual and periodic) in some Tea Estates where such lands have been used for special cultivation of tea or ancillary purposes thereof, but such lands have not yet been converted into Tea Periodic and as a result, the Govt. have lost the premium due for payment by the concerned Tea Estates.

The Rule 40 (A) of the Settlement Rules framed under the Assam Land Revenue Regulation, 1986 (amended) enjoins the Govt. to fix the rate of premium for settlement /conversion of lands into special cultivation lease and accordingly the rate of premium for such ordinary Khiraj lands found to be under special cultivation or ancillary purposes thereof, has earlier been fixed at 33¹/₃ per cent of the present market value of the land by the Govt.

You are therefor requested to cause spot enquiry and varification of the relevant Land Records and maps and to take steps for initiating Tea Periodic conversion cases in respect of the ordinary Khiraj lands found to have been used for special cultivation of tea or ancillary purpose thereof, wherever necessary. The proceedings may please be submitted to the Govt. for approval of the fixation of the land value and the due premium in due course of time.

Yours faithfully

Sd/- S. N. BHAGAWATI,
Officer on Special Duty,
Revenue (A) Department.

(100)

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSD. 8/87/36

Dated Dispur, the 20th November, 1989.

From : Shri S.N. Bhagawati, ACS,
Officer on Special Duty,
Revenue (S) Department.

To : 1. All Deputy Commissioners.
2. All Settlement Officers.
3. All Sub-Divisional Officers.
(Except Karbi-Anglong & N.C. Hills).

Sub : Realisation of premium on conversion of Annual Patta land into Periodic pattas in rural area.

Ref : This Departments Circular No.RSR.9/88/Pt.-II/28, dated 23rd October, 1989.

Sir,

In continuation of the Government Circular dated 23rd October 1989 quoted above, I am directed to say that the Government earlier issued instructions regarding the mode of realisation of premium for conversion of Annual Patta land into Periodic in rural area by the Government Circular No. RSS. 329/63, dated 25th April 1956, by which it was stated that the area of land measuring less than ten Lessas should be ignored and the area measuring ten Lessas or more should be treated as one Katha for the purpose of realisation of premium at round figure.

Now, you are requested kindly to instruct your officers concerned to follow the principle of assessment of premium for conversion of Annual Patta lands into Periodic in rural areas at round figures taking the calculated amount of premium of Fifty Paise or above as one Rupee and ignoring the calculated amount of less than Fifty Paise.

This principal is however subject to the condition that the minimum premium to be realised in any case of conversion of Annual Patta land, shall be one Rupee, if-calculation of premium of an Annual Patta shows the figure less than one Rupee only.

Yours faithfully
Sd/- S. N. BHAGAWATI,
Officer on Special Duty,
Revenue (S) Department.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSS:217/86/PE.III/52 Dated Dispur, the 22nd November, 1989.

From : Shri D. K. Gangopadhyay, IAS,
Commissioner & Secretary to the Government of Assam,
Revenue Department.

To : The Sr. Government Advocate, Assam
Guwahati High Court, Guwahati.

Sub : Problems faced by the District Administration in removal of
encroachments from Government land.

Sir,

It has come to the notice of the Govt. that injunctions/stay orders etc. are frequently being issued by the Courts of Munsiffs on the matters over which the jurisdiction of Civil Courts has been barred. In spite of the best efforts made by the District Administration, desired result has not been achieved in removal of the encroachment from the reserved and general Govt. land due to injunctions/stay orders etc. passed by the Courts of Munsiffs. As per provisions laid down under section 147 of the A.L.R.R. 1886, the proper appellate court against the ejection order of the District Authority is the Hon'ble Board of Revenue, but it appears that the encroachers, immediately after receipt of the eviction notices, manage to obtain stay orders/injunctions etc. from the Munsiff Courts who are, in fact, not the competent to do so. Again as laid down under section 167 of the A.L.R.R. 1886, the jurisdiction of the civil court is barred in respect of the matters covered by the Chapter-X of the Regulation. Despite this clear provision of law, the Court of Munsiff uses to interfere by granting injunction/stay order etc. in evicting the in-eligible and non-protected classes of people from the Tribal belts and blocks. These have caused immense difficulties and inconvenience to the District Administration as well as the State Govt. in implementing the policies of the Government for the protection of the tribal and scheduled Caste population of the

State against illegal encroachment and in evicting such illegal encroachers from the tribal belts and blocks and other Government land.

Removal and prevention of the encroachment from Government land and tribal belts and blocks are a much for implementation of the Clause 10 of the Assam Accord and Government is committed to implement it in letter and spirit.

In view of the above facts, I am directed to convey the desire of the Government and to request you kindly to take appropriate steps at the proper time and to submit all the relevant points and legal pleadings before the courts so that injunctions or stay orders on such matters are not issued by the Courts.

Yours faithfully

Sd/- **D. K. GANGOPADHYAY,**
Commissioner & Secy. to the Govt. of Assam,
Revenue (Sett.) Department.

Memo No RSS.217/86/Pt-III/52-A, Dated Dispur, the 22nd Nov' 1989.
Copy forwarded to :-

1. The Commissioner, Lower Assam Division, Guwahati-1
2. The Commissioner, Upper Assam Division, Jorhat-1
3. The Commissioner, North Assam Division, Tezpur,
4. The Commissioner, Hills & Barak Valley Division, Dispur, Guwahati-6.
5. All Deputy Commissioners
6. All Sub-Divisional Officers.

By orders, etc.

Sd/- **D. K. GANGOPADHYAY,**
Commissioner & Secy. to the Govt. of Assam,
Revenue (Sett.) Department.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSS. 715/89/38

Dated Dispur, the 27th November, 1989.

From : Shri S.N. Bhagawati, ACS, (R)
Officer on Special Duty,

To : All Deputy Commissioners.
All Sub-Divisional Officers.

Sub : Action Plan in Key areas for the development of Scheduled Castes
and Scheduled Tribes people.

Sir,

In inviting a reference to the subject cited above, I am directed to say that the Government of India have sent an Action plan to the State Government for its effective implementation specially in the areas having sizeable population of Scheduled Castes and Scheduled Tribes for their development in various spheres. It has been laid down in the Action Plan that the matter of verification of the possession of land is to be carried out and restoration of possession of land to the allottees of the Scheduled Castes and Scheduled Tribes allottees is to be effected, wherever some allottees are not in possession of the allotted lands, besides other items of action.

(2) You are therefore, requested to take necessary steps for causing verification of possession of the lands allotted to the people of the Schedules Castes and Scheduled Tribes and for restoration of possession of the allotted lands to such allottees on priority basis, wherever it is not actually with them. You are also requested to furnish report in detail after completion of the process of verification of possession of the lands as stated above to reach this deptt. statements relating to allotment and settlement of lands as indicated below Sub-divisionwise.

(3) Regarding allotment of land, the following points may please be indicated in a statement.

- (i) Name of circle, names of Mauzas & no of villages.
- (ii) No. of Scheduled Castes allottees and area allotted.
- (iii) No. of Scheduled Tribes allottees and area allotted.
- (vi) No. of cases of restoration of possession of land.

4. Regarding settlement of land, the following points may please be covered in a statement,

- (i) Name of circle, names of Mauzas & No. of villages.
- (ii) Area of land so far settled with Scheduled Castes persons.
- (iii) No. of pattas of Scheduled Castes.
- (iv) No. of Patta-holders of Scheduled castes.
- (v) No. of pattas yet to be issued and settled area thereof.
- (vi) Area of land so far settled with Scheduled Tribes persons.
- (vii) No. of pattas of Scheduled Tribes.
- (viii) No. of pattas of holders of Scheduled tribes.
- (ix) No. of pattas yet to be issued and settled area thereof.
- (x) No. of cases of restoration of possession of land to both Scheduled Castes and Scheduled Tribes persons.

This may please be treated as urgent.

Yours faithfully,

Sd/ S. N. BHAGAWATI,
Officer on Special Duty.
Revenue (Sett.) Department.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No.RSD.7/84/181, Dated Dispur, the 29th November, 1989

- Form : Shri D. K. Gangopadhyay, IAS,
Commissioner & Secretary to the Govt. of Assam.
- To : The Deputy Commissioner,
Dhubri/Kokrajhar/Bongaigaon/Goalpara/Barpeta/Nalbari/Kamrup/
Darrang/Sonitpur/Lakhimpur/Dhemaji/Tinsukia/Nagaon/Morigaon.
The Sub-Divisional Officers,
Gosaigaon/Bijni/North Salmara/Bajali/Rangia/Udaiguri/Biswanath/
Jonai/Margherita/Sadia/Kaliabor/Hojai.
- Sub : Effective implementation of the provisions of Chapter-X of the
A.L.R.R. 1886 (amended)
- Ref. : Govt. Circulars No.RSD. 16/82/9, dated the 30th December, 1982
No.RSD. 16/82/10, dated the 30th December, 1982
No.RSD. 16/82/25, dated the 19th July, 1983
No.RSD. 2/84/71, dated the 27th December, 1985

Sir,

I am directed to say that inspite of specific instructions issued from time to time regarding speedy and effective implementation of the provisions of Chapter-X of the A.L.R.R. (as amended) specially removal of encroachments from the Tribal Belts and Blocks in the State, the progress of works done has not been found satisfactory. Govt. desire that the provisions of Chapter-X of the Regulation should be implemented more vigorously. During recent years various organisations of Tribal people have submitted memoranda before the Govt. expressing their dissatisfaction for not implementing the provisions of Chapter-X of the Regulation properly and speedily in Tribal Belts and Blocks. It has been pointed out that many irregularities such as alienation of land by way of Sale, exchange, lease, gift etc. registration of deeds and mutation/registration of names in Land Records in Tribal Belts and Blocks have been done/going on in favour of non-eligible persons

violating the legal provisions contained in Chapter-X of the Regulation. This is highly regrettable.

2.00 It may be mentioned here that powers U/s 165 of Chapter-X of the Regulation have already been vested to all the S.D.Os. including S.D.Os (Sadar) enabling them to take steps for initiating encroachment proceedings and removal of encroachers of non-eligible and un-deserving persons from the tribal Belts and Blocks vide Govt. Circular No. RSS.308/76/6, dt. 24th November, 1976.

3.00 Further, Govt. have also taken steps for posting A.D.Cs (Revenue) in the District Head Quarters for performing works under Chapter-X where there are tribal Belts or Blocks and S.D.Cs (Chapter-X) in the circles having Tribal Belts or Blocks for assisting the D.Cs and the S.D.Os. There is already criticism that services of A.D.C & S.D.C (Chapter-X) are not being utilized for the purpose for which they have been posted. The D.Cs are requested to utilise the services of one of the A.D.Cs posted at Head Quarter for performing the works under Chapter-X, if no A.D.C has so far been posted for the purpose specifically. In a revenue Circle having Tribal Belts or Blocks, the Circle Officer should be invariably and specifically entrusted with the works under Chapter-X-till a separate C.O. for Chapter-X is made available.

3.01 It is the bounded duty of all the District and Sub-Divisional authorities to implement the provisions contained in Chapter-X of the Regulation effectivly and speedily by and through the normal staff of officers as a continuous process in the Land Revenue administration. The creation of the post of the A.D.Cs (Revenue) for Chapter-X' and S.D.Cs (Chapter-X) is just to boost up the pace of works in the Tribal Belts and Blocks.

3.02 Please impress upon the A.D.Cs and the S.D.Cs engaged in performing the works under Chapter-X to devote themselves to their assigned works whole-heartedly.

4.00 It has been laid down in para 10 of the Assam Accord (1985) that the encroachments made by the undeserving persons in the Tribal Belts or Blocks should be removed expeditiously as per provisions of Law in force. You have already been requested to apprise Govt. by submitting monthly

progress reports in prescribed format on the progress of eviction from land, disposal of land alienation cases and restoration of alienated land to the Tribals at the end every month to the Revenue (Reforms) Deptt. but such progress reports are not received in this Deptt. regularly and timely from some Sub-Divisions. Hence you are requested to ensure submission of such monthly progress report invariably in the 1st week of the following month, so that the Deptt. of Implementation of Assam Accord may be apprised as required regularly.

5.00 It has also been alleged that even though there is prohibition of registration of deeds for transfer of land within Tribal Belts and Blocks to ineligible and non-protected people, some registering officers are continuing to register such documents, and some Circle Officers are also granting mutations in favour of ineligible and non-protected persons in some cases in some Tribal Belts or Blocks in flagrant violation of the legal provisions of Chapter X of the Regulation. This is a very serious matter. If such illegal action is done Govt. Policy to safeguard the interests of the protected classes of people in the Belts and Blocks is bound to be frustrated. Hence all manner of illegal transfer of land, illegal registration of deeds, and illegal mutations are required to be stopped forthwith and necessary legal actions are also required to be taken immediately. It must be borne in mind that under section 164 (A) of Chapter X, no person to whom any land is transferred in belt or block in contravention of the provision of Chapter -X shall acquire any right or title in that land by length of possession whether adverse or not.

Any dereliction of duty in such matters at any level will be seriously viewed by the Govt. and appropriate legal action will be taken against the delinquent officers at fault. All registering and revenue officers concerned may please be instructed accordingly.

6.00 It has also been brought to our notice that many Tribal people have not received justice in getting settlement of the lands and pattas thereof, though they have been in occupation of the same for a pretty long period of time. The D.Cs are the competent authorities for granting allotment or settlement of land and for issue of pattas thereof in the rural areas. So the D.Cs are requested to look into this matter and take up the works of settlement of land on annual lease

basis first by way of regularisation of the old occupations with the landless and deserving families in the rural areas including the Tribal belts and blocks as per Land Policy and Settlement Rules in Force in the case of the old occupations.

6.10 In the case of unoccupied land available and fit for settlement, the D.Cs have also been authorised first to allot such land to the landless and deserving families as per provisions of the Land Policy in force. In this connection Para 1 and 2 of the Land Policy, 1989 may please be seen.

Yours faithfully,

Sd/- D. K. GANGOPADHYAY,
Commissioner and Secretary to the Govt. of Assam,
Revenue (S) Department.

Memo No.RSD.7/84/181-A Dated Dispur, the 29th November, 1989.

Copy for information to :-

1. The Chairman, Assam Board of Revenue, Guwahati-1.
2. All Divisional Commissioners.
3. The Commissioner and Secretary to the Govt. of Assam, W.P.T & B.C. Deptt., Dispur.
4. The Secretary to the Govt. of Assam, Assam Accord Implementation Deptt., Dispur.
5. The Director of Land Records, Assam, Bamunimaidan, Guwahati-21.
6. The Director of Land Requisition, Acquisition and Reforms etc. Assam, Ambari, Guwahati-1.

By Order etc.,

Sd/- D. K. GANGOPADHYAY,
Commissioner and Secretary to the Govt. of Assam,
Revenue (S) Department.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No.RSD.19/85/58, Dated Dispur, the 4th December, 1989

- Form : Shri S. N. Bhagawati, ACS, (R),
Officer on Special Duty.
- To : All Deputy Commissioner,
All Settlement Officers
All Sub-Divisional Officers.
- Sub : Amendment to the Executive Instruction No.6 under the Assam
land and Revenue Regulation 1886 (amended)

Sir,

With reference to the subject cited above, I am directed to send herewith a copy of the Executive Instruction No.6 as amended now under the said Regulation for your information and necessary action.

Necessary correction may kindly be effected at appropriate place in the Regulation.

Yours faithfully,

Sd/- S. N. BHAGAWATI,
Officer on Special Duty.
Revenue (S) Department.

EXECUTIVE INSTRUCTIONS UNDER THE ASSAM LAND AND REVENUE REGULATION 1886 (amended)

PART - VIII

Executive instructions

CHAPTER-I

6.1 : Restriction on Transfer of agricultural lands

Periodic Khiraj leases issued after the 27th September, 1919 contain a clause which forbids transfer, if the holder is a professional cultivator, to person who is not a professional cultivator, without previous sanction of the Deputy Commissioner.

After considering all circumstances, the Government have decided to enforce this clause in all the districts of the State, where the Assam Land Revenue Regulation, 1886 (as amended) is in force, to prevent large scale transfer of agricultural land from the agriculturists to non-agriculturists and the Government have there fore formulated the measures of restriction on transfer of agricultural lands an adopted in the Government Land Policy, 1989 as mentioned here under :-

6.2 : Transfer of agricultural land in rural areas by cultivators for non agricultural purposes without previous sanction of the Deputy Commissioner concerned is restricted.

Para 9.1 &
9.2 of the
Land Policy
1989.

6.3 : Restriction on Transfer of any class of land falling within the notified areas of the Municipal Towns and Municipal Corporation for non-agricultural purposes may not be applicable..

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No.RSD.19/85/59,

Dated Dispur, the 5th December, 1989

- Form : Shri D. K. Gangopadhyay, IAS,
Commissioner & Secretary to the Government of Assam.
- To : All Deputy Commissioners
All Settlement Officers
All Sub-Divisional Officers.
- Sub : Restriction on transfer of agricultural land to non-agriculturists.
- Ref : This Departments letter No.RSD.19/85/1, dated 27th December, 1985.
- Sir,

I am directed to say that the Government have decided to impose restriction on transfer of agricultural land to non-agriculturists as per Executive Instruction No.6 (amended) under the Assam Land & Revenue Regulation 1886 and accordingly the Government have also adopted the Latest Government Land Policy, 1989, where in the matter of restriction on transfer of agricultural land to non-agricultural purposes has been clearly spelt out. In this connection, paras 9.1 and 9.2 of the said Land Policy may please be referred to. Transfer of agricultural land by a cultivator for non-agricultural purposes without previous sanction of the Deputy Commissioner of the district is restricted but such restriction on transfer of any class of land in the notified areas falling within the jurisdictions of the Municipal Towns and Municipal Corporation will not be applicable.

It has also been prescribed that an occupancy tenant shall not transfer the agricultural land or part thereof covered by tenancy Khatian to a person without prior sanction of the Government as laid down in Section 8 of the Assam (Temporarily Settled Areas) Tenancy Act 1971 which reads as follows "An occupancy tenant shall have a right of transfer in respect of his holding with prior permission of the Government in the manner prescribed provided that an occupancy tenant shall not transfer his land to a non-agriculturist. You are advised to look into this provision of Law and to instruct your Sub-ordinate officials officers for necessary action in this regard. Execution of deeds for transfer of such land in violation of the provisions of Section 8

of the Act should not be allowed and the matter should be reported to the Government when necessary.

(3) It has further been mentioned that a non-occupancy tenant shall have no right to transfer or sublet the agricultural land or part thereof covered by tenancy Khatian to other person as laid down in Section 16 of the Assam (Temporarily Settled Areas) Tenancy Act 1971. You are also requested to instruct your sub-ordinate officials officers to watch and to report to you about violation of this Section, if and when such violation of Law occurs.

(4) The Government have also decided to authorise the Deputy Commissioners to grant permission for purchase of agricultural land through negotiations from private land owners for the purposes of exploration, extraction of oil & natural gas and allied works by the Oil India Limited and the Oil and Natural Gas Commission, if the D.C. finds the cases to be genuine and urgently necessary in view of the programmes schemes under the National Policy. In this connection, the Government circular No.RSS.322/85/184, dated 8th July, 1986 may please be referred to.

Yours faithfully,

Sd/- D. K. GANGOPADHYAY,
Commissioner and Secretary to the Govt. of Assam,
Revenue (S) Department.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No.RSL. 9/89/6, Dated Dispur, the 4th January, 1990

Form : Shri S. N. Bhagawati, ACS, (B).
Officer on Special Duty
Revenue Department.

To : (1) The Deputy Commissioner

(2) The Sub-Divisional Officer

(Except karbi-Anglong & N.C. Hills Districts)

Sub : Allotment and settlement of land with the landless Ex-tea Garden Labourers in rural areas.

Sir,

In inviting a reference to the subject cited above, I am directed to say that the Directorate of Economics & Statistics, Assam have recently completed a survey regarding the facilities for and position of the ex-tea garden labour families in some selected villages of 13 districts and it has been mentioned in their report submitted to the Government that there are still some families of the Ex-tea garden labourers in those villages having no land of their own.

2. You are, therefore, requested to look into the matter of allotment/settlement of land with the landless deserving persons of the Ex-tea garden labourers in rural areas and to take steps for expeditious disposal of the pending petitions, as per Settlement Rules and the Land Policy in force.

3. It may be noted that unoccupied Government land including untenanted Ceiling Surplus land available and fit for allotment in rural areas may be first allotted by the D.Cs/S.D.Os to the landless deserving families for homestead and agriculture purpose, as per Land Policy, 1989 and also under M.N.P. Schemes within admissible limits. The old occupations of land may, however, be settled by the D.Cs on Annual lease basis in the rural areas within admissible limit as per Settlement Rules and Land policy in force.

4. The tenanted Ceiling Surplus lands, if any, may be settled by the Deputy Commissioner with the occupying tenants on periodic lease as per provision of section 16 of "the Assam Fixation of Ceiling on land Holding Act, 1956" (amended) subject to realisation of the due premium to be fixed as per the Act.

5. You are also requested to take steps for expeditious allotment of land with other categories of people, specially the Scheduled Castes, Scheduled Tribes, Tea Garden Tribes, and others in the rural areas, after causing due spot enquiries as per the Settlement Rules and the Land Policy in force subject to the admissible limit.

6. As regards lands falling within the radius of 3 Kms. from the periphery of all Municipal and Revenue Towns as well as town lands, the Deputy Commissioners are requested to submit proposals to the Government for necessary orders.

7. You are also requested to furnish quarterly progress reports Sub-Division-wise to the Government in time on allotment of land and on settlement of land separately.

Yours faithfully,

Sd/- S. N. BHAGAWATI,

Officer on Special Duty,
Revenue (S) Department.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No.RSS.36/89/49,

Dated Dispur, the 23rd January, 1990

Form : Shri D. K. Gangopadhyay, IAS,
Commissioner & Secretary to the Government of Assam.

To : 1. All Deputy Commissioner.
2. All Settlement Officers.
3. All Sub-Divisional Officers.
(Except Karbi-Anglong & N.C. Hills Districts)

Sub : Allotment and Settlement of land in rural areas.

Sir,

It has come to the notice of the Govt. that lands allotted to the deserving landless persons under M.N.P. Schemes or outside M.N.P. Scheme in rural areas have not been settled with the allottees in most cases, even after lapse of 3 years or more, though the allottees have utilised the allotted lands. The system of Tauzi Bahira Land Revenue on such allotted lands should not continue for a very long period. D.Cs are therefore requested to look into this matter and take steps for settlement of the already allotted lands with the allottees initially on Annual basis expeditiously, provided the lands so allotted have been properly utilised by the allottees. In this connection, Paras 1 & 3 of the Land Policy 1989 may also please be referred to. S.D.Os will submit all such settlement proposals to the D.Cs concerned for necessary orders.

(2) The lands at the disposal of the Govt. may initially be given to deserving indigenous landless persons by way of allotment first for the purpose of agriculture as well as for homestead purpose under the M.N.P. Scheme as laid down in Paras 1 and 3 of the Land Policy 1989. D.Cs and S.D.Os are requested to take steps for allotment of such available and suitable lands for the agriculture and homestead purposes within admissible limit to the deserving indigenous landless persons in the rural areas.

(3) The Govt. have also observed that the old occupations of land fit for settlement in the rural areas are not regularised completely and to the desired extent, through the Govt. issued a circular No.RSS.96/71/25, dated 29th November, 1978 authorising the D.Cs to regularise the old occupations of land in the deserving cases by granting settlement within admissible limits. Various organisations, specially of the Scheduled Castes, Scheduled Tribes and O.B.Cs have submitted their memoranda to the Govt. at different times expressing their resentment for not getting pattas for their lands under their long occupations. The D.Cs are therefore, requested to look into this matter and to take steps for disposal of such pending cases of settlement of land under occupation of the deserving persons after causing spot enquiry and due verification of records expeditiously. The S.D.Os will submit proposals for settlement of such land to the D.Cs concerned for necessary orders.

(4) As regards towns lands and lands falling within the radius of 3 Kms. from the periphery of all Municipal and Revenue towns, D.Cs will submit proposals to the Govt. for necessary orders.

(5) The D.Cs and the S.D.Os are requested to submit the quarterly progress reports on allotment & settlement of land to the Govt. invariably at the end of each quarter sub-division-wise.

Yours faithfully,

Sd/- D. K. GANGOPADHYAY,
Commissioner and Secretary to the Govt. of Assam,
Revenue (S) Department.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No.RSL.1/89/11,

Dated Dispur, the 20th February, 1990.

Form : Shri D. K. Gangopadhyay, IAS,
Commissioner & Secretary to the Government of Assam.

To : 1. All Deputy Commissioners.
2. All Sub-Divisional Officers.
(Except Karbi Anglong & N. C. Hills Districts)

Sub : Effective implementation of the penal provision under rule 18 (5)
(a) of the Settlement Rules framed under the A.L.R.R., 1886
(Amended).

Sir,

I am directed to say that the penal provision for imprisonment upto 6 months or fine of Rs.1000/- or both as laid down under Rule 18 (5)(a) of the Settlement Rules framed under the A.L.R.R.1886, as amended has been rather in paper and there has been no serious effort to implement the same. As a result, large-scale encroachments on Government land have been going on unchecked. The encroachers are hardly scared of eviction operation, as a matter of routine, encroachment cases are started eviction orders are passed by the competent officers and even encroachers are also ejected in large number of cases. The ejected persons re-encroach upon the land from where they have been evicted. The time deterrent legal remedy is the launching of prosecutions against such re-encroacher by invoking the aforesaid penal clause in the Settlement Rules.

As you are aware there is no prosecuting agency for taking care of such cases, even when instituted. As matters stand now, the circle S.D.C./A.S.O has to file a complaint before the Chief Judicial Magistrate at the district Head Quarter or before the Sub-Divisional Judicial Magistrate at the Sub-Divisional Head Quarter. The Circle S.D.C./A.S.O. is obviously so over burdened with a host of multifarious duties, it is well-nigh impossible for such a busy officer to take requisite stops, such as causing the issue of summonds to the witnesses, conducting the cases at the time of hearing and so on.

3. The Govt. have been considering for some time past whether the public prosecutors/Addl. Public Prosecutors/Asstt. Public Prosecutors could

be entrusted with the conduct of such cases, and for steps connected there with. It has now been decided that such cases be handled in the manner indicated below:-

(a) The concerned circle S.D.C./A.S.O. shall submit offence reports against the re-encrochers to then D.C or the A.D.C. (Revenue) in the Sadar Sub-Division and to the S.D.O. of the outlying Sub-Division.

(b) D.C./S.D.O. are requested to formulated a suitable specimen draft complaint for use by the concerned field officers.

(c) D.C./S.D.O. are requested also to forward all such offence reports to the concerned Public Prosecutor, Addl. Public Prosecutor or Assst. Public Prosecutor, as the case may be.

(d) It is expected that the D.C., or the Addl. D.C (Revenue) in respect of the Sadar Sub-Division, and the S.D.O. in respect of the outlying Sub-Division will review the Progress of the Prosecution from time to time.

4. I am further to inform you that the Public Prosecutors have already had the necessary instruction in this behalf from the Judicial Deptt. of the Govt. of Assam.

Yours faithfully,

Sd/- D. K. GANGOPADHYAY,

Commissioner and Secretary to the Govt. of Assam,
Revenue (Settlement) Department.

Memo No.RSD.1/89/11-A, Dated Dispur, the 20th February, 1990.

Copy to :-

1. The Chairman, Assam Board of Revenue, Assam, Guwahati-1.
2. The Commissioner, Upper Assam Division, Jorhat.
The Commissioner, Lower Assam Division, Guwahati.
The Commissioner, North Assam Division, Tezpur.
The Commissioner, Hills & Barak Valley, Dispur.
3. The Director of land Records, Assam, Bamunimaidan, Guwahati-21.
4. All Settlement Officers

By Order etc.,

Sd/- D. K. GANGOPADHYAY,

Commissioner and Secretary to the Govt. of Assam,
Revenue (Settlement) Department.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSD. 8/87/47

Dated Dispur, the 3rd May, 1990.

From : Shri D. K. Gangopadhyay, IAS,
Commissioner & Secretary to the Government of Assam.

To
The Deputy Commissioners (All)
The Settlement Officers (All)
The Sub-Divisional Officers (All)
(Except Karbi Anglong & N. C. Hills)

Sub. : Concession in payment of premium on Settlement of Government land and conversion of Annual Patta/Short lease lands into Periodic Pattas in the case of Scheduled Castes and Scheduled Tribes.

Ref. : Government Circulars No. RSS.98/65/24, dated 20th November, 1968 and No. RSS.482/81/10, dated 24th November, 1981.

Sir,

I am directed to say that the Government have decided to continue the applicability of granting concession in the matter of payment of premium on new settlement of land as well as on conversion of Annual Patta/short lease lands into periodic Pattas in the case of the persons belonging to the Scheduled Castes and the Scheduled Tribes both in rural and urban areas as has been in force from November 20th 1968. In this connection, the Para 16.2 of new Land Policy 1989 may also please be seen.

The concession allowed in payment of premium has been limited to the extent of 25 percent only over the estimated due premium fixed as per rules in force.

The concession will be given in all classes of lands, whether Agricultural, Residential, Industrial, Trade/Commercial lands both in rural and urban areas.

You are requested to give effect to such concession as usual, and you are also requested to indicate the caste of the applicant(s) while submitting proposals to the Government for Settlement of land or conversion of A. P. lands into periodic Pattas as necessary, so that the concession as stated above may be extended to the persons of the Scheduled Castes and Scheduled Tribes.

Yours faithfully,

Sd/-D. K. GANGOPADHYAY,
Commissioner & Secretary to the Govt. of Assam,
Revenue (S) Department, Dispur.

Memo No. RSD. 8/87/47-A

Dt. Dispur, the 3rd May, 1990

Copy forwarded to :-

- (1) The Chairman, Assam Board of Revenue, Guwahati-I.
- (2) The Commissioner, W. P. T. & B. C. Department, Dispur.
- (3) The Commissioner of Division & B. C. Department, Dispur.
- (4) The Director of Land Records, Assam, Bamunimaidan, Ghy-21.
- (5) The Director of Land Requisition, Acquisition & Reforms, Assam Guwahati-I.
- (6) The Principal, Assam Survey & Settlement Training Centre, Dakhingaon, Guwahati-28.
- (7) Guard File.

By Order etc.,

Sd/-D. K. GANGOPADHYAY,
Commissioner & Secretary to the Govt. of Assam,
Revenue (S) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSD. 8/87/49

Dated Dispur, the 10th May, 1990

From : Shri D. K. Gangopadhyay, IAS,
Commissioner & Secretary to the Government of Assam.

To

The Deputy Commissioner _____

The Settlement Officer _____

The Sub-Divisional Officer _____

(Except Karbi Anglong & N. C. Hills Districts)

Sub. : Preservation of PGRs/VGRs and other reservation for public purposes and ecological balance.

Sir,

You are aware perhaps that the Government have emphasised on preserving the existing PGRs and VGRs in the State for use by the public for the purpose for which the reserves have been constituted and removal of the encroachments on the PGRs and VGRs as per Settlement Rules 18(2) and Section 165 under the Chapter X of the ALRR 1886 (amended) in time and without delay. Government have decided that the PGRs and VGRs should not be further decreased by way of dereservation for allotment or settlement except for public purposes under special and unavoidable circumstances. In this connection your attention is also drawn to the Para 6.10 of the new Land Policy 1989.

2. The Government have observed with distress that in some cases, the advance possession of land of VGR or PGR has been allowed by Deputy Commissioners/Sub-Divisional Officers to certain organisations without prior approval of the Government. This would constitute violation of the Grazing Ground Rules under the Regulation and such action puts the Government in difficult situation. Hence you are requested to see that no advance possession is given without prior approval from the

Government henceforth. In this connection your attention is drawn to the Government Circular No. RSG/2/76/18, dated 26th August, 1977 also.

3. You are further requested to identify available Government khas land or untenanted ceiling surplus land for reservation as open space for improvement of environment and maintenance of ecological balance and also for play ground/park in each village with intimation to the Government. Similarly, plots of suitable Government Land in all the Municipal/Revenue Towns also please be identified for reservation for the purposes of construction of Government Offices, play ground or other public purpose in future with intimation to the Government. In this connection paras 6.2, 6.3, 14.8 & 14.9 of the new Land Policy 1989 may please, be referred to.

Yours faithfully,

Sd/-D. K. GANGOPADHYAY,
Com. & Secy. to the Govt. of Assam,
Revenue (S) Department.

Memo No. RSD. 8/87/49-A

Dt. Dispur, the 10th May, 1990

Copy forwarded to :-

1. The Chairman, Assam Board of Revenue, Guwahati-I
2. The Commissioner, Lower Assam Division, Guwahati-I
North Assam Division, Tezpur/Upper Assam Division,
Jorhat/Hills & Barak Valley Division, Dispur
3. The D.L.R, Assam, Guwahati-2I.
4. The D.L.R.A.R, Assam, Guwahati-I.
5. The Principal, Assam Survey & Settlement Training Centre Dakhingaon,
Guwahati-28.

By Order etc.,

Sd/-D. K. GANGOPADHYAY,
Commissioner & Secretary to the Govt. of Assam,
Revenue (S) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS. 341/89/15

Dated Dispur, the 14th May, 1990

From : Shri D. K. Gangopadhyay, IAS,
Commissioner & Secretary to the Government of Assam.

To

The Deputy Commissioner
The Settlement Officer
The Sub-Divisional Officer
(Except Karbi Anglong & N. C. Hills Districts)

Sub. : Settlement of Government Khas land for the purposes of growing orange and other citrus gardens in rural areas.

Sir,

It has Come to the notice of the Government that some indigenous people have raised gardens of orange and other citrus fruits on Government Khas lands in compact blocks in certain districts since a few years back, but such lands have ne ther been formally allotted, nor settled with the families growing such trees. though T. B. revenues have been assessed and realised for such lands. Government have decided that such lands may be settled with the deserving growers on periodic lease subject to payment of due premium. In this connection, para 1.10 of the new Land Policy, 1989 may please be referred to.

The concerned" D.Cs are therefore requested to submit proposals for settlement of such lands with necessary papers such as copies of map, chitha, sale statement of regd. deeds for last 3 years and indicating the length of possession of the land, and total holding of patta lands, already held in the family urgently, as it has been considered necessary to dispose of such pending cases expeditiously, subject to the cases fulfilling the conditions laid down in para 1.10 of Government land Policy 1989.

The rate of premium for settlement of such lands has been fixed by the Government at 5% of the prevailing market price of the land vide Government circular No. RSR. 9/88/Pt. I/27 dated 23rd October, 1989.

Yours faithfully,

Sd/- D. K. GANGOPADHYAY,
Commissioner & Secretary to the Govt. of Assam,
Revenue (S) Department.

Copy forwarded to :-

1. The Chairman, Assam Board of Revenue, Guwahati-1
2. The Commissioner
 - (i) Lower Assam Division, Guwahati-I
 - (ii) North Assam Division, Tezpur
 - (iii) Upper Assam Division, Jorhat
 - (iv) Hills & Barak Valley Division, Dispur.
3. The Director of Land Records, Assam, Bamunimoidan, Guwahati-21
4. The Director of Land Reqn. Acqn. & Reforms, Assam, Ambari, Guwahati-1.
5. The Principal, the Assam Survey & Settlement Training Centre, Dakhingaon, Guwahati-28.

By Order etc.,

Sd/-D. K. GANGOPADHYAY,
Commissioner & Secretary to the Govt. of Assam,
Revenue (S) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSD. 8/87/56

Dated Dispur, the 19th May, 1990

From : Shri D. K. Gangopadhyay, IAS,
Commissioner & Secretary to the Government of Assam.

To
Deputy Commissioners of all Plains.
All Settlement Officers Districts of Assam.
All Sub-Divisional Officers

Sub. : JOINT TITLE OF SPOUSE ON LANDED PROPERTY

Ref. : (1) Government letter No RRG.61/85/Pt.1/15, dt. 26th June 1986
(2) Govt. letter No. REGN. 57/86/120, dated 6th March, 1990

Sir,

I am directed to say that the Government of Assam have decided to confer titles on landed properties to the Spouse jointly after consideration of the suggestions of the Ministries of Agriculture, Rural Development and Urban Development, Government of India, as a measure of improvement of Status of women and have included a clause 18 in the Government Land Policy 1989 also in this regard.

You are therefore requested to initiate appropriate steps for conferring joint titles of husband and wife of a family on all allotments/settlements of land, both in rural and urban areas henceforth and to instruct all officers under your control to follow this decision of the Government whole heartedly. While submitting proposals for allotment-of land. Whether under the M.N.P. Scheme or out side such scheme and also for settlement of land, the names of the husband and the wife of a family should henceforth be mentioned as joint allottees or joint settlement holders, as the case may be, with a view to assuring for the women access, security and unimpeachable right to the landed properties.

You are requested that the circle officers or other officers empowered to receive kabula petitions waste land applications may be suitably instructed

to receive such petitions for allotment/settlement of land in the names of the spouse jointly henceforth and in the cases of the pending petitions submitted already, the names of the wives of the applicants (if married) may also be collected and added to the petitions before submission of proposals on such petitions.

Yours faithfully,

Sd/- D. K. GANGOPADHYAY,
Commissioner & Secretary to the Govt. of Assam,
Revenue (S) Department.

Memo No. RSD. 8/87/55-A

Dt. Dispur, the 19th May, 1990

Copy forwarded to :-

1. The Chairman, Assam Board of Revenue, Guwahati-1.
2. The Special Commn. & Special Secy. to the Government of Assam, P & D Department, Dispur.
3. The Agricultural Production Commissioner, Assam, Dispur.
4. The Commn. & Secy. to the Government of Assam, W.P.T. & B.C. Department, Dispur/Panchayat & Rural Development Department/Town & Country Planning/Municipal Admn. Department.
5. The Commissioner, Upper Assam Division, Jorhat/Lower Assam Division, Guwahati/North Assam Division, Tezpur/Hills & Barak Valley Division, Dispur.
6. The Director of Land Records, Assam, Bamunimaidan, Guwahati-21.
7. The Director of Land Requisition, Acquisition & Reforms, Assam, Ambari Guwahati-1.
8. The Inspector General of Registration, Assam, Guwahati-21.
9. The Principal, Assam Survey & Settlement Training Centre, Dakhingaon, Guwahati-28.
10. The Director, Rural Development, Bhangagarh, Guwahati-5, Social Welfare, Assam, Uzanbazar, Guwahati/Town & Country Planning, Dispur/Municipal Admn., Hengrabari, Guwahati.
11. The Branch Officers, Revenue Department.
12. The Guard File.

By order etc.

Sd/- D. K. GANGOPADHYAY,
Commissioner & Secretary to the Govt. of Assam,
Revenue (S) Department.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS. 425/90/1

Dated Dispur, the 1st June, 1990

From : Shri D. K. Gangopadhyay, IAS,
Commissioner & Secretary to the Government of Assam.
Revenue Department.

To
All Deputy Commissioners of all Plains
All Sub-Divisional Officers

Sub. : Report on Revenue Administration.

Sir,

Government has expressed concern at the lack of systematic and undivided attention to various facts of revenue administration in the Districts and Sub-divisions. Many Deputy Commissioners and Sub-Divisional Officers are reportedly not exercising their revenue functions and control in their jurisdictions as per Revenue Manual and various Acts leading to unsatisfactory disposal of work, non-achievement of targets, irregular updating of land records and perfunctory supervision.

I am sending herewith a checklist on major issues relating to Revenue administration for your guidance and report on them every two months as indicated below :

Period	Date of submission of report
June-July	14 th August
August-September	15 th October
October-November	15 th December
December-January	15 th January
February-March	15 th April
April-May	15 th June

You will please submit reports starting with June-July, 1990 accordingly. The copies of reports should be sent to the Divisional Commissioners, the D. L. R., Assam and the D. L. R. A. & Reforms, Assam. Outlying S. D. O.s will submit their reports to the controlling D. Cs. also in addition to the Government Divisional Commissioner, D. L. R. And D. L. R. A. & R.

The above report to be submitted every two months is in-addition to the periodic reports in formats the D. Cs/S.D.Os are required to submit on various issues, like Chapter-X, Land Revenue, Bakijai Cases, Revenue Collection, conversion of A. P. Land and settlement of Government land.

Yours faithfully,

Sd/- D. K. GANGOPADHYAY,
Commissioner & Secretary to the Govt. of Assam,
Revenue (S) Department.

Memo No. RSS. 426/90/1(A)

Dt. Dispur, the 1st June, 1990

Copy forwarded to :-

1. The Special Assistant to Chief Secretary, Government of Assam, Dispur.
2. The Commissioner, Upper Assam Division, Jorhat/North Assam Division Tezpur/Lower Assam Division, Guwahati/Hills & Barak Valley Division, Dispur.
3. The Director of Land Records, Assam, Guwahati, Bamunimaidan, Guwahati-21.
4. The Director of Land Requisition, Acquisition & Reforms, Ambari, Guwahati.

By order etc.,

Sd/- D. K. GANGOPADHYAY,
Commissioner & Secretary to the Govt. of Assam,
Revenue (S) Department.

IMPORTANT ISSUES CONCERNING REVENUE ADMINISTRATION

1. **Updating of Land Records :** One of the basic functions of the Revenue Department concern continuous updating of Land Records through recorders (Lat-Mandal/Patwary), Kanungoes/SKs/RKG and Sub-Deputy Collectors/Circle Officers. The duties and responsibilities of all these officials had been laid down in Land Records Manual. The work is, unfortunately, largely neglected owing to pressure of miscellaneous work. Please ensure that the provisions of the Assam Land Records Manual are followed more regularly and continuous supervision exerted on the work of Recorders, Kanungoes, SKs and RKG and Sub-Deputy Collectors/ Circle Officers.
 - 1.1. As per Rule 112 of the Land Records Manual village-wise crop and irrigation statistics are to be prepared by the Recorder. This should be specifically compiled to help District's and State's cropforecasting timely.
 - 1.2. Correction of Land Records after each Land Acquisition case is finalised is a must. This is useful for preparation of mistake-free doul so valuable for Mauzadars/Tahsildars at the time of revenue collection.
 - 1.3. **Computerisation of Land Records :** Deputy Commissioner, Sanitpur will keep watch over the Progreams of computerisation of Land Records being installed at Tezpur.
2. **Re-assessment and re-classification of Land :** As per Rule 23 of the Land Records Manual and relevant sections of the Assam Land Revenue Re-assessment Aca, 1936, Deputy Commissioners must continuously re-classify and assess land date and refix appropriate Land so as to maintain land records up to Revenue.
3. **Conversion of Annual Patta to Periodic Patta :** As per 1989 Government Land Settlement Policy, powers of conversion of A. P. land to periodic patta has been delegated to Circle Officers and D. Cs. The conversion work should be regularly carried out to secure rights over land and also to mobilise additional resources for the State.

4. Chapter X of Assam Land Revenue Regulation & Restoration of Tribal Land: This matter has been emphasised repeatedly. You should look up the comprehensive Circular dated 29th November 1989 on effective implementation of Chapter X. Also please make use of the latest amendment 164(B) authorising to take up cases against transfer and transferor of land in protected belts and blocks.

4.1. **Encroachment and Eviction** : Special watch on Protected Belts & Blocks. Lot Mandals/Patwaries should be made responsible for failure to report any NEW encroachment in Khas & Reserve land whether in or outside Protected Belts/Blocks.

5. **Land Revenue Collection** : For the 1989-90 target fixed was 75% of the correct demand and 50 % of the arrear collection by 30th June, 1990. Targets have to be achieved.

6. **Circle Offices and Mouza Offices Inspection** : Circular dated 5th December 1989 on Circle Inspection should be scrupulously followed; and all Circles must be inspected once in a 12-months period, preferably during winter.

Similarly, Mouzas should be got inspected once in a 12-months period.

7. **Transfer of agriculture land to non-agriculturists** : Executive Instructions No.6 have been amended and D. Cs and S.D. Os are advised to exercise caution before allowing transfer of agricultural land to non-agriculturists.

8. **M.N.P. House sites/Agricultural land** : Under the M.N.P. two schemes are under implementation One for the allotment of homestead land with a grant of Rs. 2,500/- and another revised Central Sector Scheme with a separate grant of Rs. 2,500/- for agricultural land. Under both these schemes, non-achievement of the target has been seriously viewed by the Central Government.

Continuous efforts are required to improve performance.

9. **Land Acquisition cases** : Deputy Commissioners will specially monitor the progress of land acquisition cases required by the Flood Control Department, "Irrigation Department, Defence, Rlys. and Border Roads Organisations."

10. **Cadastral Survey in N. C. Areas :** D. C., Dhemaji should make a time-bound programme of completing survey of the N. C. areas of Dhemaji district preferably within 2 years (by June/92).
11. **Settlement Operation :** Settlement operation has been continuing in erst-while Goalpara District (Dhubri, Kokrajhar, Goalpara and Bongaigaon) and erst-while Cachar District (Cachar, Karimganj and Hailakandi). All help and co-ordination should be organised so as to expedite and complete operation.
12. **Bakijai Cases :** Lots of Bakijai cases are lying unattended for years together at the District level due to engagement of Bakijai Officers in Miscellaneous work. It may be better to ask the Bakijai Officers to set apart atleast 3 days in a week for certificate cases disposal, freeing them from other odd jobs. Dates should be fixed accordingly to avoid infructuous fixing of date.
13. **Rural and Urban Land Ceiling :** Major work relating to Rural Land Ceiling is over. Only a few reference from the Higher Courts and/or from Government are to be attended. Urban land ceiling concerns only in Guwahati city which should be regularly monitored by the D. C. Kamrup.
14. **Wasteland Survey :** Wasteland Survey concerns Sonitpur District and may be one or two districts in future. These surveys are made with a view to preparing development plans to be financed by the National Mission on Wasteland Development on hundred percent financing basis by Government of India. Hence the importance of completing the task in a business like manner.
15. **Construction of Circle Office/Accommodation :** Many Revenue Circles are without own buildings. D. Cs/S. D. Os will keep 10 to 15 Bighas of land reserved for each such Circle and get Plan & Estimates ready so that Government may take up construction in a phase manner both for Circle Office as also accommodation for Officers.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSS. 288/81/4

Dated Dispur, the 2nd April, 1982

From : Shri S. N. Bhagawati, ACS, (R)
Under Secretary to the Government of Assam.

To

1. All Deputy Commissioners
2. All Sub-Divisional Officers

Sub. : Settlement of Government land with Corporations, Boards and other State Government undertakings and Transfer of Government lands to Central Government Departments/undertakings.

Sir,

I am directed to say that the present policy of the Government is that the Government lands when required by different Corporations, Boards and other State Government undertakings should be settled with them on realisation of the requisite premium fixed by the Government from time to time on certain terms and conditions as per rules to facilitate the requiring authorities to obtain loans and other financial assistance from the Banks and other recognised financial institutions. To the contrary, it has been noticed that the Deputy Commissioners and the Sub Divisional Officers in some cases have submitted proposals for allotment of land to the Corporation, Board etc. to Government only for which farther reference are to be made by the Government asking Deputy Commissioners and Sub Divisional Officers to resubmit the proposal for settlement indicating the present market value of the lands supported by Sale Statement prepared on the basis of last three years regd. Sale deeds of lands of the same class and utility of the locality.

In case of Central Government Departments/undertakings it is clarified that Government lands are not to be allowed nor settled with the Central Government Departments/undertakings, but the lands may be Transferred under "Land Transfer Rules" on realisation of the present market value of the land plus 25 years capitalised land revenue thereof.

Your are therefore, requested to note the above points while submitting proposals for settlement of land to Corporations, Boards etc. of the State Government and also for Transfer of Government lands to the Central Govt. Departments/undertaking etc. It is once again emphasized that along with the report on the present market value of the lands supported by sale-Statements of register deeds of last 3 consecutive years, other required and relevant information may also be invariably furnished. Trace maps and chitha copies of the lands are to be furnished in duplicate.

Receipt of this letter may please be acknowledged.

Yours faithfully,

Sd/- S. N. BHAGAWATI,
Under Secretary to the Government of Assam,
Revenue (S) Department, Dispur.

Memo No. RSS. 288/81/4-A

Dt. Dispur, the 2nd April, 1982

Copy to :-

1. All Settlement Officers.
2. The Director of Land Records, Assam, Guwahati, Bamunimaidan, Guwahati-21/Director of Land Requisition, Acquisition and Reforms, Ambari, Guwahati-1
3. All Branches of Revenue Department.

By order etc.,

Sd/- S. N. BHAGAWATI,
Under Secretary to the Government of Assam,
Revenue (S) Department, Dispur;

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS. 497/81/6

Dated Dispur, the 24th June, 1982

From : Shri S. N. Bhagawati, ACS
Under Secretary to the Government of Assam.

To

1. All Deputy Commissioners.
2. All Sub-Divisional Officers.
3. All Settlement Officers.

Sub. : Preservation of Ancient and Historical Monuments and places
of historical importance.

Sir,

In continuation of this Department's letter No- RSS.497/81/3, dated 17th September, 1981 on the subject cited above, I am directed to say that many historical old tanks and earthen ramparts might have either been levelled down or brought under cultivation or occupied in various ways at some places, which is a positive threat to the existence and preservation of the Historical remains of the State. Meanwhile, there are possibilities of giving settlement/allotment to private individuals/Government Departments/undertaking etc. on the bank and dry or shallow beds of old tanks or ramparts, as also on those places where even slightest evidence of relics, such as brick-bats potsherds and old-dress stone is traced.

(2) You are therefore, requested to make a prompt study in the matter and cause preparation of detailed village-wise lists of such old tanks and earthen ramparts etc., whether these are small or big in size, in good condition or badly damaged, having only slight trace of existence. While preparing such lists, no earth works of olden times should be left out and the Revenue Officials should see that the lists are correct and comprehensive with the names of the villages, dag No. extent of areas, etc. wherever slightest traces of old tanks, fortifications or any other ruins exist, these should be mentioned in the lists. The lists so prepared may be submitted to Government in duplicate at a very early date.

(3) You are further requested to submit a report in details regarding Allotment/Settlement of land at historical sites, if any, to Government, at the earliest. A report on feasibility of shifting of Government offices etc. if any, from the historical places may also please be furnished with.

The above instructions may be strictly followed.

Yours faithfully,

Sd/- S. N. BHAGAWATI,
Under Secretary to the Government of Assam,
Revenue (S) Department, Dispur.

Memo No. RSS. 497/81/6-A

Dt. Dispur, the 24th June, 1982

Copy forwarded to :-

1. Commissioners of Divisions.
2. Chairaman, Assam Board of Revenue, Gauhati-1.
3. The Director of Land Records, Assam, Bamunimaidam, Gauhati-21.
4. The Director of Land Requisition, Acquisition & Reforms, Assam, Gauhati-1:
5. Secretary to the Government of Assam, Education (CXM) Deptt.
6. Director, Archaeology and Museum, Gauhati with reference to his letter Eo. ASM. 53/Gen/82-83/11, dated 7th April 1982.

By order etc.,

Sd/- S. N. BHAGAWATI,
Under Secretary to the Government of Assam,
Revenue (S) Department, Dispur.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

No. RSS.604/82/2

Dated Dispur, the 23rd November, 1982

From : Shri J. N. Changkakati, IAS
Secretary to the Government of Assam.

To

All Deputy Commissioners/Sub-Divisional Officers/Settlement
Officers of Plains Districts.

Sub. : Special programme for utilisation of alluviated land for productive
purposes and prevention of encroachment there-from.

Sir,

I am directed to say that with the flood water receding in the Brahmaputra and the other rivers in the State, large tracts of land have been alluviated above the surface of the water at many places along the rivers every year. Some of the tracts are fairly sizeable. Whenever such lands have emerged close to towns villages and neighbourhood areas, large scale encroachment is taking place unhindered. Although seasonal, such encroachment poses various problems including crime and pollution and other problems.

There is great scope in this State for bringing these alluviated lands under cultivation by adopting a special programme for effective utilization of the lands for productive purposes. The Agriculture Department may render necessary help and guidance in formulating schemes for optimum utilization of alluviated land for productive purposes. You are, therefore, requested to initiate special programme in consultation with the local Agricultural Officers and through the Panchayat Organisation. For this purpose you may make temporary allotments of such alluviated land suitable for temporary cultivation to eligible and bonafide landless cultivators of the neighbourhood areas. T. B. Revenue should also be Charged from the allottees.

Government desire that you should try to utilise all such alluviated lands for suitable crops. In any case, it is once again urged that encroachment on such lands like other Government lands may be prevented totally. Receipt of this letter may please be acknowledged.

Yours faithfully,

Sd/- J. N. CHANGKAKATI,
Secretary to the Govt. of Assam,
Revenue (S) Department.

Memo No. RSS. 604/82/2-A Dt. Dispur, the 23rd November, 1982

Copy forwarded to :-

1. The Secretary to Adviser (SS) to Governor of Assam with reference to letter No. ADV (SS) 16/82/142, dated 6th November, 1982 for favour of Adviser (SS)'s appraisal.
2. The Commissioners of Divisions.
3. The Chairman, Assam Board of Revenue, Gauhati.
4. The Secretary to the Govt. of Assam, Agriculture Deptt. He is requested to issue suitable instructions to field level Agriculture Officers to render necessary help to D. C's and S. DO's in the matter.
5. The Secretary to the Govt. of Assam, P &-C. D. Department for information and necessary action.
6. The Director of Land Records, Assam, Bamunimaidun, Gauhati-21
7. The Director of Land Requisition, Acquisition and Reforms Assam, Gauhati-1.

By order etc.,

Sd/- J. N. CHANGKAKATI,
Secretary to the Government of Assam,
Revenue (S) Department, Dispur,
2nd April, 1982.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS.368/81/Pt/165

Dated Dispur, the 31st March, 1983

- From : Shri J. N. Changkakati, IAS,
Secretary to the Government of Assam.
- To : 1. The Deputy Commissioner, Kamrup, Gauhati.
2. The Settlement Officer, Kamrup, Gauhati.
- Sub. : Implementation of the Scheme of Social Forestry in Govt. lands
in the hills of Gauhati City.
- Ref. : Govt.'s letter No. RSS' 114/65/7, dated 19th October, 1965

Sir,

I am directed to say that the question of afforestation and planting of trees in the Govt. lands like PGRs & VGRs and on the Hills particularly of Greater Gauhati and the Gauhati city has been engaging the attention of the Government for some time past and Government have already issued instruction as contained in letter No. RSS.114/65/7 dated 19th October 1965 (copy enclosed).

It is now felt necessary that the Government lands in Greater Gauhati particularly those on the Hills be planted by the Forest Department who should be given free access on such lands for planting trees-under afforestation Scheme etc.

The guidelines issued under this Department's letter No. RSD. 11/8021 dated 23rd February, 1982 in respect of PGRs and VGRs land may be strictly followed while allowing afforestation on such lands by the Forest Department also.

Kindly acknowledge receipt of this letter.

Yours faithfully,

Sd/- J. N. CHANGKAKATI,
Secretary to the Govt. of Assam,
Revenue (S) Department.

Memo No. RSS.368/81/Pt/165-A Dated Dispur, the 31st March, 1983

Copy forwarded to :-

1. Forest Department, Dispur.
2. The Director of Land Records, Assam, Bamunimaïd an, Gauhati.
3. The Chief Conservator of Forest, Assam, Rehabari, Gauhati-8.

By order etc.,

Sd/- J. N. CHANGKAKATI,
Secretary to the Govt. of Assam,
Revenue (S) Department, Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
DEVELOPMENT BRANCH**

No. RSD.36/79/84

Dated Dispur, the 30th July, 1983

- From : Shri J. N. Changkakati, IAS.
Special Secretary to the Government of Assam.
- To : The Additional Deputy Commissioner (Revenue)
Guwahati/Dispur/Tezpur/Dibrugarh/Lakhimpur/Nagaon.
- Sub. : Creation of the posts of Additional Deputy Commissioners
(Revenue) for effective implementation of the Chapter-X of Assam
Land and Revenue Regulation, 1886 detailed guidelines
regarding.
- Ref. : 1. This Departments Letter No. RSD. 16/82/9,
dated 30th December, 1982.
2. This Department's letter No. RSD. 16/02/10,
dated 30th December, 1982.

Sir,

I am directed to say that Government have since issued many instructions in regard to the effective implementation of the legal provision, contained in the Chapter-X of Assam Land and Revenue Regulation, 1886 as amended to safeguard the interest of the certain classes of Backward people. Contrary to the legal provisions and Governments instructions thereon many irregularities such as alienation of lands by way of transfer, exchange, lease, gift, purchase and registration of documents have been reported to have been executed infavour of under serving non-protected classes in Tribal Belts and Blocks.

2. With a view to implementing the legal provision. contained in the Chapter-X of A. L. R. R., 1186. more effectively, 6 (six) posts of Additional Deputy Cotnmissioners (Revenue) have been created exclusively to deal with the provisions of the Chapter-X of the said Regulation. The Additional Deputy Commissioners (Revenue) so posted

in the different head quarter will be primarily responsible for implementation of the legal provisions and answerable to Government for any infringement of law in the Tribal Belts and Blocks.

3. While discharging their duties, the Additional Deputy Commissioners (Revenue) are to follow the legal provisions in the Chapter-X of Assam Land and Revenue Regulation and rules framed thereunder and Government's instructions issued from time to time to that effect. The latest Government instructions as to the procedure for implementation of the provisions of the Chapter-X have been issued vide letter No. RSD. 16/82/9; dated 30th December, 1982 and No. RSD.16/82/10, dated 30th December, 1982. In addition to these, the following instructions may be strictly followed :-

- (a) Strong vigilance as to the total prevention of encroachment in Tribal Belts and Blocks be kept by the Addl. Deputy Commissioners (Revenue) within their jurisdiction.
- (b) A time bound programme is to be prepared by the Addl. Deputy Commissioners (Revenue) for ejection of all in eligible persons in Tribal Belts and Blocks under Section 165 of the Chapter-X of A.L.R.R., 1886 in the spirit of the latest Govt's policy of eviction conveyed vide letter No. RSS..707/79/Pt.-II/25 dated 27th November, 1981 and reiterated vide Govt's letter No. RSD. 16/82/10 dated 30th December, 1982. Quarterly progress reports in prescribed proforma as asked for vide letter No. RSD.16/82/10 dated 30th December, 1982 are to be submitted regularly.
- (c) Effective measures be taken for restoration of alienated land to the original patta holders in Tribal Belts and Blocks.
- (d) Transfer and alienation of lands in Tribal Belts and Block except in the manner provided in the Chapter-X of Assam Land and Revenue Regulation, 1886 as amended to in-eligible persons be prevented totally.
- (e) In case of transfer and alienation of patta lands already mutated in favour of ineligible persons in violation of the Chapter-X, steps for cancellation of such mutations may be taken in consultation with the respective Deputy Commissioners.
- (f) Addl. Deputy Commissioners (Revenue) are to prepare list of genuine and land-less persons in each of the Belts and Blocks

under their jurisdiction separately one for protected classes and the other for eligible non-protected classes for consideration of their cases for allotment/settlement of land with them in accordance with land settlement policy of the Govt. in due course.

- (g) A separate Register for flood and erosion affected people in tribal Belts and Blocks whose patta lands have been eroded away is to be prepared and action taken as per guidelines given vide letter No.RSG. 216/68/8 dated 16th January, 1989 keeping in view the provisions of Chapter-X.
- (h) Progress reports as asked for vide No.RSD.16/82/9, dated 30th December, 1982 may be submitted regularly.
- (i) Steps may be taken to implement the recommendation of the Committee Report for welfare of S. Ts. and S. Cs. 1976.
- (j) A time-bound programme fixing Targets and showing financial involvement may be prepared immediately and submitted to the Director of Land Records, Assam and to the Government.

It is mentioned here that the list of protected classes as notified in 1947 are not same in all the 41 Tribal Belts and Blocks in the State. Nepali cultivator-Graziers were included as protected class under Chapter-X upto 27th June, 1969 in all the Tribal Belts except in Balipara and Abor-Misimi Tribal Belts. In those two belts, Nepali Cultivator Graziers were never protected class. The status of Nepali Cultivator Graziers in the Tribal Belts and Blocks has been explained in Government letter No. RSD.12/80/5, dated 30th October, 1980 and reiterated vide letter No.RSD.12/80/16, dated 27th June, 1983.

It has been reported that many persons on the strength of the certificate they procured from many organisation claim to their being a protected class of people and seek benefits in Tribal Belts and Blocks. In this connection, it is clarified that, the communities as recognised by Government as Plains Tribals, Hill Tribal vide Government letter No.Ex/Misc/154/49/80, dated 12th October, 1980 are only entitled to protection in the Tribal Belts and Blocks. In respect of Scheduled Castes, sub-castes as enumerated in Government letter No.AAP.78/50/11, dated 28th

February 1950 are entitled for protection. No other sub-castes coming from outside the State are entitled to get benefit in the Tribal Belts and Blocks.

In this connection Government of India's letter No. BC:12025/376-SCT-1, dated 29th March 1976 may be referred to (copy enclosed).

A Compendium of circulars on Tribal Belts and Blocks and other relevant documents are appended herewith for ready reference.

The receipt of this letter may kindly be acknowledged.

Yours faithfully,

Sd/- J. N. CHANGKAKATI,
Special Secretary to the Govt. of Assam,
Revenue (S) Department.

Memo No. RSD.30/79/84-A

Dated Dispur, the 30th July, 1983

Copy forwarded to :-

1. The Commissioner of Divisions.
2. Chairman, Assam Beard of Revenue, Guwahati.
3. The Secretary to the Govt. of Assam, Department of Personnel and A. R. Personnel (A) Gauhati-6.
4. The Secretary to the Govt. of Assam, Deptt. of Welfare of Plains Tribes, etc. Gauhati-6.
5. The Deputy Commissioner, Kamrup/Goalpara/Kokrajhar/Dhubri/Barpeta/Mangaldoi/Darrang/Lakhimpur/Dibrugarh/Nowgong.
6. The Sub-divisional Officer, Marigaon/Nalbari/Udalguri/Jonai/Dhemaji/Sadiya/Tinsukia.
7. The Director of Land Records, Assam, Bamunimaidam, Gauhati-21.
8. The Director of Land Requisition, Acquisition and Reforms, Assam, Guwahati-1.

By order etc.,

Sd/- J. N. CHANGKAKATI,
Special Secretary to the Govt. of Assam,
Revenue (S) Department, Dispur.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
DEVELOPMENT BRANCH

No. RSD.1/84/12 Dated Dispur, the 21st February, 1984

From : Shri N. C. Das, A.C.S.,
Deputy Secretary to the Government of Assam.

To : The Deputy Commissioner, Dhubri/Gauhati/Mangaldoi/
Dibrugarh/Tezpur/Goalpara/Kokrajhar/Nagaon.

Sub. : Spot study of the Committee on Welfare of Scheduled Castes
and Scheduled Tribes of Assam Legislative Assembly in the
month of January, 1984.

Ref. : This Department letter No.RSD.16/82/10, dt. 30th December,
1982 and letter No.RSD. 36/79/84, dated 30th July 1983.

Sir.

With reference to the letters quoted above on the subject indicated I am directed to say, that for removal of encroachments in Tribal Belts/Blocks and for cancellation of the mutations granted to non-tribals therein you are requested once again to take effective steps in implementation of Chapter-X of A.L.R.R., 1886 and to submit a report in details to this Department in due course for necessary action.

This may kindly be treated as most urgent.

Yours faithfully,

Sd/- N. C. DAS,

Deputy Secretary to the Govt. of Assam,
Revenue (S) Department., Dispur.

Memo No. RSD.1/84/12-A

Dated Dispur, the 21st February, 1984.

Copy forwarded for information and necessary action to :-

1. The Director of Land Records, Assam, Bamunimaidan, Gauhati-21.
2. The Director of Land Requisition, Acquisition and Reform, Assam, Gauhati-1.
3. The Deputy Secretary to the Government of Assam, Revenue (L. R.) Department Dispur.
4. The Deputy Secretary, Assam Legislative Assembly, Dispur.

By order etc.,

Sd/- N. C. DAS,

Deputy Secretary to the Govt. of Assam,
Revenue (S) Department., Dispur.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
DEVELOPMENT BRANCH

No. RSD.1/86/2

Dated Dispur, the 4th January, 1986

From : Shri A. K. Chakraborty, ACS,
Deputy Secretary to the Govt. of Assam.

To : The Deputy Commissioner

Sub. : Survey of VGR, PGR and Chars for removal of encroachers.

Sir,

I am directed to say that it was observed that there is considerable encroachments on VGRs, PGRs and also in Char areas. A survey of these areas should be undertaken with a view to removing encroachments. At the same time the vacant areas should be covered by afforestation under the social forestry programme. High priority should also be given to avoid further unauthorised occupation of Govt. land with simulteneous attention to removal of encrochments in a systematic manner.

I am therefore, to request you kindly to take immediate necessary action for surveying the areas for the purpose and steps may also be taken for checking further encroachments on VGR/PGR and Char areas urgently.

Action taken in the matter may kindly be reported to Government immediately.

Yours faithfully,

Sd/- A. K. CHAKRABORTY,
Deputy Secretary to the Govt. of Assam,
Revenue (S) Department., Dispur.

Memo No. RSD.1/86/2-A

Dated Dispur, the 4th January, 1986

Copy forwarded :-

1. The Director of Land Records, Assam, Bamunimaidan, Gauhati-21.
2. Commissioner, Upper Assam Division, Jorhat.
3. Commissioner, Hills Divisions Beltola road.
4. Commissioner, Lower Assam Division, Gauhati.
5. Commissioner, Northern Assam Division, Tezpur.
6. P. S. to Minister, Revenue, Assam, Dispur.
7. P. S. to Chief Minister, Assam Dispur.
8. P. S. to Chief Secretary, Govt. of Assam, Dispur.
9. All Branches of Revenue Department.
10. Administrative Reforms Department.

By order etc.,

Sd/- A. K. CHAKRABORTY,

Deputy Secretary to the Govt. of Assam,

Revenue (S) Department., Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
DEVELOPMENT BRANCH**

No. RSD.II/80/Pt-I/60

Dated Dispur, the 29th January, 1986

From : Shri A. K. Chakraborty, ACS,
Deputy Secretary to the Govt. of Assam.

To : (1) The Deputy Commissioner,
(2) The Sub-Divisional Officer.

Sub. : Social Forestry in P. G. Rs/V. G. Rs.

Ref. : This Deptt. letter No. RSD:11/89/21 dated 23rd February'82, No. RSD.1/86/7, dt.25th January, 86, No. RSD. 1/86/2, dt. 4th January, 86.

Sir,

I am directed to refer to this Department letters quoted above on the subject and to say that VGRs and PGRs should be covered by afforestation under the Social Forestry Programme. As such, the Social Forestry Department may be allowed to start plantation in the VGRs and PGRs under the Social Forestry Scheme immediately. For this purpose no formal delivery of the possession to the Forest Department is necessary.

I am, therefore, to request you kindly to take immediate necessary action for starting afforestation in the VGRs and PGRs accordingly.

Yours faithfully,

Sd/- A. K. CHAKRABORTY,
Deputy Secretary to the Govt. of Assam,
Revenue (S) Department., Dispur.

Memo No. RSD.II/80/Pt-I/60-A Dated Dispur, the 29th January, 1986

Copy for information and necessary actions to :-

1. The Chief Conservator of Forest, Social Forestry, Assam, Rajgarh, Guwahati-3.
2. P. S. to Minister Revenue for M. Rs perusal please.
3. The Director of Land Records Assam, Bamuniraidan. Guwahati- 21,
4. The Commissioner of Divisions
5. All Branches of Revenue Department
6. Forests Department. Dispur

By order etc.,

Sd/- A. K. CHAKRABORTY,
Deputy Secretary to the Govt. of Assam,
Revenue (S) Department., Dispur.

(148)

W. T. MESSAGE/CRASH

27th February, 1986

FROM : SECRETARY REVENUE DISPUR

TO : ALL DEPCOMS AND ALL SUBDIVISIONALS

NO. RSS 1148614 (.) IT HAS COME TO THE NOTICE OF THE GOVERNMENT THAT THERE BEEN LARGE SCALE ENCROACHMENTS AND GRABBING ON THE GOVERNMENT WASTE LAND PGR AND VGR INCLUDING PRIVATE LANDS IN ORGANISED MANNER IN CERTAIN PARTS OF THE STATE (.) ENCROACHMENTS IN ANY MANNER SHOULD NOT BE ENCOURAGED AND SHOULD BE DEALT WITH FIRMLY SO AS TO PREVENT SUCH ENCROACHMENT IN FUTURE (.) MEASURES UNDER PROVISIONS OF RULE 18 OF THE SETTLEMENT RULES AND UNDER SECTION 165 OF CHAPTER-X (TEN) FOR GENERAL AND TRIBAL BELTS/BLOCKS AREAS RESPECTIVELY SHOULD BE TAKEN (.) TO PREVENT ENCROACHMENTS ON SUCH LANDS INCLUDING PRIVATE LANDS IN ORGANISED MANNER PROHIBITING ACTION UNDER THE PROVISIONS OF INDIAN PENAL CODE AND CODE OF CRIMINAL PROCEDURE SHOULD BE TAKEN (.)

Memo No. RSS.114/86/14-A

Dated Dispur, the 27th January, 1986

Copy forwarded to:-

1. The O/C, A.P.R.O., Dispur, Guwahati - 6 with the request to transmit the above message immediately.
2. The Commissioners of Divisions.
3. The Director of Land Requisition, Acquisition & Reforms. Assam. Guwahati-1.
4. The Director of Land Records, Assam. Bamunimaidan, Guwahati-21.
5. The Director of Land Requisition Acquisition & Reforms. Assam. Guwahati-1.
6. The Secretary to the Govt. of Assam. political Department.
7. The Secretary to the Govt. of Assam, Forest Department.
8. The Secretary to the Govt. of Assam. P.W. Department.
9. All Deputy Commissioners/Sub-Divisional Officers in confirmation.
10. All proches of the Revenue Department.
11. political (B) Department.

By order etc.,

Sd/- D. N. BHATTACHARJYA,
Secretary to the Govt. of Assam,
Revenue (S) Department.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
DEVELOPMENT BRANCH
ORDERS BY THE GOVERNOR
NOTIFICATION

Dated Dispur, the 29th April, 1985

No.RSD.1/85/17-In exercise of the powers conferred by Sub-section (2) of Section 160 of the A.L.R.R. 1886 (Regulation-I of 1886) as amended from time to time, Government is pleased to include indigenous Koch Rajbanshis of Dhubri, Kokrajhar and Goalpara districts in the list of classes entitled to protection contemplated in sub-section (1) of the said section of the Regulation as envisaged under Chapter-X of the A.L.R.R. 1886 with immediate effect and until further orders.

Sd/- R. DUTTA,

Special Secretary to the Govt. of Assam,
Revenue (S) Department.

Memo No. RSD.1/85/17-A

Dated Dispur, the 29th April, 1985

Copy forwarded to necessary action to :-

1. The Chief Secretary to the Government of Assam. Dispur.
2. The Commissioners of Divisions. Assam.
3. The Deputy Commissioners/Sub-Divisional Officers, Goalpara, Dhubri and Kokrajhar.
4. The Director of Land Records, Assam, Bamunimaidan, Guwahati-21.
5. The Deputy Secretary to the Government of Assam.
6. The Deputy Secretary to the Government of Assam, W.P.T. & B.C. Department.
7. The Director of Land Requisition. Acquisition & Reforms, Assam, Guwahati-1.
8. The Settlement Officer, Dhubri.
9. Superintendent, Assam Government Press, Guwahati - 21, for publication in the Gazette and supply of 100 copies of the notification immediately.
0. P.S. to the Minister of Revenue/Minister of State, Revenue Assam, Dispur.

By order etc.,

Sd/- N. C. DAS,

Deputy Secretary to the Govt. of Assam,
Revenue (S) Department., Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSS.322/85/184

Dated Dispur, the 8th July, 1986

From : Shri M. C. Das, ACS,

Deputy Secretary to the Govt. of Assam.

To : All Deputy Commissioner
All Sub-Divisional Officer.

Sub. : Exemption on transfer of agricultural land to Oil India Ltd. and
O.N.G.C. for exploration/Extraction of Oil and other natural resources.

Ref. : Government letter No. RSD. 19/85/1 dated 27th Decemcr'85.

Sir,

In inviting a reference to this Departments letter quoted above, I am directed to say that the Oil India Ltd. and the ONGC sometimes purchase agricultural land from private party/parties for exploration/Extraction of Oil and other natural resources. As per national Policy/Programme, the Oil India Ltd. and the ONGC are Government of India Organisations. As such Government have now decided and authorise the respective D. C.s to grant permission for purchase of agricultural land through negotiation for the purpose of exploration/extraction of Oil from private individual, if, the D.Cs find the Cases to be of genuine nature, when approached.

You are, therefore, requested to process the proposal accordingly and to follow the instructions strictly. The receipt of this letter may please be acknowledged.

Yours faithfully,

Sd/- M. C. DAS,

Deputy Secretary to the Govt. of Assam,
Revenue (S) Department., Dispur.

Copy to :-

1. P. S. to the C. M. Assam Dispur.
2. P. S. to M. R. Assam Dispur,
3. P. S. to C. S. Assam Dispur.
4. All Divisional Commissioners Assam.
5. All branches of Revenue Department.

By order etc.,

Sd/- M. C. DAS,
Deputy Secretary to the Govt. of Assam,
Revenue (S) Department, Dispur.

GOVERNMENT OF ASSAM
REVENUE (REFORMS) DEPARTMENT
GENERAL BRANCH

NOTIFICATION

Dated Dispur, the 16th May, 1987

No. RRG.84/86-In exercise of the powers conferred by the proviso of Section 9 of the Assam Alienation of Land (Regulation) Act, 1980, the Governor of Assam is pleased to delegate the power of Collector to all Deputy Commissioners and Sub-Divisional Officers (except Sadar Sub-divisional Officers) of plain Districts of Assam so far as the Assam Alienation of Land (Regulation) Act, 1980 and Rules framed thereunder are concerned with immediate effect.

Sd/- B. M. HAZARIKA,
Secretary to the Govt. of Assam,
Revenue Department., Dispur.

Memo No. RRG.84/86-A

Dated Dispur, the 16th May, 1987

1. The Accountant General, Assam, etc. Shillong - 1.
2. P. S. to Chief Minister, Assam.
3. P. S. to Minister, Revenue, Assam.
4. All Commissioners of Divisions.
5. P. S. to Ministers/Minister of State, Assam.
6. The Deputy Secretary to the Governor of Assam, Guwahati.
7. P. S. to Chief Secretary, Assam.
8. All Deputy Commissioners/Sub-Divisional Officers/Settlement Officers
9. All Departments of Assam Secretariat.
10. All Heads of the Department's, Government of Assam.
11. The Supdt. Assam Govt. Press, Barnunimaidan, Guwahati - 21.
With request to publish the notification in the next issue of the Assam Gazette and submit 100 copies thereof early.

By order etc.,

Sd/- B. M. HAZARIKA,
Secretary to the Govt. of Assam,
Revenue Department., Dispur.

**GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH**

No. RSR.9/88/Pt-II/28

Dated Dispur, the 23rd October, 1989

From : Shri D.K. Gangopadhyay, IAS. Commissioner & Secretary to the Government of Assam.

To : (1) All Deputy Commissioners
(2) All Settlement Officers.
(3) All Sub-Divisional Officers.
(Except Karbi Anglong & N.C. Hills districts).

Sub. : Fixation of rates of premium on conversion of Annual Patta lands into periodic pattas.

Sir,

In modification of the earlier Govt's orders communicated vide Government letters No.RSS,98/65/5 dated 29th July 1966 and No. RSS.34/70/21 dated 4th September 1970, the Governor of Assam is pleased to revise and refix the rates of premium on conversion of Annual Patta lands into periodic pattas as shown below :-

(1) On conversion of Annual Patta lands into periodic in Guwahati City.

(a) For residential purpose At 50% of the prevailing market price of the land.

(b) For trade, commerce or industry purposes. At 75% of the prevailing market price of the land.

(2) On conversion of Annual Patta lands into periodic in all Municipal and Revenue towns :-

(a) For residential purpose At 30 % of the prevailing market price of the land. (as fixed earlier).

(b) For trade, commerce or industry purposes. At 50 % of the prevailing market price of the land. (as fixed earlier).

(3) On conversion of Annual Patta lands into periodic within the radius of 10 Kms from the periphery of Guwahati City and within the radius of 3 Kms from the periphery of any other Municipal or Revenue town :-

- | | |
|--|--|
| (a) For residential purpose | At 35% of the prevailing market price of the land. |
| (b) For trade, commerce or industry purpose. | At 50% of the prevailing market price of the land. |
| (c) For agricultural purpose | At 30% of the prevailing market price of the land. |

(3) On conversion of Annual Patta lands into periodic in other rural areas :-

- | | |
|---|---|
| (a) For residential purpose | Rs.20.00 (Rupees twenty) only per bigha. |
| (b) For trade, commerce or industry purposes. | At 50% of the prevailing market price of the land (as fixed earlier). |
| (c) For agricultural purposes | Rs.5.00 (Rupees five) only per bigha (as fixed earlier). |

These rates come into force with effect from the date of issue of this order.

Yours faithfully,

Sd/- D. K. GANGOPADHYAY,
Commissioner & Secretary to the Govt. of Assam,
Revenue (S) Department.

Memo No. RSR.9/88/Pt.-II/28-A Dated Dispur, the 23rd October, 1989

1. The Chairman, Assam Board of Revenue, Guwahati-1.
2. The Commissioner, Lower Assam Division, Guwahati-1/upper Assam Division, Jorhat-I/North Assam Division, Tezpur/Hills & Barak Valley Division, Dispur.
3. The Planning & Dev. Commissioner Dispur.
4. The Finance Commissioner, Dispur.
5. The Director of Land Records, Assam, Bamunimaidan, Guwahati-21.
6. The Addl. D. L. R. Assam, Bamunimaidan, Guwahati-21.
7. The Asstt. D. L. R. Assam, Bamunimaidan, Guwahati-21.
8. The Principal, Assam Survey & Settlement Training Centre, Dakhingaon, Guwahati-28.
9. The P. S. to Minister, Revenue, Dispur.

By order etc.,

Sd/- **D. K. GANGOPADHYAY,**
Commissioner & Secy. to the Govt. of Assam,
Revenue (S) Department.

GOVERNMENT OF ASSAM
REVENUE (SETTLEMENT) DEPARTMENT
SETTLEMENT BRANCH

NOTIFICATION

Dated Dispur, the 12th July, 1990

No. RSD 1/85/29.- In exercise of the powers conferred by SubSection (2) of Section 160 of the Chapter-X of the Assam Land and Revenue Regulation, 1886 (as amended), the Government is pleased to include the indigenous Koch-Rajbongshis of the Bongaigaon district in the list of the protected classes of persons entitled to protection under the Chapter-X of the Regulation in the protected Belts and Blocks of the district.

Yours faithfully,

Sd/- D. K. GANGOPADHYAY,
Commissioner & Secy. to the Govt. of Assam,
Revenue (S) Department.

Memo No. RSD 1/85/29-A

Dated Dispur, the 12th July, 1990

Copy forwarded to-

1. The Chief Secretary to the Govt. of Assam, Dispur.
2. The Commissioners of Divisions.
3. The Commissioner & Secy. to the Govt. of Assam, Welfare of Plains Tribes & Backward Classes, Dispur.
4. The Director of Land Records, Assam, Bamunimaidan. Guwahati-1
5. The Director of Land Requisition, Acquisition & Reforms, Assam, Ambari, Guwahati-1.
6. All Deputy Commissioners.
7. All Sub-Divisional Officers.
8. All Settlement Officers.
9. The Principal, Assam Survey and Settlement Training- Centre, Dakhingaon, Guwahati-28.
10. The Supdt. Assam Govt, Press, publication of the Notification in the Assam Gazette and supply of 100 Copies to this Department.

By order etc.,

Sd/-D. K. GANGOPADHYAY,
Commissioner & Secy. to the Govt. of Assam,
Revenue (S) Department.

PART-II

**REVENUE DEPARTMENT
(REFORMS BRANCH)**

COPY
GOVERNMENT OF ASSAM
REVENUE (REFORMS) DEPARTMENT
TENANCY BRANCH

No.RRT.199/75/179

Dated Dispur, the 18th March, 1982

OFFICE MEMORANDUM

Attention of the Government has been drawn to ambiguity prevailing in the matter of settlement of acquired ceiling surplus land due to issue of letter No.RRT.171/75/Pt/35, dated 27th August, 1975, No.RSS. 117/76/196, dated 4th July, 1979 and RSS. 170/81/2, dated 29th April, 1981, the matter was also discussed in the working Group for Revenue matters during the Deputy Commissioner/S.D.Os conference of 15th and 16th February, 1982. In order to remove the doubts, the following further instructions are hereby issued for further guidance :-

(1) There are apparent differences between the settlement of vested land under the Assam Fixation of Ceiling on Land Holdings Act, 1956 and Government waste land. The settlement of the acquired ceiling surplus land will be governed by the statutory provisions, viz. Section 16 and Section 17 of the Assam Fixation of Ceiling on Land Holdings Act, 1956. Section 16 read with Rule 16 (1) (b) as amended cast an obligation on Collectors to settle the vested land with the cultivating tenants in occupation, if there be any. The vested land which has, however, not been disposed of under Section 16, shall be at the disposal of Government for settlement under Section 12 of Assam Land Revenue and Regulation as per provisions under Section 17 of the Assam Fixation of Ceiling on Land Holdings Act, 1956.

(2) In order to achieve the objective of speedy settlement of acquired ceiling surplus land, Government had earlier issued a note on Land Policy under letter No. RRT. 199/75/52, dated 9th October, 1975 which obviously superceded the provisions instruction No. RRT. 171/75/Pt/35, dated 27th August, 1975. The said note on land policy clearly laid down the procedure to be followed in the matter of distribution of acquired ceiling surplus land with fresh allottees as well as with the occupying cultivating tenants. It was made clear that a cultivating tenant over acquired ceiling surplus land is eligible to get settlement and till this process is completed, it was proposed to issue a certificate of allotment to them.

(3) In pursuance of the note on land policy allotment certificates were issued initially to tenants for an area upto 9 bighas following Government's W.T. Message No.RRT. 144/75, dated 17th July, 1975 and No.RRT.144/75, dated 19th July, 1975. The aforesaid instruction clearly stated that a certificate for allotment should be given to tenants occupying tenanted vested land where settlement under Section 16 had not been given on realisation of premium for the present till they obtain settlement and the Ceiling Act. Subsequently, Government also clarified under letter No.RRT.169/75/Pt/36, dated 12th January, 1977 that a cultivating tenant in occupation shall be entitled to get allotment of land under his occupation to the extent of ceiling limit inclusive of his other land. Thus the procedure for issue of allotment certificate to tenants was only a stop gap arrangement till formal settlement is given under Section 16 of the Assam Fixation of Ceiling on Land Holdings Act, 1956.

(4) As the provisions under Section 16 of the Assam Fixation of Ceiling on Land Holdings Act, 1956 are strictly confined for the cultivating tenants only and as there was no specific provision for settlement of acquired ceiling surplus land with the non-cultivating tenants. Government had to issue another instruction under letter No. RRT.81/74/Pt/19, dated 26th July, 1977 outlining the procedure to be followed for settlement homestead land under occupation of the non-agricultural tenants under Section 17 of the aforesaid Act.

(5) It may so happen that the cultivating tenants in the meantime had transferred his holding which may necessitate the settlement of the acquired ceiling surplus land with the transferee. All such cases should be brought to the notice of Government before offering settlement with full facts.

(6) In the light of what has been stated above, immediate steps should be taken to grant settlement to cultivating tenants in actual occupation of the land, subject to ceiling limit under Section 16 of the Act in so far as their land falls outside 12.80 K.M. (8 Miles) from the erstwhile Gauhati Municipal peripheral area and 3.20 K.M. (2 Miles) of the peripheral areas of any other Municipal or Revenue Towns as the case may be.

Separate instruction will follow in respect of land ceiling within the above town areas, Government instruction communicated under letter No.RSS.117/76/196, dated 4th July, 1979 should be strickly adhered to.

Sd/- P. K. DUTTA,
Secretary to the Govt. of Assam,
Revenue Department.

Memo No.RRT.199/75/179-A Dated Dispur, the 18th March, 1982

Copy to :-

1. The Commissioner, Lower Assam Division, Guwahati for favour of information.
2. The Commissioner, Upper Assam Division, Jorhat for favour of information.
3. The Commissioner, Hills Division, Basistha Road, Gauhati for favour of information.
4. (All) Deputy Commissioner.
5. (All) Sub-Divisional Officer.
6. The Director of Land Records, Assam, Gauhati.
7. The Director of Land Reqn., Acqun. and Reforms, Assam, Gauhati-1.
8. Revenue (Settlement) Department.
9. Revenue (L.R.) Department.
10. Guard File and concerning Assistants.

By Order etc.,
Sd/- (B. R. MAZUMDAR)
Under Secretary to the Govt. of Assam,
Revenue (Reforms) Department.

GOVERNMENT OF ASSAM
REVENUE (REFORMS) DEPARTMENT
TENANCY BRANCH

No.RRT.31/83/32

Dated Dispur, the 2nd April, 1984

To : The Deputy Commissioner, Kamrup, Guwahati.

Sub : Allotment/Settlement of land under the Assam State Acquisition of lands Belonging to Religious or Charitable Institutions of Public Nature Act, 1959.

Sir,

I am directed to refer to your letter quoted above and to say that Government letter No.RRT.171/75/Pt/35, dated 27th August, 1975 has referred to allotment/settlement of land acquired under the Assam Fixation of Ceiling on Land Holdings Act, 1956 as amended up-to-date while the cases of Shri Pradip Kumar Hazarika and Shri Mohan Ch. Gogoi and others relate to land acquired and settled under Section 15 (a) of the Assam State Acquisition of Lands Belonging to Religious or Charitable Institutions of Public Nature Act, 1959.

Here it may be pointed out that land acquired under the Religious or Charitable Institution of Public Nature Act has a different status as the land so acquired did not vest in the State free of encumbrance so far as rights of a rayat whether agricultural or non-agricultural tenant are concerned. [Sec. 3(1) of the Act read with Sec. 2(c).]

It has been provided under Sec. 1(2) of this Act (Religious or Charitable Institution Act) that it extends to the whole of Assam, Unlike the Ceiling Act it adopts a separate definition of land which does not confine to land meant for agriculture or purposes subservient thereto. Similarly the definition of tenant under Religious or Charitable Institution of Public Nature Act includes both agricultural or non-agricultural tenant.

If may be mentioned here that on acquisition of land under Section 3(1) of the Assam State Acquisition of Lands Belonging to Religious or Charitable Institution of Public Nature Act, 1959, the State stepped into the shoes of the institutions ; but the rights of the rayats will continue under the Government. In absence of expressed provision in the Rent Laws for the time being in force in 1959 (Temporarily Settled Districts) Tenancy Act, 1935 and Assam Non-agricultural Urban Areas Tenancy Act, 1955; as amended) the rayats in non-agricultural areas of towns/civil stations shall

device their rights by way of contracts, agreements/court decrees etc. Length of possession and rent receipts are very much material in this regard.

Section 15 of the Act which inter alia provides, "where the land acquired under this Act is in occupation of a rayat on the date of Notification under Section 3" read with Section 3(1) and 2 (c) of the Assam State Acquisition of Lands Belonging to Religious or Charitable Institution of Public Nature Act, 1959 makes it amply clear that this Act endeavours to give settlement of land to all classes of rayats agricultural and non-agricultural. Naturally, Assam (T.S.A.) Tenancy Act, 1971 does not allow recording of Tenancy in non-agricultural town areas. Mention of Tenancy Act, 1971 in Section 15(a) of Religious or Charitable Institution of Public Nature Act, 1959 is therefore only the standard to determine the Status of tenant whether occupancy or non-occupancy in non-agricultural town areas by length of their possession.

Therefore, subject to ceiling limit under Urban Land (Ceiling and Regulation) Act, 1976 and Rule 66 of Settlement Rules under Assam Land Revenue Regulation Act, 1986, occupants of such acquired land may be given settlement upto a limit of $1\frac{1}{2}$ bighas per family. This being the limit of conversion of annual land into periodic within town and peripheries, all non-agricultural tenants having use and occupancy over the land on the date of acquisition under Religious or Charitable Institution of Public Nature Act, 1959 within such area may be given settlement subject to the same limit of $1\frac{1}{2}$ bighas for homestead purpose.

Cases of occupants in excess of this limit may be reported to Government immediately.

Yours faithfully,
(A. BARUA)
Special Secretary to the Govt. of Assam,
Revenue Department.

Copy forwarded for information and necessary action to :-

1. The Commissioner of Lower Assam Division, Guwahati.
2. The Commissioner of Upper Assam Division, Jorhat.
3. The Commissioner of Hills and Cachar Division, Guwahati.
4. The Commissioner of North Assam Division, Tezpur.
5. (All) Deputy Commissioner.
6. (All) Sub-Divisional Officer.
7. The Director of Land Records, Assam, Gauhati.
8. The Director of Land Requisition, Acquisition and Reforms, Assam, Gauhati-1.
9. (All) Settlement Officer.
10. (All) Senior Assistant Settlement Officer.
11. P. S. to Chief Minister/P.S. to Minister, Revenue Dispur.
12. The Deputy Secretary Legislative Department, Dispur.

By Order etc.,

(U. C. DUTTA)

Deputy Secretary to the Govt. of Assam,
Revenue (R) Department.

**GOVERNMENT OF ASSAM
REVENUE (REFORMS) DEPARTMENT
TENANCY BRANCH**

No.RRT.37/77/121

Dated Dispur, the 18th June, 1984

To : The Deputy Commissioner, Kamrup, Guwahati.

Sub : Status of existing tenants in greater Guwahati area.

Ref : D.O. No.KRL. 177/83, dated 20th September, 1983.

Sir,

I am directed to say that the Amendment Bill of the Assam (Temporarily Settled Areas) Tenancy Act, 1971 which was passed by the Assam Assembly on 6th June, 1983 shall take effect from the 5th March, 1973 the date on which Guwahati Municipal Corporation Act 1969 came in to force. The sole object of redefining "Town Land" in Section 3 sub-section (18) of the Assam (Temporarily Settled Areas) Tenancy Act, 1971 by including all areas falling within the jurisdiction of Guwahati Municipal Corporation was to bring conformity between the two Acts mentioned above. The result will be that there shall not be further recording of tenancy under this Act or under the Assam Land Revenue Regulation 1886 along with regular resettlement operation in Guwahati Municipal Corporation area and also other notified Towns/Municipalities/Corporations as may be notified in future. As far as the status of the existing tenants recorded in such areas is concerned, it has been examined and found that they shall continue to remain tenants as before till their rights are acquired or modified or terminated through any procedure established by law. The Amendment of 1983 in the definition of Town Land in the Assam (Temporarily Settled Areas) Tenancy Act, 1971 is not a procedure in that sense.

It may be mentioned here that the record of rights operation was taken up as per procedure laid down in Chapter X of the Assam (Temporarily Settled Areas) Tenancy Act, 1971. The operation was finally closed by a Notification under Section 58 (3) after a certificate of final publication under Section 58 (2) by the D.C. Even for maintenance of tenants interests by registering all changes in the ownership accompanied by possession of such interests an order of the State Government under Section 60 of the Assam (Temporarily Settled Areas) Tenancy Act, 1971 is necessary.

Further, there is no provision of recording any tenancy under the Assam Non-Agricultural Urban Areas Tenancy Act, 1955.

Therefore, such difficulties may arise in case of the Mariani Town, Bokakhat Town etc. where notifications declaring township or Municipalities came after the closure of tenants' record-of-right operation. There is no provision as such in the Assam (Temporarily Settled Areas) Tenancy Act, 1971 clarifying the position whether the record of rights prepared under Chapter III, Part D of Assam Land and Revenue Regulation 1886 or under Chapter X of the Assam (temporarily Settled Areas) Tenancy Act, 1971 shall be extinguished by virtue of the fact that the land is included in Towns/Municipalities/Corporations. However, we may here refer to the decision of the Gauhati High Court in Mahendra Lal Barua-VS-Ramprasad (AIR. 1954) Assam 109 (1954) ILR (6) Assam 10.

In view of what has been stated above, the existing tenants already recorded as such in the Guwahati Municipal Corporation area will continue to get protection of their rights as before till adequate provisions are made in the law by the Legislature to cover such matters.

Yours faithfully,

(A. BARUA)

Special Secretary to the Govt. of Assam,
Revenue Department.

**GOVERNMENT OF ASSAM
REVENUE (REFORMS) DEPARTMENT
GENERAL BRANCH**

No.RRG.61/85/Pt-I/15

Dated Dispur, the 26th June, 1986

- To : 1. All Deputy Commissioners.
2. All Sub-Divisional Officers of Plains District of Assam.
3. All Settlement Officers
- Sub : Granting of Joint Title to husband and wife in allotment of House-Sites under M.N.P. Scheme.

Sir,

In enclosing herewith a copy of D.O. Letter No.14012/5/85-LRD, dated 9th October, 1985 from the Secretary of Rural Development Ministry of Agriculture and Rural Development, Government of India addressed to the Chief Secretary to the Government of Assam, I am directed to say that the Government of India has suggested that as one of the measures of quickening the pace of improving the status of women, titles in respect of house-sites and huts granted under the M.N.P. Scheme should be conferred jointly on husband and wife. The suggestion has been accepted. Therefore, while formulating the schemes as mentioned in the letter, the names of the wives should also be entered in the allotment certificate as joint allottees and subsequently if and when land is settled the title on house-sites should be conferred jointly on them.

Action taken in this regard may kindly be intimated to Government early.

Yours faithfully,
Sd/- (D. N. BHATTACHARYYA)
Secretary to the Govt. of Assam,
Revenue Department.

Memo No.RRG.61/85/Pt-I/15-A Dated Dispur, the 26th June, 1986

Copy to :-

1. The Deputy Secretary to the Government of India, Department of Rural Development, Ministry of Agriculture & Rural Development, Krishi Bhawan, New Delhi-110001 in continuation to this Department letter No.RRG.61/85/Pt-I/14, dated 18th June, 1986.
2. The Director of Land Reqn., Acqun. and Reforms, Assam, Gauhati-1 for information.

By Order etc.,

Sd/- (D. N. BHATTACHARYYA)
Secretary to the Govt. of Assam,
Revenue Department.

Copy of D.O. No.14012/5/85-LRD, dated New Delhi the
9th October, 1985.

From : Secretary of Rural Development,
Ministry of Agriculture & Rural Development,
Government of India,
Krishi Bhawan, New Delhi-110001.

To : Shrimati P. P. Trivedi,
Chief Secretary,
Government of Assam, Dispur.

Dear Mrs. Trivedi,

With the advent of the Seventh Five Year Plan it is extremely essential for us to take stock of the progress made in the Sixth Plan towards the provision of equal rights and privileges for women, particularly those in the rural areas. The Five Year Plans have consistently placed special emphasis on providing various welfare and development schemes to improve the status and living conditions of women and to increase their access to resources. Special steps have also been envisaged to remove legal, social and other constraints to enable women to make full use of their rights and opportunities.

The Sixth Plan had stated that to accelerate the improvement of the status of women steps should be taken to make them economically independent one of the policy directives of the Sixth Plan was that "Government would endeavour to give joint titles to husband and wife in all development activities involving transfer of assets. This should be taken up for implementation to start with in programme like distribution of land and house sites and beneficiary-oriented economic units". In the conference of the State Revenue Ministers held in May, 1985 at New Delhi one of the recommendation made in the conference was to provide joint titles to the head of the household and the spouse whenever land is allotted by Government and if the States need to make any legal provisions in this regard, they may have to do at the earliest.

The need to accelerate the development of women and children in the rural areas is being given a very high priority by the Government. We have already increased the minimum coverage of women under various programmes like IRDP programme.

(171)

I would, therefore, request you to give due consideration to this policy directive of the Sixth Plan which has by and large remained unimplemented in almost all the States and Union Territories while women have been individually given lands but no efforts have been made in the States to provide joint titles as was envisaged in the Sixth Plan. I would request you to kindly give due priority to this very important policy directive and to intimate the action taken by the State Government in this regard.

Yours faithfully,

Sd/- (D. BANDYOPADHYAY.

GOVERNMENT OF ASSAM
REVENUE (REFORMS) DEPARTMENT : DISPUR

No.RRG.99/89/39

Dated Dispur, the 23rd January, 1990

To : 1. All Deputy Commissioners.
2. All Sub-Divisional Officers

Sub : Regularisation of tenanted ceiling surplus land Vis-a-vis conferring Title over the tenanted land to the tenants.

Sir,

It has come to the knowledge of the Government that the Deputy Commissioners and Sub-Divisional Officers have been facing difficulties for regularisation of tenanted ceiling surplus land for the provision of Rule 16 (1) (b) framed under the Assam Fixation of Ceiling on Land Holding Act, 1956.

After careful examination of the substantive law in Section 16 of the Assam Fixation of Ceiling on Land Holding Act, 1956 and the recommendation of the Assam Land Reforms Commission on the subject it is decided to regularise the tenanted land by issuing premium paying notice after consulting the compensation proposals already disposed of by the Government and after due adjustment of the share of compensation of the tenants interest for regularisation of land with the cultivating tenants as prescribed by law within a stipulated period according to the administrative convenience of Deputy Commissioner and Sub-Divisional Officer. It is, therefore decided that Deputy Commissioners and Sub-Divisional Officers may not insist for any formal application for regularisation as envisaged in Rule 16 (1) (b) of the above noted Act.

It is, further, informed that the District and Sub-Divisional administration should make an earnest endeavour to accomodate the programme of M.N.P. (House-site) and Central Sector Schemes to fulfill the target already intimated by Director of Land Requisition, Acquisition and Reforms in respect of District/Sub-Divisions where ever the usual norms of the Schemes is fulfilled by the deserving tenants in course of regularisation of ceiling surplus land with tenants under the above discussed procedure.

Yours faithfully,

Sd/- (D.K. GANGOPADHYAY)

Commissioner & Secretary to the Govt. of Assam,
Revenue Department.

(173)

Memo No.RRG. 99/89/39-A . . . Dated Dispur, the 23rd January, 1990

Copy to :

1. All Commissioners, of Lower Assam Division, Guwahati/Upper Assam Division, Jorhat/North Assam Division, Tezpur/Hills and Barak Valley Division, Dispur.
2. The Director of Land Requisition, Acquisition and Reforms, Assam, Ambari, Gauhati-1.
3. The Director of Land Records, Assam, Bamunimaidan, Guwahati-21.

By Order etc.,

Sd/- (D. K. GANGOPADHYAY)

Commissioner & Secretary to the Govt. of Assam,
Revenue Department, Dispur.

PART-III

**REVENUE DEPARTMENT
(LAND ACQUISITION BRANCH)**

(COPY)

GOVERNMENT OF ASSAM
REVENUE (LR) DEPARTMENT
LAND ACQUISITION BRANCH

No.RLA.90/82/2,

Dated Dispur, the 31st May, 1982.

Form : Shri N. C. Das, A.C.S.
Deputy Secretary to the Government of Assam.

To : 1. The Deputy Commissioner.....
2. The Sub-Divisional Officer

Sub : Head to limit acquisition of land to the minimum necessary area.

Sir,

In enclosing herewith a copy of letter No.22011/29/2/82/-I.PD, dated 5th March, 1982 received from Government of India, I am directed to say that Government of India, has expressed concern over reports of Acquisition of land in excess of requirement and also diversion of good agricultural land for non-agricultural purposes. It has been felt that due to significant increase of population in urban & rural areas, demand for land as well as for agricultural products has increased considerably. Sometimes acquisition of land also causes real hardship to the land owner specially with small holdings and only payment of compensation cannot mitigate their hardship. It is, therefore, necessary to examine the land acquisition proposals and the area of the land proposed to be acquired carefully before processing and to see that the land in excess of actual requirement is not acquired and acquisition of land is limited to be minimum.

You are, therefore, requested to examine the L.A. proposals received from the concerned Department carefully, in the above light so that land in excess of requirement is not acquired and diversion of good agricultural land for the use of non-agricultural purposes is limited to the minimum.

Enclosed :- As above.

Yours faithfully,

Sd/-
Deputy Secretary to the Govt. of Assam,
Revenue (LR) Department.

(Q77)

Memo No.RLA. 90/82/2-A, Dated Dispur, the 31st May, 1982.

Copy with a copy of the sforesaid Government of India's letter for :-

1. The Commissioner of Divisions, Upper Assam Division/ Lower Assam Division and Hills.
2. The Director of Land Acquisition, Requisition, and Reforms, Assam, Guwahati.
3. All Under Secretaries/Deputy Secretaries of the Department.

Enclose :- As Above.

By Order etc.,

Sd/-

Deputy Secretary to the Govt. of Assam,
Revenue (LR) Department.

(COPY)

No. 22011/29/2/82-LRD

GOVERNMENT OF INDIA
MINISTRY OF RURAL DEVELOPMENT

Krishi Bhawan, New Delhi

Dated the 5th March, 1982.

To : Chief Secretaries, (All State Governments)

Sub : Head to limit acquisition of land to the minimum necessary area.

Sir,

I am directed to say that the Prime Minister has recently expressed concern over reports of acquisition of land in excess of requirement and observed that acquisition should be limited to the area absolutely necessary.

2. While it is inevitable that the State's need for land will increase with enlargement in its development functions, it is necessary that utmost restraint is exercised in acquisition. As a matter of fact, the growing need of the State for land should inspire an attitude of acquiring only so much land as is absolutely necessary for the project. There can be no doubt that acquisition causes hardship to land where especially those with small holding and the hardship is not always mitigated by payment of compensation to the owner. That apart, the land acquired in excess of requirement represents an avoidable waste of the State's scarce resources. As is well known the availability of land, particularly of good agricultural land, is limited. The net sown area has subject to marginal fluctuations, remained fixed at about 140 million hectares through out the last decade. In the meantime, increases in both the overall population and the rural population have been significant leading to much larger demand for agricultural products and for land based employment. It will obviously be in the public interest to conserve as much land as possible for agricultural production and not to permit its

(179)

diversion to non-agricultural purposes except when such diversion subserves an important public purpose. Even then, the diversion should be limited to the minimum.

3. It is suggested that the State Government may consider issuing suitable instructions along these lines to all concerned enjoining upon them the need for very careful examination both of the proposal for acquisition and the area proposed for acquisition.

Yours faithfully,

Sd/- M. SUBRAMANIAM,
Additional Secretary to the Government of India,

Copies to :-

1. Chief Secretaries of all Union Territory Administrations.
2. Revenue Secretaries of all State Governments.

(COPY)

**GOVERNMENT OF ASSAM
REVENUE (LR) DEPARTMENT
LAND ACQUISITION BRANCH**

No.RLA.208/79/80, Dated Dispur, the 23rd February, 1984.

Form : Shri Ahmed Ali. A.C.S.
Under Secretary to the Government of Assam.

To : The Deputy Commissioner.....
The Sub-Divisional Officer

Sub : De-requisition of properties requisitioned under the Requisition
& Acquisition of Immovable Property Act, 1952.

Sir,

In enclosing copies of Government of India letters No.19016 (2)/79-Pol-IV, dated 7th June, 1980 and O.M. No. 19016(2)/79-Pol IV/Vol-III, dated 13th March, 1981 and No.19016(4)/79-Pol. IV, dated 29th October, 1983 and a copy of Gazette of India Extraordinary, dated 5th April, 1980. I am directed to request you to please take steps as instructed therein and inform Government from time to time.

Enclosed :- As above.

Yours faithfully,

Sd/-

Under Secretary to the Govt. of Assam,
Revenue (LR) Department.

Copy of the letter No. 19016(2)/79-Pol. (II) :-

From Deputy Director of Estates, Government of India, Ministry of Works and Housing Directorate of Estates Policy Cell, New Delhi to the Chief Secretary, Assam, Dispur and Secretary of Other States.

Sub : Requisition and Acquisition of Immovable Property (Amendment) Act, 1980.

I am directed to forward herewith a copy of the Gazette of India Extraordinary, Part II, Section I, dated the 5th April, 1980 in which the above mentioned Act was published for information and guidance. The implications of the Amending Act are as follows :-

(181)

- (i) Any property requisitioned or deemed to have been requisitioned under the Requisitioning and Acquisition of Immovable Property Act, 1952 prior the 11th March, 1970 could be retained under requisition upto the 10th March, 1985.
- (ii) Any property requisitioned under the said Act on or after the 11th March, 1970 can be retained under requisition for a maximum period of 15 years from the date on which possession of such property was surrendered or delivered to or taken by the competent authority under Section 4 thereof unless such property is acquired under section 7 of the principal Act within a period of 15 years.
- (iii) The recurring payment in respect of any property requisitioned under the Principal Act shall be revised periodically in the manner and in accordance with the principles set out in the Amending Act.

(COPY)

No. 19016(2)/78-Pol. IV/Vol. III.

**GOVERNMENT OF INDIA
DIRECTORATE OF ESTATES**

New Delhi dated the 13th March, 1981.

OFFICE MEMORANDUM

Sub : De-requisition of properties requisitioned under the RAIP Act, 1952

The undersigned is directed to invite attention to this Ministry's letter No. 19016(2)/78-Pol. IV, 7th June, 1980 on the above subject and to say that during the courses of discussion in the Parliament regarding the above mentioned Act, the then Minister of Works and Housing indicated that the Ministry of Works & Housing have drawn up a phased programme for releasing the requisitioned buildings being used as residence within a period of one year from 10th March, 1980 and that the Ministry of Works & Housing are also contemplating to draw re-phased programme for acquiring or releasing the other buildings within a period of 3 to 5 years.

The Ministry of Defence etc. are requested to keep in view of the observations of the then Minister of Works and Housing made on the floor of the House and take necessary steps to either release or acquire the requisitioned properties.

Yours faithfully,

Sd/- R. S. SOOD

Deputy Director of Estate.

To

All the Ministers/Departments of the Govt. of India.

Copy also forwarded to the :-

(1) Chief Secretary of all the State Governments and Union Territories.

(2) D. D. (C).

(3) A.D. (R) for necessary action.

Sd/- R. S. SOOD

Deputy Director of Estate.

(183)

No. 19016(4) /79/Pol. IV

GOVERNMENT OF INDIA

MINISTRY OF WORKS & HOUSING

New Delhi, the 22nd October, 1985.

OFFICE MEMORANDUM

Sub.: De-requisitioning of properties requisitioned under the Requisitioning & Acquisition of Immovable Property Act, 1952.

With the Directorate of Estates, letter No. 19016 (2)/79-Pol. IV, dated 7th June 1989 a copy of the Gazette of India Extraordinary, dated 5th April 1980 incorporating the amendment made in the Requisitioning and Acquisition of Immovable Property Act, 1952 by the Amending Act, 1980 was forwarded to the State Governments, Union Territories Administrations and all Ministries/Departments of the Government of India. The following implications consequent on the amendments to the Principal Act made by Amendment Act of 1868 were also brought to their notice :-

- (i) Any property requisitioned or deemed to have been re-requisitioned under the Requisitioning and Acquisition of Immovable Property Act, 1952 prior to the 11th March, 1979 could be retained under requisition upto the 10th March, 1985.
 - (ii) Any property requisitioned under the said Act on or after the 11th March, 1970 can be retained under requisition for a maximum period of 15 years from the date on which possession of such property was surrendered, or delivered to or taken by the competent authority under section 4 thereof unless such property is acquired under section 7 of the principal Act within a period of 15 years.
 - (iii) The recurring payment in respect of any property requisitioned under the principal Act shall be revised periodically in the manner and in accordance with the principles set out in the Amending Act.
2. By a subsequent office Memorandum No. 19016 (2)/79-Pol. IV (Vol. III), dated 3rd May 1981 issued by the Directorate of Estates, all Ministries/Departments were informed about the statement made by the Ministry of Works & Housing on the Floor of Parliament during

the course of discussion of the Bill in 1980 that the Ministry of Works & Housing have drawn up a phased programme for releasing the requisitioned building being used as residence within a period of one year from 10th March, 1980 and this Ministry was also contemplating to draw a phased programme for acquiring or releasing the other buildings within a period of three to five years. The Ministries/ Departments were requested to keep in view the observations of the Minister of Works and Housing made on the floor of the Parliament and to take steps either to release or acquire the requisitioned properties.

3. It would be observed from the above quoted communications issued by the Directorate of Estates that all the requisitioned properties being used as residences were to be released within one year from 10th March 1980 and other properties requisitioned prior to 10th March 1970 are to be released on 10th March 1985. Any other property requisitioned after 11th March 1980 can be retained for a maximum period of 15 years from the date on which the property was requisitioned. It would, therefore be necessary for the State Governments Union Territories, Ministries Departments of the Government of India etc. to review all Cases where Properties have been requisitioned or deemed to have been requisitioned under the provisions of Requisitioning and Acquisition of Immovable property Act, 1952 and take further action as indicated in the communications issued by the Directorate of Estates referred to above. Ministries/ Departments State Governments and Union Territories are therefore, requested to ensure that necessary action as indicated above is taken if not already done. So as to ensure that the provisions of the Requisitioning & Acquisition of Immovable Property Act are strictly complied with by all concerned.

Sd/- (M. SRINIVASAN)
Joint Secretary to the Government of India.

To

All Ministeries/Departments of Government of India as per list.

Copy forwarded for information and necessary action :-

1. Chief Secretaries of all State Governments and Union Territories.
2. Commissioner. Municipal Corporation of Delhi.
3. Administrator. N. D, M. G, New Delhi.

Sd./-

Joint Secretary to the Government of India.

Copy also forwarded for necessary action to:-

1. Office & Requisition Section etc, of Estates.
2. Deputy Director (-). Dtd of Estates.
3. Estate Manager. Bombay/Calcutta.
4. Asstt. Estate Manager. Simla. Nagpur. Faridabad. Chandigarh. Ghaslabad.
5. Director General of Works. PWD, Nirman Bhawan with 20 spare copies.
6. Deputy Director (Rents) Dtd of Estates.
7. All other attached and Sub-Ordinate Offices under the Ministry of Works & Housing.
8. Regions Section.

Sd/- (V. S. RAMAN)

Deputy Director of Estates.

MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS

(Legislative Department)

New Delhi, the 5th April, 1980/Chaitra 16 1982 (Saka)

The following Act of Parliament received the assent of the President on the 5th April, 1980 and is hereby published for general information :-

THE REQUISITIONING AND ACQUISITION OF IMMOVABLE PROPERTY (AMENDMENT) ACT, 1980

No. 35 of 1980 (5th April, 1980)

An Act further to amend to Requisitioning and Acquisition of Immovable property Act, 1952.

Be it enacted by Parliament in the Thirty first year of the Republic of India as follows:-

1. (1) This Act may be called the Requisitioning and Acquisition of Immovable Property (amendment) Act, 1980. Short title and commencement
- (2) This Act, except section 4 thereof, shall be deemed to have Come into force on the 7th day of March 1980.
- Amendment of Section 8 2. In section 6 of the Requisitioning and Acquisition of Immovable property Act, 1952 (hereinafter referred to as the principal Act), in Sub-section (1A) for the words "ten years" wherever they occur the words "fifteen years" shall be Substituted. 30 of 1952
- Amendment of Section 8 3. In Section 8 of the Principal Act, in Sub-section (RA) :
 - (a) in clause (a) for sub-clause (H) the following subclause shall be substituted namely :-
 - (i) Secondly with effect from the expiry of five years and thirdly with effect from the expiry of ten years, from such commencement."

(b) in Clause (b) for sub-clause (1) the following sub-clause shall be substituted namely:-

(ii) secondly with effect from the date of expiry of five years, and thirdly with effect from the date of expiry of ten years from the date on which the revision made under sub-clause (1) takes effect."

(c) for clause (C) the following clause shall be substituted namely :-

(c) in any other case,-

(1) First with effect from the date of expiry of five years from the date on which possession of such property has been surrendered or delivered to, or taken by, the competent authority under section 4 and

(ii) Secondly with effect from the date of expiry of five years from the date on which the revision under sub-clause [1] takes effect".

Amendment of Section 22 4. In Section 22 of the Principal Act, for sub-section (3) the following Sub-section shall be substituted namely -

(3) Every rule made under this Act shall be laid as soon as may be after it made before both Houses of Parliament while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if before the expiry of the session immediately following the session or the successive sessions aforesaid both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be so however that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule:

Ordinance 1 of 1980. 5 (1). The Requisitioning and Acquisition of immovable property (Amendment) Ordinance 1980 is hereby repealed.

Savings

(2) Notwithstanding such repeal anything done or any action taken under the Principal Act as amended by the said ordinance shall be deemed to have been done or taken under the Principal Act, as amended by this Act.

Sd/-

P. V. S. PERI SASTRI,
Secretary to the Government of India.

**GOVERNMENT OF ASSAM
REVENUE (LR) DEPARTMENT
LAND ACQUISITION BRANCH**

No.RLA.10/88/1

Dated Dispur, the 17th February, 1988.

From : Shri S. N. Bhagawati, A. C. S.,
Deputy Secretary to the Govt of Assam.

To

(1) All Deputy Commissioners.
(2) All Sub-Divisional Officers.

Sub : Approval of Award in respect of Land Acquisition cases under
L. A. Act, 1894 and Land (R&A) Act, 1964.

Sir,

In supersession of this Department's letter No. RLA. 155/85/11 dated 5th October, 1985 (Copy enclosed for ready reference). I am directed to say that (1) the draft award statement should invariably be furnished to Government in Revenue (I.R) Department for approval for the L.A. cases of both the Acts i.e. 1894 and 1964.

2. The Notification U/S 4(1) and the Declaration U/S 6(1) of the L.A. Act. 1894 & 9(1) of L. A. Act. 1964 be published in the official Gazette as well as in two issues of 2 local news papers one in English and the order in the regional language.
3. The news paper bills be furnished to the requiring Department for payment.

I am, therefore, to request you kindly to furnish the draft award statements of your District/Sub-Division and the L. A. Estimates for approval by Government as required.

Yours faithfully,

Deputy Secretary to the Govt. of Assam,
Revenue (I.R) Department.

**GOVERNMENT OF ASSAM
REVENUE (LR) DEPARTMENT
LAND REVENUE BRANCH**

No. RLA. 247//88/4

Dated Dispur the 23rd December, 1988.

From : Shri T. K. Bora, I.A.S.,
Secretary to the Government of Assam,
Revenue (LR) Department.

To : The Deputy Commissioner.

Subject : Proposal for creation/retention of Staff relating to Land Acquisition works of various Departments.

Sir,

I am directed to say that for Land Acquisition Requisition works of different departments in your Districts additional staff are being entertained and retained since a long period of time. You are aware that initially such staff were created for a specified work for a specified period only. It may not be possible to complete the whole work by the staff within the sanctioned period for which retention of some of the posts might become necessary. Again, due to some additional works coming up during the period it may necessitate retention of the whole staff for further period and in certain cases even additional posts might be required to be created. There can, however, be no ground for retention of the whole staff in all cases for an indefinite period without proper justification supported by facts and figures, pending works loads etc.

It appears that in many cases proposals for retention of staff for above mentioned works are submitted to Government in a most casual piecemeal and routine manner and no concrete particulars justifying retention of staff for further period are furnished by many district authorities for which such proposals can not be finalised within the stipulated period i.e. before the expiry of the period of last sanctioned. By the time the required particulars are furnished

by the concerned Deputy Commissioners (that too after repeated requests) the validity of the period of retention expires requiring the administrative department to move Finance Department for ex-post facto sanction. It also appears that in some cases the District authorities retain the staff themselves although no such delegation of powers to retain post were made to Deputy Commissioners. Such exercise of power to retain posts without proper delegation of power by the competent authority (i.e. Finance Department) is a serious financial irregularity)

It is also seen that the district authorities do not indicate the proper Head of account to which the expenditure for retention of the posts is debitable and also whether fund will be available under the appropriate head to meet the expenditure. Consequently, the matter requires to be referred back to the district authorities seeking the information 'on above causing great avoidable delay to finalise such proposals.

In case of the proposal for retention of posts for Railway Acquisition projects the particulars as to whether the expenditure involved has been deposited by the Railway authority (with details of Challans, Cheques etc.) are not properly indicated.

With a view not to recur such irregularity and also to avoid delay you are requested to see that while submitting proposal for retention of posts for various Land Acquisition/Requisition works in your district, the particulars in the enclosed two statements (Annexure-I and Annexure-II) are furnished well ahead of the expiry of the period of last sanction through the Director of Land Requisition/Acquisition and Reforms, so that Government sanction for retention or otherwise of the posts can be issued timely, failing which it will be the responsibility of the local authorities for any complicity arising due to unauthorised retention of staff and expenditure involved therein.

The receipt of this communication may please be acknowledged.

Yours faithfully,

Sd/-

Secretary to the Government of Assam,
Revenue (LR) Department, Dispur.

Encl : As stated above.

Memo Memo No. RLR 247/88/4-A, Dated Dispur, the 23rd December, 1988.

Copy :-

1. The Director of Land Requisition Acquisition and Reforms Assam, Guwahati. He is requested to examine such proposals received from the Deputy Commissioner, thoroughly, before the same are recommended to the Government. It may also please be ensured that such proposals are submitted to Government well ahead of the period of expiry of the last sanction.

By orders etc.,

Sd/-

Secretary to the Government of Assam.
Revenue (LR) Department.

ANNEXURE-I

**STATEMENT SHOWING THE CREATION/RETENTION OF THE POSTS LAND ACQUISITION/
REQUISITION CASES RELATING TO DISTRICT/SUB-DIVISION**

Sl. No.	Name of requiring No of originally created					Post retained last				Further retentions received			H/A to which the Epxdr. is dede table	Remarks
	Deptt. i.e. for whom the land is to be acquired/requisitioned	No. & date of Govt. order	Name of Post	Total No. of Post	Period up to which created	No. & date of Govt. order	Name of Post	No.	Period up to which retained	Name of Post	No.	Period		
1	2	3			4				5			6	7	

(194)

ANNEXURE-II

**STATEMENT SHOWING THE POSTING OF PENDING LAND ACQUISITION/REQUISITION
WORKS RELATING TO DISTRICT/SUB-DIVISION**

Sl. No.	Name of requiring Department	No. of cases for which post originally entertained	No. of cases disposed of during the period for entertainment	No. of new cases taken up during the period	No. of cases disposed of during the period	Total no. of cases pending at the close of the year with present position requiring retention of the whole staff	Remarks
1	2	3	4	5	6	7	8

**GOVERNMENT OF ASSAM
REVENUE (LR) DEPARTMENT
LAND ACQUISITION BRANCH**

No. RLA. 90/86/30

Dated Dispur, the 3rd October, 1989.

From : Shri G. C. Medhi, A.C.S.,
Deputy Secretary to the Government of Assam.

To : The Deputy Commissioner.
The Sub-Divisional Officer.

Sub : Sequence in the Publication of Notification under section 4 (1) and Declaration under section 6 (1) of L.A. Act, 1894 in the light of ruling of the Supreme Court of India AIR 1989 S. O. 682.

Sir.

I am directed to say that in view of the recent ruling of the Supreme Court of India published in AIR 1989 S. C. 682 interpreting the amendments made in the provisions of the Section 4 (1), 6 (1) and 17 (4) of the Land Aquisition Act, 1894 by Government of India Act, No. 68 of 1984, please take action to cause publication of the Declaration under sub-section (1) of section 6 of the L. A. Act 1894 :-

1. in the Official Gazette by the Director, Printing and Stationery,
2. in the two daily news papers circulating in the locality of which at least one in the regional language by the Director, Information and Public Relation, and
3. the Substance of such declaration to be given at convenient places in the said locality by the Collector, and

only after the DATE of publication of the Notification under sub-section (1) of the section 4 of the L. A. Act in the (i) Locality, in the (ii) News papers and in the (iii) Official Gazette, the last of the-dates of such publication and giving of such public notice, being herein after referred to as the DATE of

publication of the Notification EVENIF the emergency provision under sub-section 4 or Section 17 of the L. A. Act is involved and the provision of hearing objection under Section 5-A is dispensed with.

Yours faithfully,

G. C. Medhi,

Deputy Secretary to the Government of Assam,
Revenue (L.R.) Department.

Memo No. RLA/90/86/30-A

Dated Dispur, the 3rd October, 1989.

1. Copy to all the Administrative Department, Government of Assam and land requiring Departments and others statutory bodies of the Union Government for information and necessary action.
2. The Director, Information and Public Relation, Basistha Road, Dispur, Guwahati-6. He is requested to publish the Notification and the Declaration in the two news papers as stated above and to direct the publisher of the news paper to submit the bills to the respective Deputy Commissioner for payment. The publisher is also to supply one copy of the issue of the news paper on which the notification is printed to the Government. Revenue (L. R.) Department, Dispur and one copy to the concerned Deputy Commissioner.
3. The Director, Printing and Stationery, Assam Government Press, Bamunimaidam, Guwahati-21. He is requested to supply 5 copies of the Gazette to the Government in Revenue (L. R.) Department Dispur and 5 copies to the concerned Deputy Commissioner.

By Order etc.,

Sd/-

Deputy Secretary to the Government of Assam,
Revenue (L.R.) Department.

**GOVERNMENT OF ASSAM
REVENUE (LR) DEPARTMENT
LAND ACQUISITION BRANCH**

No. RLA. 317/87/234, Dated Dispur, the 22nd November, 1989.

From : Shri D. K. Gangopadhyay, I.A.S.,
Commissioner & Secretary to the Government of Assam,
Revenue (LR) Department.

To : 1. The Commissioner,
2. The Deputy Commissioner,
3. The Sub-Divisional Officer,
4. The Director of Land Requisition Acquisition and Reforms,
Assam, Guwahati.

Sub : Revision in compensation for tea bushes.

Ref : This Departments letter No. RLQ 20/72/9,
Dated 12th September, 1972.

Sir,

I am Directed to refer to the letter No. RLQ. 20/72/9, dated 12th September, 1972 on the subject cited above and after recasting the Krishnamurthy Formula, the Governor of Assam is pleased to fix the following governing factors for determining compensation for tea bushes with effect from 1st April, 1989.

1. Cost of fresh plantation not exceeding Rs. 45,000/- per hectare.
2. Annual net profit from tea bushes per hectare Rs. 10,000/- You are requested to take necessary action accordingly. Receipt of this letter may please be acknowledged.

Yours faithfully,

Sd/- **Illegible**,
Commissioner & Secretary to the Government of Assam,
Revenue (LR) Department.

(197)

PART-IV

**REVENUE DEPARTMENT
(LAND REVENUE BRANCH)**

**GOVERNMENT OF ASSAM
REVENUE (L. R.) DEPARTMENT
LAND REVENUE BRANCH**

No. RLR. 22/66/Pt/129

Dated Dispur, the 12th March, 1981

From : Shri D. K. Gangopadhyay, IAS,
Secretary to the Government of Assam,
Revenue (L.R.) Department.

To : Deputy Commissioners and Sub-Divisional Officers of the Six
Plain Districts of Assam (Kamrup/Darrang/Lakhimpur/Nowgong/
Sibsagar/Dibrugarh).

Sub : Revised Commissions to Mouzadars.

Sir,

After due consideration of the demands made by the All Assam Mouzadars Association in their representations, the Government of Assam is pleased to accord sanction to the following rates of commission to the mouzadars in supersession of the rates earlier sanctioned in Government letter No. RLR. 22/66/230, dated 28th February, 1971 in order to give incentive to the mouzadars for better collection of Revenue :-

1. (a) For mouzas with demand upto Rs. 50,000/- the rate of commission will be @ 30% of the total demand.
- (b) For mouzas with demand between Rs. 50,001 to Rs. 1 lakh, the rate of commission will be @ 25% (minimum Rs. 15,000/-)
- (c) For mouzas with demand exceeding 1 lakh of rupees the rate of commission will be @ 20% (minimum of Rs. 25,000/-)
2. The Governor of Assam is also pleased to raise the existing rate of subsidy for miscellaneous expenditure of mouzas from Rs. 500/- to Rs. 1,000/- per annum.

The above revised rates of commission will come into force with effect from 1st July, 1980.

3. Commission on T. B. Revenue demand also will be under the above rate.

Commission bills of the mouzadars are to be prepared quarterly and the final bill to be prepared on satisfaction of full demand of the year

concerned. The Commission bills should be submitted by the mouzadars to the Deputy Commissioner/Sub-Divisional Officer concerned during the 1st week of the following month after every quarter of the revenue year which should be processed and paid to the mouzadars after deducting outstanding dues, if any, from the mouzadars.

4. Government had already accorded sanction vide letter No.RI.R.22/66/230, dated 28th July, 1971 to the payment of a separate rate of commission of Rs. 5% to the mouzadars on the amounts collected by institution of sale cases on condition that mouzadars in relation to arrear demand must submit land sale cases before the collection year closes (i. e. before 30th June of the revenue year). Failing to submit the land sale cases within the above specified time the mouzadars will be deprived of the benefit.

The expenditure is debitable to head "229-Land Revenue-2B-Collection Charge 5 payment for professional and special services" in your budget.

5. During the month following the end of the revenue year the T. N. Branch of the Deputy Commissioner/Sub-Divisional Officer's office will account for the total demand, collection and deposit of each mouza in their respective jurisdiction and send copy to the concerning mouzadars to enable them to point out discrepancies, if any giving them 15 days time. Thereafter the commission bill of the mouzadar (whose demand is fully satisfied) is to be finally prepared and paid within the month of August following. The amount involved in land sale cases which are submitted by the mouzadar in time as prescribed by the Government should be treated as a part of the demand satisfied by the mouzadar irrespective of the fact whether such cases are disposed of or not. Deputy Commissioner/Sub-Divisional Officer are to dispose of sale cases within six months from the date of receipt.

On the recommendation of circle S.D.C. adequate number of C. F. Receipt Books as justified for a quarter should be supplied by the Deputy Commissioner/Sub-Divisional Officers to the mouzadars. Adequate steps should be taken to prevent heavy cash in hand of the mouzadars in excess to the permissible limit and disciplinary action initiated immediately against the habitual defaulters.

6. As soon as the demand of a particular Revenue year is satisfied by the mouzadar as per Tauji demand a certificate in proper form is to be issued

by the Deputy Commissioner/Sub-Divisional Officer without fail and the concerning S.D.C. of the circle kept informed.

7. All F. F. J. list submitted by the Mouzadar should be disposed of after proper verification within six months by the Deputy Commissioner/Sub-Divisional Officer from the date of receipt.

This has the concurrence of Fin. E. C. II Deptt. vide their U.O. No.FEC (II)70/81, dt. 3rd February, 81.

Yours faithfully,

Sd/- **D. K. GANGOPADHYAY**,
Secretary to the Government of Assam,
Revenue Department.

Memo No. RLR.22/66/Pt/129-A **Dated Dispur the 12th March, 1981**

Copy forwarded to :

- (1) The Commissioner, Upper Assam Division Jorhat/Lower Assam Division, Guwahati.
- (2) The Director of Land Records, Assam, Guwahati-21.
- (3) Finance (E.C. II) Department with reference to their U/O No.FEC (II)70/81, dated 3rd February, 81
- (4) Revenue (R) Department. They are requested to take necessary action in the matter.
- (5) The Chairman, Assam Board of Revenue, Gauhati.

By Order etc.,

Sd/- **G. C. SARMA**,
Deputy Secretary to the Government of Assam,
Revenue (LR) Department.

Memo No. RLR.22/66/Pt/129-B **dated Dispur, the 12th March, 1981**
For warded to the Accountant General, Assam, etc., Shillong.

By Order etc.,

Sd/- **P. K. CHAUDHURY**,
Finance Adviser,
Revenue (LR) Department.

**GOVERNMENT OF ASSAM
ORDERS BY THE GOVERNOR
REVENUE (LR) DEPARTMENT : : L. R. BRANCH**

NOTIFICATION

No. RLR.76/80/82

Dated Dispur, the 13th May, 1982

The following amendments to the Executive Instruction 119 and 167 (A) (6) in Chapter VIII of Part VI of the Assam Land Revenue Manual Volume-I is published for general information.

AMMENDMENT

No. RLR.76/80/82 (A)- Executive Instruction 119 in Chapter VIII part VI of the said manual is deleted and be substituted as under :-

119. A mouzadar shall furnish security in immovable property to the extent of one third of the current and the arrear demands of his mouza. But in case of heavy arrears, Deputy Commissioners with the prior approval of State Government may obtain upto one forth of the above security in cash. The Deputy Commissioner is responsible for the carefull test each year of the security furnished.

Sd/- P. K. DATTA,
Secretary, Revenue Department.

No. RLR.76/80/82(A) :- Executive Instruction 167 (A) (6) in Chapter VIII Part VI of the said Manual is deleted and be substituted as under :-

167. (A) (6) No mouzadar shall retain cash in hand beyond rupees five thousand. Subject to this limit the mouzadar should remit to the treasury at least once a month the land revenue local rate and other Government revenue collected by him. With every remittance of land revenue a proportionate amount of local rate should also be sent. Accounts for each year should be kept separate. Collections made in respect of one year should on no account be credited to the accounts for a previous year. Such mis-application of Government

revenue will render the mouzadar liable to be dealt with severely under the departmental rules in addition to any other liability that he may incur under the penal code.

Sd/- P. K. DATTA,
Secretary, Revenue Department.

Memo No. RLR.76/90/82-A

Dated Dispur the 13th May, 1982

Copy forwarded to :-

- (1) The Commissioner, Lower Assam Division Guwahati./Upper Assam Division, Jorhat.
- (2) The Director of Land Records, Assam, Guwahati-21.
- (3) All D.Cs and S.D.Os of six plain District of Assam.
- (4) The Accountant General, Assam etc., Shillong.
- (5) The Registrar, High Court of Assam, Gauhati.
6. The Senior Government Advocate, High Court of Assam, Gauhati.
7. The Superintendent, Assam Government Press, Bamunimaidan, Guwahati-21 for publication of the notification in the next issue of Assam Gazette, 100 (one hundred) printed copies of the same may be supplied to this Department.
8. Law Department, Dispur.
9. All Branches of Revenue Department.12

By Order etc.,

Sd/- N. C. DAS,

Deputy Secretary to the Government of Assam,
Revenue (LR) Department.

**GOVERNMENT OF ASSAM
REVENUE (LR) DEPARTMENT
LAND REVENUE BRANCH**

No. RLR.76/80/104.

Dated Dispur, the 22nd June, 1985

From : Shri O. K. Das, ACS,
Deputy Secretary to the Government of Assam.
To : The All Deputy Commissioner and
Sub-Divisional Officer of Plain Districts of Assam.
Subject : Revised Commission to Mouzadars.

Sir,

After due consideration of demands by All Assam Mauzadar's Association in their representations the Governor of Assam pleased to accord sanction to the following rates of commission to the Mouzadars in partial modification of the rates earlier sanctioned vide Government letter No.RLR.22/66/Pt/129 dated 12th March, 1981 in order to give incentive to the Mouzadars for better collection of land Revenue with effect from 1st July, 1985 as follows:

- (i) No minimum amount of commission should be paid to the Mouzadars for Mouzas with demand between Rs.50,000 (Rupees fifty thousand) to Rs. 1,00,000 (Rupees one lakh) and Mouza with demand of Rs.1,00,000 (Rupees one lakh) and above. The commission at the enhanced rates should be paid on the basis of actual collection.
 - (a) Demand upto 50,000 the commission will be at the rate of 35% and
 - (b) Demand between Rs.50,001 to Rs. 1,00,000 (Rupees one lakh) @ Rs.30%
 - (c) Demands exceeding one lakh rate of commission will be @ Rs.25%.
- (ii) Commission should be payable to Mouzadars on the amount of land revenue remitted on account of natural calamities and other causes.

2. The Governor of Assam is further pleased to enhance the rate of subsidy for Misc. expenditure to Rs. 1500 (Rupees one thousand five hundred) instead of the present rate of Rs.1000 (Rupees one thousand).

The expenditure is debitable to the head "229 LR-2B Collection charges 5-payment for professional and special services".

This has the concurrence of Finance vide their endorsement No. 2573/84 of 22nd November, 1984.

Yours faithfully,

Sd/- O. K. DAS,

Deputy Secretary to the Government of Assam,
Revenue (LR) Department.

Memo No. RLR.76/80/104-A

Dated Dispur the 22nd June, 1985

Copy to :

- (1) The Private Secretary to Minister, Revenue
- (2) The Private Secretary to Minister of State Revenue
- (3) All Commissioners, Lower Assam Division Guwahati/Upper Assam Division, Jorhat and Northern Assam Division, Tezpur.
- (4) The Director of Land Records, Assam, Guwahati-21.
- (5) The Director of Land Requisition, Acquisition and Reforms, Assam Gauhati-1.
- (6) Finance (H.C. II) for information.
- (7) The Revenue (R) Department.
- (8) The Chairman, Assam Board of Revenue, Gauhati-1.

By Order etc.,

Sd/- O. K. DAS,

Deputy Secretary to the Government of Assam,
Revenue (LR) Department.

Memo No. RLR.76/80/104-B,

Dated Dispur the 22nd June, 1985.

Copy forwarded to the Accountant General, Assam etc. Shillong.

By Order etc.,

Sd/- P. K. CHAUDHURY,

ILLEGIBLE,

Financial Adviser,,

Revenue (LR) Department.

**GOVERNMENT OF ASSAM
REVENUE (LR) DEPARTMENT
LAND REVENUE BRANCH**

No. RLR.86/86/5

Dated Dispur, the 5th June, 1986

Form : Shri D. N. Bhattacharyya, I.A.S.
Secretary to the Government of Assam.
Revenue (LR) Department.

To : All the Deputy Commissioner,
All the Settlement Officer,
All the Sub-Divisional Officer.

Subject: Representation on service matters by Government servants.

Sir,

I am directed to say that it has come to the notice of the Government that some A.C.S. II Officers are indulging in exerting extraneous political pressures in the matter of transfers, posting, investiture of powers etc. Some of them are in the habit of submitting representation on such matters directly instead of routing them through proper channel and thereby violating the normal office procedure. It has also been noticed that the relatives of these Government servants often make personal contacts seeking transfers, postings etc. through out-side authority. Some of them are also seen loitering in the corridors of the Assam Secretariate and Janata Bhavan wasting valuable working time.

It needs no mention that this growing tendency amongst the officers in enlisting influence of outside authorities is most objectionable and against all norms as also contrary to official propriety and subversive to good discipline. There are lots of standing Government instructions issued from time to time on the subject wherein such undesirable practices were strongly deprecated and the persons concerned were severely warned on pain of disciplinary actions.

To mention a few of Government circulars on the subject a reference may be made to O.M. No.AAP.199/76, dated 1st July, 1978 where it was once again reiterated that a serious view would be taken if any Government servant is found to bring pressure in any manner on the Ministers and superior authorities

in contravention of the Government Servants Conduct Rules and that he would be liable to be proceeded against departmentally.

Very recently vide Government Office Memorandum No.ABP.91/84/13, dated 10th December, 1984 all the controlling authorities were requested to initiate disciplinary action if such act of indiscipline comes to their notice.

In para 4 of another Government Memorandum issued vide No.ABP.19/84/1, dated 3rd December, 1984 all Government servants were cautioned that an adverse entry would be recorded in their A. C. Rs if the Government/Controlling Officers feel that an M.P., M.L.A. or any other outside person has approached Government on his behalf and such entry will act as an adverse factor for the purpose of promotion, confirmation, crossing of E.B. etc.

But it is a matter of serious concern that all the previous standing orders far from having any impact upon the Government servants have not produced the desired result. On the contrary this unhealthy tendency has grown out of proportions in flagrant violation and callous disregard of those Government orders under-mining thereby the discipline impairing smooth running of official works. At times transfer orders issued on a previous day had to be cancelled or revised the next day due to such interference by outside authorities causing dislocation of work and putting the loyal and disciplined sections of Government servants to great inconvenience.

After considering all aspects of this unhealthy trend of growing indiscipline and to curb this tendency, Government has decided to take some effective stringent measures with immediate effect.

I am therefore, directed to request you to take action in the light of the Government office Memorandum No.ABP.12/14/1, dt. 3rd December, 1984 and ABP.91/84/13 dt. 10th December, 1984 if any instance of violation of the Government instructions comes to your notice by initiating disciplinary action and recording appropriate adverse remarks in there A.C.Rs. You may also bring the contents of the aforesaid memorandums and this direction to the notice of all A.C.S. II Officers under your control and direct them to refrain from such undesirable practice forthwith.

In genuine cases of hardships, it is open for them to seek redressal of grievances from the competent authority as instructed in Government O.M. No.ABP.11/84/1 dt. 3rd December, 1984, Copies of Government O.M. No.AAP.199/76/13 dt. 1st July, 1978, Government O.M. No.12/84/1 dt.

3rd December, 1984 and No.AAP.18/84/13 dt. 10th December, 1984 are enclosed for ready reference.

Receipt of the letter may be acknowledged and action taken intimated in due course for information of Government.

Yours faithfully,

Sd/- D. N. BHATTACHARYYA,
Secretary to the Government of Assam,
Revenue (LR.) Department.

Memo No. RLR.86/86/5-A

Dated Dispur the 5th June, 1986

Copy forwarded to :-

- (1) Commissioner of Division (All)
- (2) The D.L.R. for information. He may circulate it to the Rev. Circle Officers/Sub-Registrars also for their guidance.
- (3) The D.L.R. and A.R. for information. He may circulate it to the Sub-Registrars also for their guidance.
- (4) The P.S. to Minister, Revenue for favour of information of Minister Revenue.
- (5) The P.S. to Chief Secretary for favour of information of Chief Secretary.
- (6) The Commissioner, Personnel (A) Department.
- (7) The Secretary, Personnel Department.

By Order etc.,

Sd/- D. N. BHATTACHARYYA,
Secretary to the Government of Assam,
Revenue (LR) Department.

No. AAP. 199/76/13

GOVERNMENT OF ASSAM
DEPARTMENT OF PERSONNEL AND ADMINISTRATIVE
REFORM (PERSONNEL-A) ASSAM SECRETARIAT, DISPUR

OFFICE MEMORANDUM

The 1st July, 1978.

Sub. : Representations by Government Servants through Non-Officials.

It has been repeatedly emphasised that Government servants should desist from bringing out-side influences to bear upon any superior authority to further their interests in respect of matters pertaining to their service under the Government. But, it has been noticed of late that a good number of Government servants have made representations to Ministers direct or have sent advance copies of such representations direct or through M.Ps, M.L.A's and/or other non-official influential persons for securing personal benefits such as transfer or avoidance of a transfer or promotion etc. Such practice is highly objectionable and Government is keen to put an end to it.

It is therefore once again reiterated that a serious view will be taken if any Government servant is found to bring pressure in any manner on the Ministers and superior authorities in contravention of the Government servants Conduct Rules and he shall be liable to be proceeded against departmentally.

It is therefore, requested that wide publicity be given to this order by displaying it prominently in each office and acknowledgement of the officers and staff in the office is taken in token of having understood the provisions of this order.

Sd/- S.M.L. BHATNAGAR,
Chief Secretary to the Government of Assam.

Copy to :-

1. The Accountant General, Assam, etc., Shillong.
2. The Chairman, Assam Admn. Tribunal, Gauhati-1.
3. The Chairman, Assam Board of Revenue, Gauhati-1
4. The Commissioner & Secretary, Planning and Development Department, Dispur.
5. The Commissioner for Agricultural Production and Rural Development, Assam, Dispur.
6. The Commissioner and Secretary, Supply and Co-operation Departments, Dispur.
7. The Commissioner of Training, Assam, Dispur.
8. All Commissioners of Divisions, Assam
9. The Commissioner and Secretary, Finance Department, Dispur.
10. All Secretaries to the Govt. of Assam.
11. All Heads of Department/Department of the Secretariat.
12. All Deputy Commissioners/Sub-Divisional Officers.
13. The Chief Executive Member, Karbi Anglong/N.C. Hills District Council, Diphu/Haflong.
14. The Secretary to the Chief Minister, Assam, Dispur.
15. The P.S. to all Ministers/Minister of State, Assam, Dispur.
16. The P.A. to all Parliamentary Secretaries. Assam, Dispur.

for favour of information
of Ministers/Ministers of
State/Parliamentary
Secretaries.

By Order etc.,

Sd/- D. P. BOROOAH,
Deputy Secretary to the Government of Assam.

COPY
GOVERNMENT OF ASSAM
DEPARTMENT OF PERSONNEL : : (PERSONNEL-B)
ASSAM SECRETARIAT, DISPUR, GUWAHATI-6

M. No. ABP.91/84/1

Dated Dispur, the 3rd December, 1984

OFFICE MEMORANDUM

Subject : Representation of Service Matters.

It has been repeatedly emphasised that Government servants should desist from bringing out-side influences to bear upon any superior authority to further their interest in matters pertaining to their conditions of services. But it has been noticed of late that a good number of Government servants have made representations in violation of standing instructions issued from time to time. Government have reviewed the position and the following consolidated instructions in supersession of all previous instructions in this regard are issued for guidance.

1. Whenever, in any matter connected with his service rights or conditions a Government servant wishes to press a claim or to seek redress of a grievance, the proper course for him is to address his immediate official superior or the head of his office or such other authority at the lowest level as is competent to deal with the matter. The competent authority should consider such representation promptly and issue orders thereon expeditiously. An appeal or representation to a higher authority must not be made unless the appropriate lower authority has already rejected the claim or refused relief or ignored or unduly delayed the disposal of the cases. Representations to still higher authorities (e.g. those addressed to the Governor, the Government or to the Ministers) must not be made unless all means of securing attention or redress from lower authorities have been exhausted, even in such cases the representation must be submitted through the proper channel (i.e. the head of office, etc. concerned). There will be no objection at that stage, but only at that stage to an advance copy of the representation/ being sent direct.

The treatment by the higher authorities of advance copies of representations so received should be governed by the principles :

- (a) If the advance copy does not clearly show that all means of securing attention or redress from lower authorities have been duly tried and exhausted the representation should be rejected summarily on that ground the reasons being communicated briefly to the Government servants. If the Government servant persists in prematurely addressing the higher authorities suitable disciplinary action should be taken against him.
 - (b) If the advance copy shows clearly that all appropriate lower authorities have been addressed and exhausted it should be examined to ascertain whether on the facts as stated grounds for interference or for further consideration appear, prima facie to exist. Where no such grounds appear the representation may be summarily rejected the reasons being communicated briefly to the Government servant.
 - (c) Where some grounds for interference or further consideration appear to exist the appropriate lower authority should be asked within a reasonable time to forward the original representation with its report and comments on the point urged. There is ordinarily no justification for the passing of any orders on any representation without thus ascertaining the comments of the appropriate lower authority.
2. Some Government servants are in the habit of sending copies of their representations also to outside authorities i.e. authorities who are not directly concerned with the consideration thereof (e.g. Other Ministers, Secretary, Member of Parliament, M.L.A etc.) This is a most objectionable practice, contrary to official propriety and subversive of good discipline and all Government servants are expected scrupulously to eschew it.
 3. Relatives of a Government servant some time make representations concerning service matters affecting the Government servant. This is done in some cases in the hope of reviving a representation which the Government servant had himself made and which had been turned down. In some cases, this procedure is resorted to in order to get round the requirements that the Government servant should submit his representation through his official superiors. The practice is obviously undesirable and should be strongly discouraged. No notice should be

- taken of, such in which because of the death or physical disability etc. of the Government servant, it is impossible for the Government servant himself to submit a representation.
4. The claim of a Government servant that he himself did not ask an M.P or M.L.A. or any other person to intercede on his behalf will not be accepted and there will be presumption of officers involvement in the matter unless the contrary is proved by him. Government servant are cautioned that, an adverse entry will be recorded in their A.C.R. if Government/Controlling officers feel that an M.P., M.L.A. or any other outside person has approached Government on his behalf and such entry will act as an adverse factor for the purpose of promotion, confirmation, crossing of E.B. etc.
 5. Wide publicity should be given to this Office Memorandum by circulating it in all offices and a Register, should be maintained in each office where in signatures of all Government servants should be taken and kept updated as a token of having seen and understood these instructions.

Sd/- A. K. PALIT,
Chief Secretary to the Government of Assam.

Memo No. ABP. 91/84/1-A Dated Dispur, the 3rd December, 1984

Copy forwarded to :-

1. All Commissioner and Secretaries to the Government of Assam.
2. All Spl. Secretaries to the Government of Assam.
3. All Secretaries to the Government of Assam.
4. All Commissioners of Divisions.
5. All Departments of the Secretariat.
6. All Head of the Departments.
7. All Deputy Commissioners/Sub-Divisional Officers.
8. Chairman, Assam Administrative Tribunal;, Guwahati-1
9. Chairman, Assam Board of Revenue, Guwahati-1
10. The Secretary, Assam Public Service Commission, Guwahati-28.
11. The State Enquiry Officer, Assam, Dispur.
12. The Deputy Secretary to the Governor of Assam..
13. The Secretary, Assam Legislative Assembly, Assam, Dispur.
14. P. P. S. to Chief Minister, Assam, Dispur.
15. P. S. to Minister/Minister of State.
16. P. S. Chief Secretary, Assam, Dispur.

By Order etc.,

Sd/- A. K. THAKUR,
Joint Secretary to the Government of Assam,
Department of Personnel (B).

(Copy)

GOVERNMENT OF ASSAM
DEPARTMENT OF PERSONNEL : : PERSONNEL-B
DISPUR, GUWAHATI-6

M. No.ABP.91/84/13

Dated Dispur, the 10th December, 1984

OFFICE MEMORANDUM

It has come to the notice of the Government that many officers and employees write directly to the Ministers and even to the Chief Minister in the matters relating to transfer, seniority promotion and other conditions of service. This practice of direct addressing representation to the authorities who are not the immediate superior authority or not concerned with the matters represented is against all norms of discipline and is a violation of the Government Service Conduct Rules.

All controlling authorities are requested to initiate appropriate disciplinary action if such acts of indiscipline come to their notice.

In this connection the procedure regarding submission of representation in matters relating to conditions of service as laid down in the O.M. No.ABP.91/84/1 dated 3rd December, 1984 may be kept in view.

Sd/- A. K. PALIT,

Chief Secretary to the Government of Assam

Memo No. ABP. 91/84/13-A Dated Dispur, the 10th December, 1984

Copy to :-

1. All Commissioner and Secretaries to the Government of Assam.
2. All Divisional Commissioners.
3. All Special Secretaries.
4. All Secretaries to the Government of Assam.
5. All Heads of the Department.
6. All Department of Secretariat.
7. All Deputy Commissioners/Sub-Divisional Officers.
8. P.P.S. to Chief Ministers of State, Assam.
9. All P.S. to Minister/Ministers of State, Assam.
10. P.S. to Chief Secretary.

By Order etc.,

Sd/- A. K. THAKUR,

Joint Secretary to the Government of Assam,
Department of Personnel (B).

(217)

**GOVERNMENT OF ASSAM
REVENUE (LR) DEPARTMENT
LAND REVENUE BRANCH**

No.RLR.76/80/152

Dated Dispur, the 8th October, 1987

From : Shri M. C. Das, A.C.S.
Deputy Secretary to the Government of Assam.

To

All Deputy Commissioners.

Sub : Revised Commission to Mouzadars.

Ref : This Department's letter No. RLR/76/80/104 dated 22nd June, 1985.

Sir,

I am directed to refer to the above and to say that it has come to the notice of the Government that there is confusion with regard to the Government instruction given vide letter under reference in respect of payment of Commission to the Mouzadars as per the rates prescribed. Rates of Commission fixed by the Government and already communicated were as follows :

(a) Demand upto Rs. 50,000/- @ Rs. 35%.

(b) Demand between Rs. 50,001/- to 1 (one) lakh Rs. 30%.

Demand exceeding Rs. 1 (one) lakh Rs. 25%.

Payment of Commission should strictly be adhered to as per the rates prescribed.

Commission for the amount upto Rs. 50,000/- @ Rs. 35% and in respect of the rest amount beyond Rs. 50,001/- and upto Rs.1 (one) lakh only should be given Rs. 30% in all respect. And the amount exceeding Rs. one lakh and above should be Rs. 25% only.

Yours faithfully,

Sd/- M. C. DAS,

Deputy Secretary to the Government of Assam.

Memo No. RLR.76/80/152-A Dated Dispur, the 8th October, 1987
Copy to :-

1. The P. S. to Minister, Revenue for appraisal.
2. All Commissioners of Divisions concerned.
3. The Director of Land Records, Assam, Guwahati-21.
4. The Director of Land Requisition, Acquisition and Reforms, Gauhati-1
5. The Revenue (R) Department.
6. The Assam Board of Revenue, Gauhati-1.
7. The Secretary, All Assam Mouzadars Association, Uzanbazar, Gauhati-1

By Order etc.,

Sd/- M.C DAS,
Deputy Secretary to the Government of Assam.

*
GOVERNMENT OF ASSAM

REVENUE (LR) DEPARTMENT : LAND REVENUE BRANCH

No.RLR.126/88/2

Dated Dispur, the 6th August, 1988

From : The Commissioner & Secretary to the Government of Assam,
Revenue Department.

To : (1) All Deputy Commissioners (except Deputy Commissioners
Karbi Anglong & N. C. Hills)
(2) All Sub-Divisional Officers.

Sub : **ACHIEVEMENT OF THE TARGET OF COLLECTION OF
LAND REVENUE FIXED FOR THE YEAR 1988-89.**

Sir,

I am directed to say that despite numerous instructions issued from time to time emphasising the need to accelerate collection of Land Revenue, it appears that the position of collection is very gloomy. There might be temporary set-back created in the matter due to temporary suspension of collection in certain areas due to natural calamities but that can not be the sole factor for the huge arrear accrued year after year.

You are aware that receipt from Land Revenue constituted a significant part in the State's exchequer. As such effective collection of this vital contributor is most imperative. Experiences, however show that the two revenue collecting agencies viz the Mouzadars and Tahsildars pay very little importance to this vital matter. While the Tahsil staff are found to take very little or no initiative in the matter probably for their being salaried Government servants who draw their pay irrespective of whether their is collection or not, some of the Mouzadars on the other hand, seen to have taken this matter of collection and deposit of land revenue (both arrear and current) not seriously at all keeping huge amounts of land revenue collected by them in hand beyond permissible limit. Consequently huge amount of Land Revenue is accumulating every year and the arrear revenue as on the closing of 1986-87 stands at a staggering figure of about Rs. 16 crores.

During the current year's Budget for 1988-89. a target of Rs.4.20 crores has been fixed as receipt from the collection of Land Revenue Government desire that this target of Rs. 4.20 crores should be achieved at any cost. It may be relevant here to mention that the state's finance are passing through a very difficult phase. As such all out effort even to exceed the target by more than about 10 percent may be considered and the target of

collection in your District/Sub-Division fixed accordingly. With this end in view, besides any other steps that you consider expedient to accelerate collection of land revenue the following measures may please be taken as additional steps immediately :

1. Each Mouzadar in your District/Sub-Division may be given a fixed target for collection to be made within a specified period of time and they may be impressed upon to achieve that target by opening up different 'camps' for collection in weekly 'hats' and other conspicuous places. Some officers not below the rank of S.D.C. should be entrusted with the task of supervision about the performance of the Mouzadars. They should report about the progress/performance of Mouzadars to you timely.

2. In case of Tahsils also, a fixed target for collection within a specified period of time should be given to each Tahsildar with the clear instruction that the target so fixed must be achieved within the stipulated period. The Tahsildar should make it a point to report about the progress in the matter after the closing of each month regularly to you. The Tahsil staff may be impressed that their continuance in service depends on the collection of land revenue and therefore they must be up and doing to accelerate collection of Land Revenue. Failure to achieve the target fixed for their Tahsil may result in proportionate reduction of staff.

3. S.D.Cs/C.Os of the Revenue Circles may be instructed to collect Land Revenue, where Mouzadars are under suspension/dismissal or where no Mouzadar has yet been appointed.

4. Performance of the S.D.Cs/Tahsildars entrusted with the inspection of Mouzas/Tahsils and their collection may be reflected in the A.C.Rs. of the concerned officers.

5. Periodical meetings may be held with the concerned officers, Mouzadars, Gaonburas and Presidents etc. of the Gaon Panchayats to impress upon the rayats that the land revenue that they are to pay to Government is the minimum tax in comparison to the other taxes they are required to pay in other articles of daily use. Besides their regular and timely payment of land revenue will contribute to a great extent in the matter of various developmental projects undertaken by the Government.

6. Compulsory production of receipt representing upto date payment of land revenue by concerned pattadars etc. while applying for the permit of cement construction of the buildings, gun licence etc. may be enforced.

7. A consolidated report of the District/Sub-Division about the progress made in this respect should be submitted every month to the Government.

I am, therefore, to request you kindly to look into this vital matter personally and take necessary steps as outlined above so that the target fixed for collection is achieved within the stipulated period of time.

Kindly acknowledge receipt of this communication.

Yours faithfully,

Sd/- B. M. HAZARIKA,

Commissioner & Deputy Secretary to the Govt. of Assam,
Revenue (LR) Department.

Memo No.RLR.126/88/2-A

Dated Dispur, the 6th August, 1988

Copy forwarded for information and necessary action to :-

1. The Commissioner of Lower Assam Division, Guwahati-1.
2. The Commissioner of Upper Assam Division, Jorhat.
3. The Commissioner of North Assam Division, Tezpur.
4. The Commissioner of Hills and Barak Valley Division, Dispur, Guwahati-6.
5. The Director of Land Records, Bamunimaidan, Guwahati-21.
6. The Secretary to the Govt. of Assam, Municipal Administration Department, Dispur, Guwahati-6.
7. The Secretary to the Govt. of Assam, Power and Electricity Department.
8. The Chairman, Assam State Electricity Board, Bamunimaidan, Guwahati-21.
9. The Commissioner & Secretary, Finance (Budget) Department with reference to his letter No.FEA.41/88/2, dt. 6th July, 1988.
10. The Secretary to the Govt. of Assam, P & C. D., Dispur.
11. The Secretary, Food and Civil Supply, Govt. of Assam, Dispur.

They are requested kindly to issue necessary instruction to the concerned authorities under their administrative control to demand production of receipt of upto date payment of land revenue from the concerned party while applying for construction of houses/ Electric connection in residences/Workshops etc.

By Order etc.,

Sd/- B. M. HAZARIKA,

Commissioner & Secretary to the Govt. of Assam,
Revenue (L.R.) Department

**GOVERNMENT OF ASSAM
REVENUE (LR) DEPARTMENT
LAND REVENUE BRANCH**

No.RLR.86/88/51

Dated Dispur, the 21st February, 1989

From : Shri T. K. Bora, I.A.S.
Secretary to the Government of Assam,
Revenue Department.

To : The Deputy Commissioner

The Sub-Divisional Officer,

Sub : Overstayal in Service, Preparation of Pension Cases etc.

Sir,

I am directed to say that as per instructions laid down in Government Notification No.IAP/SC/9/76/5, dated 29th April, 1976 the Head of Office or other authority responsible for preparing the pension papers, require to initiate the pension case of a Government Servant two years before the date of retirement. Again under rule 95 of the Assam Services (Pension) Rules, 1969 the authorities concerned also require to prepare a list of all Officers, Gazetted or Non-Gazetted who will attain the age of superannuation in course of the next calender year i.e. between 1st January to 31st December of next year and also to intimate to every such Government Servant due to retire during the next year in order to enable him to make forma application for pension one year in advance of the date of his/her anticit pated retirement.

It appears that this vital instruction and rule referred to above have not been followed by most of the appointing authority in respect of Land Records staff as are evident from large numbers of overstayal cases received by the Government from different Districts for regularisation of the overstayal period of Mandals, S. Ks. etc. Even the concerned local authority do not take any steps to enquire as to how such irregularity could take place but simply forward the cases to Government for regularisation of the period. This put the Government in an embarassing position besides entacing Government with some avoidable expenditure on account of pay elicif of the concerned Government Servant for the excess period. Moreover also auses delay in disposal of pension cases of such Government Servant.

I am, therefore, to request you to take immediate necessary steps in this regard by issuing suitable instruction to all concerned under your administrative control to follow scrupulously the instruction issued by the Government and also the relevant rule so that no such cases of overstayal in service occur so far as Land Records Staff are concerned.

Further, you are requested to take steps to record the correct date of birth of all the Land Records Staff under your establishment to carefully in the Service Books and to verify the date of superannuation periodically to avoid irregularity in service.

Receipt of this communication may please be acknowledge.

Yours faithfully,

Sd/- T. K. BORA,

Secretary to the Government of Assam,
Revenue (LR) Department.

Memo No. RLR.86/88/51-A

Dated Dispur the 21st February, 1919

Copy to :

- (1) The Commissioner, Lower Assam Division, Guwahati-1, Upper Assam Division Jorhat, North Assam Division, Tezpur, Hills and Barak Valley Division, Dispur, Guwahati-6.
- (2) The Director of Land Records, Assam, Bamunimaidan, Guwahati-21 for information and necessary action.
- (3) The Secretary to the Govt. of Assam, Pension and Public Grievances, Dispur for information.
- (4) Finance (Estt-B) Department for information.

By Order etc.,

Sd/- T. K. BORA,

Secretary to the Government of Assam,
Revenue (LR) Department.

**GOVERNMENT OF ASSAM
REVENUE (LR) DEPARTMENT
LAND REVENUE BRANCH**

No.RLR.55/89/21

Dated Dispur, the 18th September, 1989

From : Shri D. K. Gangopadhyay, I.A.S.
Commissioner & Secretary to the Government of Assam,
Revenue Department.

To : The Deputy Commissioner

Sub : INSPECTION OF MOUZA ACCOUNTS, ACCELERATION
OF COLLECTION OF LAND REVENUE ETC.

Sir,

I am directed to say that despite instructions issued from time to time emphasising the need for inspection of the accounts of the Mouzas, it appears that the said instructions have not been followed scrupulously by most of the D.Cs/ S.D.Os as will be evident from the fact that a huge amount of collected land revenue has been retained by the Mouzadars beyond permissible limit of Rs. 5000. Moreover there are heavy amount of arrear land revenue and local rates yet to be realised from the raiyats.

In this connection your attention is invited to this Department's latest circulars Nos.RLR. 126/88/2, dated 6th August, 1988, D.O. No. RLR.126/88/3, dated 20th January, 1989 and No. RLR.31/89/48, dated 16th May, 1989 wherein you were advised to accelerate collection as well as to realise the unauthorised retention of collected land revenue (beyond the permissible limit) from the concerned Mouzadars. It was also indicated in Government said circular dated 6th August, 1988 that performance of the S.D.Cs/Tahsildars entrusted with the inspection of Mouzas/Tahsils and collection of Land Revenue should be reflected in the A.C.Rs of the concerned officers. It is yet to be known if this has been done.

The Public Accounts Committee in their 46th Report have recommended that Mouza Accounts of the entire State should be made upto-date and no Mouzadars should be allowed to retain collected revenue in hand beyond the permissible limit. The Committee have further recommended that responsibilities should be fixed on the officers who are entrusted with the inspection of the Mouza accounts timely to avoid irregular retention of cash and risk of

misappropriation of Government money by the Mouzadars.

I am therefore to request you to take appropriate steps including setting up of monitoring cells in the above noted matters very urgently and intimate the action taken in this respect by return of post.

Receipt of this communication may please be acknowledged.

Yours faithfully,

Sd/- D. K. GANGOPADHYAY,
Commissioner & Secretary to the Govt. of Assam,
Revenue (LR) Department.

Memo No. RLR.55/89/21-A **Dated Dispur the 18th September, 1989**

Copy to :

- (1) The Commissioner,
- (2) The Director of Land Records, Assam, Bamunimaidan,
Guwahati-21.

By Order etc.,

Sd/- D. K. GANGOPADHYAY,
Commissioner & Secretary to the Govt. of Assam,
Revenue (LR) Department.

W. T. MESSAGE

12-89

From : Commissioner & Secretary, Revenue, Dispur.
To : Depcom. Barpeta/Nalbari/Darrang/Sonitpur/Lakhimpur/
Dhemaji/Dibrugarh/Tinsukia/Sibsagar/Jorhat/Golaghat/Nagaon/
Morigaon/ Goalpara/Kamrup (By Hand)

Sub-divisional Bajali/Rangia/Udalguri/Biswanath/Dhakuakhana/Jonai/
Margherita/Sadiya/Charaideo/Majuli/Dhansiri/Kaliabor/Hojai/
Pragjyotishpur (By Hand)

No. RLR.144/86/Pt./30, dated 5th December, 1989 (.) Government have agreed to the payment of remuneration Rs.250 p.m. with effect from 1st April, 1988 to the Gaonburahs (.) But the arrear of remuneration for the period from 1st April, 1988 to 30th September, 1989 will not be paid in cash (.) In lieu of this it has been decided to pay the said arrear through national savings certificate to be issued to the individual Gaonburahs (.) Therefore requested to furnish the names of existing sarkari Gaonburah with their full addresses and nearest post offices in order to work out the arrear remuneration to be paid to the Gaonburahs for the above mentioned period (.) matter most urgent (.)

Memo No. RLR.144/86/Pt./30-A Dated Dispur, the 5th December, 1989

Copy to the Officer In-Charge, A.P.R.O., Dispur for transmission of the message immediately.

By Order etc.,

Sd/- C. R. BAROOAH,
Deputy Secretary to the Govt. of Assam,
Revenue (LR) Department..

**GOVERNMENT OF ASSAM
REVENUE (LR) DEPARTMENT
LAND REVENUE BRANCH**

No.RLR.140/89/1

Dated Dispur, the 5th December, 1989

From : Shri D. K. Gangopadhyay, I.A.S.
Commissioner & Secretary to the Government of Assam,
Revenue (LR) Department.

To : The Deputy Commissioner

The Sub-Divisional Officer
(Except Karbi-Anglong and N.C. Hills District)

Sub : Inspection of Revenue Circles Offices.

Sir,

I am directed to say about the necessity of periodical inspection of the circle offices for ensuring effective, purposeful and satisfactory performances of the officers, L.R. and other Ministerial Staff and also for bringing about qualitative improvement in the Revenue Administration.

The duties and responsibilities of the officers posted in the circles as well as of the members of the land Revenue Staff have been laid down clearly in the Assam Land Records' Manual. Besides, these specific duties and responsibilities have also been laid down in various other Acts and Rules framed thereunder. There are also certain Government circulars and standing instructions issued by the Government from time to time regarding the duties and functions of the circle officers.

The Government have observed that there has been noticeable laxity on the part of the supervising officers in doing inspections of their subordinate offices at various levels including the circle office level and as a result prompt and efficient discharge of duties in the subordinate offices have suffered a great deal. Many of the circle officers are also not found upto the mark in their performances as envisaged specially in the Assam Land Records Manual. Various anomalies, defects and deficiencies in the Revenue administration at the circle level would be substantially removed, if the circle offices are inspected at least once in a year, if not more frequently, by higher level Revenue officials. You are requested to look into this important matter and

take steps for organising thorough inspection of the circle offices by the Additional Deputy Commissioner in charge Revenue and the Sub-Divisional Officers, beside yourself. In this connection, Rule 224 of the Assam Land Manual may please be referred to. Copies of the inspection may please be forwarded to the Commissioner of Division, the Director of Land Records, Assam and to the Government in due course of time.

The various Land Reforms works under different Land Reforms Acts such as Assam Fixation of Ceiling on Land Holdings Act, Religious Act Tenancy Act, Urban Land Ceiling Act and Distribution of Ceiling Surplus Land to the deserving persons have been given utmost importance. There is a specific mention of such activity in 20 point programme. It appears however, that desired efforts are not being put into operation for achieving targets fixed by the Government of India. The inspecting officers indicated above must give special attention to these aspects while inspecting the circle offices and to advise them suitably for implementation of the Land Reforms Law in their proper spirit.

An inspection questionnaire at Annexure-I is enclosed to guide the inspecting officers which is illustrative. This inspection questionnaire should not be treated as exhaustive as some important points only have been included in the same.

A list of some important Registers and Files, which are to be kept and maintained in the Circle Offices is also enclosed herewith at Annexure-II for reference. This list shows some Registers and Files further to those mentioned in Rule 223 of the Assam Land Records Manual.

Please acknowledge receipt of this letter.

Yours faithfully,

Sd/- D. K. GANGOPADHYAY,
Commissioner & Secretary to the Govt. of Assam,
Revenue (LR) Department.

Memo No. RLR.140/89/1-A Dated Dispur the 5th December, 1989

Copy forwarded to :

- (1) The Commissioner, Lower Assam Division, Guwahati-1, North Assam Division, Tezpur/Upper Assam Division Jorhat/ Hills and Barak Valley Division, Dispur
- (2) The Director of Land Records, Assam, Bamunimaidan, Guwahati-21. he is requested to inspect the circle Offices himself conveniently and to cause inspection of the circle offices frequently by his Officers as per programme to be chalked out by him as laid down in Rule 225 of the Assam Land Records Manual. He will send the copies of the inspection memos to the Government, the Commissioner of Division concerned and to the Deputy Commissioners/Sub-Divisional Officers concerned in due course of time for necessary action.

By Order etc.,

Sd/- D. K. GANGOPADHYAY,
Commissioner & Secretary to the Govt. of Assam,
Revenue (LR) Department, Dispur.

ANNEXURE - I
INSPECTION QUESTIONNAIRE

- 1.1 When the circle office was last inspected and by whom ?
- 1.2 Have the inspection notes been properly kept in File with index, and have the follow-up actions on the inspection notes been timely and properly taken by rectifying the irregularities and mistakes if any ?
- 2.1 What is the Geographical area of the circle ? Is there any change?
- 2.2 How many Sub-Circles, Lots, Mouzadars, Cadastral Villages, Non-cadastral villages, PGRs, VGRs etc. are there in the circle ?
- 3.1 Have the N.C. Villages been occupied and have the same found fit for traversing and cadastral survey ?
- 3.2 If so, what action has been taken for cadastral survey of the N.C. Villages found fit for survey ? What is the progress of work, if survey of some N. C. villages has been taken up ?
- 4.1 Have the maps of all cadastral villages/towns have been received after the last Resettlement operation ? If not, what action has been taken to get the maps ?
- 4.2 Have the maps received after the last Resettlement operation been compared and kept cleanly in proper manner ?
- 5.1 Are the Registers and Files mentioned in Rule 223 of the Assam Land Records Manual being kept and properly maintained ?
(The conditions and updating of the Registers and Files may be checked and stated in inspection notes).
- 5.2 Have the Service Books have been opened for all members of L.R. Staff and for Grade IV Staff ?
- 5.3 Are the entries therein correct and up to date and have they been attested by the head of office ?
- 5.4 Have duplicate copies of the Service Books been opened and maintained as directed by the Government ?

5.5. Is the daily diary book of Circle Officer maintained as per Rule 205 of the Assam Land Records Manual ?

Are the weekly diaries of the Circle Officer sent to the D.C. (through S.D.O. in the case of outlying Sub-Division) timely and regularly ?

5.6 Is there any separate Register maintained for recording V.V.I.Ps correspondences including Parliamentary-Assembly matters on land for their prompt disposal ?

5.7 Are required Registers maintained for disposal of Land Reforms matters ?

6.1 Are the Cash Book Acquittance Rolls etc. are checked and signed by the Circle Officer regularly ?

6.2 Are the monthly certificates given in the Cash Book by the Circle Officer at the end of each month ?

7.1 Is the Annual Survey and Settlement report for the year ending 30th September is submitted by the Circle Officer timely to the D.C./S.D.O. with copy to the D.L.R. ? (Rule 288 of the Assam Land Records Manual).

7.2 Are the Area Abstract Crops Abstract, Irrigation Abstracts, Settlement doults etc. sent regularly and timely by the Circle Officer ? (Rule 112 of the Assam Land Records Manual).

8.1 How frequently the Circle Officers and other officers visit villages ? Are the instructions given by them noted in the blank page of the chithas of the villages ? (Rule 106 of the Manual).

8.2 Are the fair copied chithas duly compared and certified by both S.K. and Circle Officer ? (Rule 113 of the Manual).

8.3 Are the istafa dags and new dags are mentioned in the blank page of the chithas, besides making necessary corrections as per orders of Superior Officers at the appropriate places against such dags in the chithas and J. B. Registers ? (Rules 80 and 83 of the Manual).

9.1 Are the spring tours and winter tours performed by L.R. Staff and Circle Officer in every year and are the works done timely and properly during such tours ? (Rules 76 - 84 and 107 - 109 of the Manual).

- 9.2 Are the jamabandi Registers periodically read in the villages and the names of the unregistered dakhaldars noted in proper column of the chithas with signatures and dates ? (Rules 58 and 82 of the Manual).
- 9.3 Are the encroachment report submitted by the recorders covering all the illegal unauthorised occupation of Government lands of all categories timely and completely ? (Rule 44 of the Manual). Responsibility should be fixed on the concerned L.M. for any new encroachment invariably.
- 10.2 Are the names of persons mutated in the chithas by the Circle Officer in column 8 transferred to column 7 with necessary corrections in the Jamabandi Register ? (Rule 58 of the Manual).
- 10.2 Does the Registrar Kanongo sign at every correction of mutation putting date in the local J. B. Register & the chithas ? (Rule 183 of the Manual).
- 10.3 Whether there are any long pending mutation entries in the chitha and if so, what action has been taken to dispose of them by the Circle Officer ? (Rule 217 of the Manual).
- 11.1 Whether the L.R. Staff submit their Field enquiry report in Form 'K' in respect of the posts of land which have been converted from agricultural to non-agricultural uses or vice-versa to the Circle Officer timely and regularly ? (Rule 23 & 157 of the Manual).
- 11.2 Whether the reports regarding changes in land uses are submitted by the Circle Officer in Form 'K' to the D.C. timely and regularly ? (Rule 23 & 208 of the manual).
- 11.3 Whether changed classifications of land in the resulting alteration of assesment of land revenue are timely noted in the chithas and the J. B. Registers after receipt of orders from the D.C. ? (Rule 23 of the Manual).
- 12.1 Whether the various registers to be maintained by the S.Ks are properly and correctly maintained ? (Rules 172-175 of the Manual).
- 12.2 Whether the various Returns/Statements are timely submitted by the S.Ks to the Circle Officer ? (Rules 176-179 of the Manual).
- 13.1 Do the recorders and S. Ks. inspect the survey marks periodically and note their visits in the survey marks Registers ? (Rules 33-36 of the Manual).

- 14.1 Is there any Tribal Belt or Block in the Circle ? If so, the names of the mouza (S) and the villages may be ascertained.
- 14.2 Have the recorders reported occupation of land in Tribal Belt or Block by the persons not entitled to get land in such Belt or Block? (Entries in the chithas may be verified and necessary action be taken).
- 14.3 Whether any mutation has been granted in favour of non-eligible persons in any village of Belt or Block ? If so, what steps have been taken to cancel the same.
- 14.4 Whether any non-eligible person has been granted settlement of Government land in the Tribal Belt or Block in the Circle in contravention of the provisions of the Chapter X of the A.D.R.R.? (If so, what steps have been taken to cancel such irregular settlement ;
- 14.5 Whether the cases of encroachment on Government lands by non-eligible person in the Tribal Belt or Block and alienation of lands of Annual Pattas and Periodic pattas in the Tribal belt of Block to non-eligible persons have been detected and reported to the S.D.O/D.C. timely for necessary action?
- 15.1 Whether there are old Mutation cases conversion cases, N.R. Cases etc. pending for a long period ; For what reasons they are pending and for whose fault ?
- 15.2 Whether the records of the sanctioned Mutation cases are timely despatched to the branch of the R. Kgo of the office of the S.D.O or D.C. as the case may be for necessary corrections in the sadar J.B. Registers ?
- 16.1 Are the data on areas, crops irrigation etc. are regularly noted in the chithas after inspection done in the Recorders tours every year ?
- 16.2 Whether the total of the areas under crops and irrigation are regularly and correctly made in the chithas by the Record and the required returns submitted timely ?
- 17.1 Is the accomodation sufficient for the Office ? If not, necessary step is to be taken in this regard.
- 17.2 Are there accomodation facilities sufficient for the Officers and Staff ? If not necessary steps are to be taken in this regard.

- 17.3 Whether plots of suitable land have been selected for the purpose of construction of office building and residential quarters in the case of the newly created circle and whether proposal for reservation of such lands for the purpose been submitted to the Government through the D.C. ? If not, necessary steps are to be taken in this regard.
- 18.1 Whether there is any vacant sanctioned post in the Circle ? If so, since when and for what reason ?
- 18.2 Whether steps have been taken to till up such vacant post ? If so, what is the present position ?
- 19.1 General cleanliness of office, drinking water facilities, shed for visitors, lavatory facilities, turnout of office staff, approach road to Circle Office condition of office and residential buildings etc.

ANNEXURE - II

IMPORTANT REGISTERS AND FILES TO BE MAINTAINED IN REVENUE CIRCLE OFFICE

1. Attendance Register of L. R. Staff.
2. Attendance Register of Office Assistants & 4th Grade Staff.
3. Daily Diary Register of Circle Officer.
4. Receipt Register of Govt. correspondances.
5. Receipt Register of Misc applications.
6. Issue Register of letter, reports etc. issued.
7. Register of Mutation cases.
8. Register of conversion cases (conversion of A.P. lands into periodic)
9. Register of Misc cases.
10. Register of N.R. Cases (non-renewal of A.P. lands).
11. Register of Encroachment cases.
12. Register of Land Ceilling cases.
13. Register of Relinquishment applications.
14. Register of Kabula Petitions (Waste land settlement petitions.)
15. Court Fee Register.
16. Register of Survey instruments.
17. Register of Forms.
18. Register of Stationery articles.
19. Register of Furniture.
20. Register of Counter-foil Receipt Books.
21. Acquittance Roll.
22. Order Book.
23. Inspection Book.
24. Cash Book.

25. Mutation cases Diary
26. Misc cases Diary.
27. Guard File for Circle Office inspection notesheports.
28. Guard File for Govt. Circulars.
29. Mouza Inspection Files (Mouza-wise)
30. Annual Survey & Settlement reports File.
31. Annual Land & Revenue Administration Reports File.
32. Files relating to various subjects/reports.
33. Register of requisitioned vehicles.
34. Register of stock & issue of relief goods.
35. Register of Rehabilitation grants.
36. Register of Rehabilitation Loans.
37. Annual Register of casual leave of L.R. Staff.
38. Annual Register of casual leave of office Assistants & Grade IV Staff.
39. Dak Book (Peon Book).
40. Log books for L.R. Staff.

**GOVERNMENT OF ASSAM
REVENUE (LR) DEPARTMENT
LAND REVENUE BRANCH**

No.RLR.151/89/25

Dated Dispur, the 3rd April, 1990

From : Shri S. N. Bhagawati, A. C. S.
Officer on Special Duty,
Revenue (LR) Department.

To : The Sub Deputy Collector,
The Assistant Settlement Officer,

Sub : Recording of data of agricultural statistics in the Field Registers (Chithas) and submission of periodical abstracts on areas, crops and irrigation statistics.

Sir,

I am directed to say that the Government have come to know about non-recording of the data of agricultural statistics by the Land Records Staff in their field registers (chithas) as per prescribed time schedules in some Revenue Circles, though there are clear instructions laid down in the Assam Land Records Manual and though clear instructions have also been issued by the Director of Land Records, Assam from time to time in this regard. It is evident that submission of the Area abstract, crops abstract and Irrigation abstract in accordance with the prescribed formats as laid down in the said Manual is also delayed by the circle level Officers due to non-recording of the required agricultural data timely every year and this lapse on the part of the ground level functionaries of the Revenue Department hampers in finalisation and submission of the State reports on agricultural statistics to the Central Government in time. So it is impressed upon you about the necessity of timely recording of the required agricultural statistics and timely submission of various abstracts on areas, crops and irrigation as per fixed time schedules.

The instruction given for the recorders in Rules under Section 6 (Spring Tour), Rules under Section 7 (Summer Recess), Rules under Section 8 (Winter Tour) and Rules under Section 9 (Winter Recess) of the Assam Land Records Manual should be invariably and strictly followed.

In this connection, the instructions given to you by the Director of Land

Records, Assam vide his No.DLR.21/82/186, dated 2nd January, 1989, and No.DLR.22/Pt/82-88/21, dated 7th November, 1989 have surely been followed by you and necessary action has been taken for timely submission of the various abstracts from your end. The members of the L.R. Staff should be suitably instructed and guided so that none will fail in his assigned duties.

Yours faithfully.

Sd/- S. N. BHAGAWATI,
Officer on Special Duty,
Revenue (L.R) Department.

Memo No.RLR.151/89/25-A

Dated Dispur, the 3rd April, 1990

Copy to :

- 1 Copy to the the Director of Land Records, Assam, Bamunimaidan, Guwahati-21 for information and necessary action.
- 2 Copy to the the Director of Economics & Statistics, Assam Guwahati-6
3. Copy to the the Deputy Commissioner, for information and necessary action.
4. Copy to the the Settlement Officer, for information.
5. Copy to the Sub-Divisional Officer (C)..... for information necessary action.

By Order etc.,

Sd/- S. N. BHAGAWATI,
Officer on Special Duty,
Revenue (LR) Department.

**GOVERNMENT OF ASSAM
REVENUE (LR) DEPARTMENT
LAND REVENUE BRANCH**

No. RLR.41/90/45

Dated Dispur, the 21st May, 1990

From : Shri G. C. Pathak
Under Secretary to the Govt. of Assam.
Revenue (LR) Department.

To : The Deputy Commissioner,
The Sub-Divisional Office

Sub : Achievement of target of collection of Land Revenue.

Ref. : Commissioner and Secretary, Revenue Department's D. O.
No. RLR.91/89 dated 6th January, 1990, Department's Message
No. RLR.91/89/12, dated 5th September, 1989 and Letter No.
RLR.41/90/1, dated 18th April, 1990.

Sir,

I am directed to say that the progress of collection of land revenue as revealed from the collection statements for the quarter ending 31st March, 1990 furnished with your letter No. dated is very disappointing as collection of only percent against current demand and percent against arrear demand appears to have been made as against the target of 75% percent and 50% percent fixed respectively vide Commissioner's D.O. No. RLR.91/89, dated 6th January, 1990 referred to above.

I am therefore to request you kindly to take all possible steps to gear up collection so that the target fixed by this Department is achieved by 30th June, 1990 by all means as instructed.

Further you are requested to intimate the position by the 15th July, 1990 positively.

This may please be accorded Top Most Priority.

Yours faithfully,

Sd/- G. C. PATHAK,
Under Secretary to the Government of Assam,
Revenue (LR) Department.

Copy to :

1 The Commissioner, Lower Assam Division, Guwahati/Upper Assam Division, Jorhat/North Assam Division, Tezpur/Hills and Barak Valley Division, Dispur, Guwahati-6.

By Order etc.,

Sd/- G. C. PATHAK,

Under Secretary to the Government of Assam,
Revenue (LR) Department.

Shri D. K. Gangopadhyay, IAS,
Commissioner and Secretary.

Govt. of Assam,
Revenue Relief and Rehabilitation
and Registration Departments,
Dispur, Guwahati-781006
D.O. No.RLR.91/89
dated January 6, 1990

My dear

The position of Land Revenue collection as revealed from the statements furnished by you for the year ending June 30, 1989 is highly disappointing as of the total demand, both current and arrear, seems to have been collected. Such unsatisfactory performance in regard to Land Revenue collection has been viewed very seriously by the Government.

Government desire that 75% collection against current demand and atleast 50% against arrear demand in should be made within June 30, 1990.

Now that the harvesting of crop has been completed in most arreas and a favourable atmosphere prevails all over, Land Revenue collection drive should be vigorously launched, so as to achieve the target fixed. Please monitor the performance of each and every Mouzadar, enlist services of Gaon Buras and where Mouzadars are under suspension ask the SDCs organise camp collection with wide publicity, so as to achieve the target.

With best wishes,

Yours sincerely,

Sd/- D. K. GANGOPADHYAY;

PART-V

**REVENUE DEPARTMENT
(GENERAL BRANCH)**

IMPORTANT

**GOVERNMENT OF ASSAM
REVENUE (GENERAL) DEPARTMENT : RELIEF BRANCH
GUWAHATI-781006.**

No. RGR.71/87/3

Dated Dispur, the 21st May, 1987

To

- The Secretary (P.W.D. 'R & B'), Government of Assam.
- The Secretary (Agriculture), Government of Assam.
- The Secretary (Flood Control), Government of Assam.
- The Secretary (Municipal Admn.), Government of Assam.
- The Secretary (Health 'Medical'), Government of Assam.
- The Secretary (Health 'P.H.E.'), Government of Assam.
- The Secretary (Rural Dev. and P&C.D.), Government of Assam.
- The Secretary (Handloom, Textile and Sericulture), Government of Assam.
- The Secretary (Education), Government of Assam.
- The Secretary (A.H. and Veterinary'), Government of Assam.
- The Secretary (Irrigation), Government of Assam.
- The Secretary (Forest), Government of Assam.
- The Secretary (Fisheries), Government of Assam.
- The Secretary (Power, Electricity), Government of Assam.
- The Secretary (Industries), Government of Assam.
- The Chief Engineer, P.W.D (R&B), Assam, Guwahati.
- The Chief Engineer, Flood Control, Assam, Guwahati.
- The Chief Engineer, Irrigation, Assam, Guwahati.

The Chief Engineer, Public Health Engineer, Assam, Guwahati.

The Director, Agriculture, Assam, Guwahati.

The Director, Municipal Admn. Deptt., Assam, Guwahati.

The Director, Health Services, Assam, Guwahati.

The Director, Panchayat and G. D., Assam, Guwahati.

The Director, Rural Development, Assam, Guwahati.

The Director, Handloom and Textile, Assam, Guwahati.

The Director, Sericulture, Assam, Guwahati.

The Director, A. H. and Veterinary, Assam, Guwahati.

The Director, Fisheries, Assam, Guwahati.

The Chief Conservator of Forest, Assam, Guwahati.

The Chairman, A.S.E.B., Assam, Guwahati.

The Secretary, Assam Khadi and Vill. Industries Board, Assam, Guwahati.

The Commissioner, Lower Assam Division, Guwahati/Upper Assam Division, Jorhat/North Assam Division, Tezpur/Hills and Barak Valley Division, Dispur, Guwahati-6.

Deputy Commissioner, Dibrugarh/North Lakhimpur/Sibsagar/Jorhat/Nagaon/Tezpur/Mangaldoi/Kamrup/Barpeta/Goalpara/Kokrajhar/Dhubri/Cachar/Karimganj/Karbi Anglong/North-Cachar Hills/Nalbari/Pragjyotishpur.

Sub-Divisional Officer, Tinsukia/Sadiya/Dhemaji/Jonai/Charaideo/Majuli/Golaghat/Morigaon/Hojai/Biswanath Chariali/Odalguri/Rangia/South Salmara/Mankachar/Gossaigaon/North Salmara/Hailakandi/Hamren.

Sub : Utilisation of relief fund under different items of Natural Calamities.

Sir,

I am directed to send herewith a copy of Government of India's D.O. Letter No. 43(6)-PF/85, dated 4th May, 1987 from Joint Secretary, Ministry of Finance, containing the instructions for proper utilisation of relief fund under different items of Natural Calamities for your information and guidance.

2. It is requested that the instructions contained therein may be scrupulously followed and it should be invariably ensured that the relief funds are properly utilised for the purposes meant for, without diversion of fund for other purposes and in actual affected areas accordingly.

Yours faithfully,

Sd/- B. M. HAZARIKA,
Secretary (Revenue), Government of Assam.

Memo No.RGR.71/87/3-A

Dated Dispur, the 21st May, 1987

Copy alongwith copy of above mentioned letter forwarded for information to the :-

1. Financial Commissioner, Government of Assam.
2. Agricultural Production Commissioner, Government of Assam.
3. P. S. to Chief Secretary to the Government of Assam for information of Chief Secretary, Assam.
4. P. S. to Minister, Revenue, Assam, for information of Minister, revenue, Assam.

By Order etc.,

Sd/- B. M. HAZARIKA,
Secretary (Revenue), Govt. of Assam,

(247)

(COPY)

Dr. J. P. SINGH
JOINT SECRETARY (PF-I)

D.O. No. 43 (6)-PFI/85 Ministry of
Finance Department of Expenditure
Plan Finance I Division, New Delhi,
Dated 4th May, 87.

Dear Shri Saikia,

The Central Govt. has been assisting the States to meet the Expenditure on account of Natural Calamities in accordance with the recommendations of the Finance Commissions. Guidelines indicating the procedure to be observed by the States while claiming such assistance have also been communicated from time to time. Recently, Central Team have visited certain States to obtain a better idea of the utilisation of the assistance sanctioned for calamity relief. The teams have noticed certain major deviations from proper procedure which are as follows :

2. Central assistance for calamity relief is being allotted to districts which have not been considered calamity affected or declared as such in accordance with the mechanism laid down in the Relief Manuals of the State. While approving ceilings of expenditure for drought relief, Finance Ministry has been indicating that Central assistance should be utilised in calamity affected districts. Expenditure incurred in other areas would therefore be ineligible for Central assistance.
3. State Govt. are reporting expenditure incurred on calamity relief for the purpose of release of Central assistance merely on the basis of allocations made to districts. In some cases, it has been found that, at the district level, the allotted funds have been transferred to the Personal Ledger Accounts of Deputy Commissioner and disbursement takes place much later. In the case of a natural calamity the Centre comes to the help of States for providing emergent relief measures. Expenditure incurred long after the calamity has occurred would serve no useful purpose and would imply that funds have been diverted to other sectors. Time limits for incurring expenditure on calamity relief are indicated in the letters in which ceilings are approved. The limits refer to the actual utilisation of Central assistance at the field level, not merely to allocation to districts. Expenditure incurred beyond prescribed time limit would therefore not be eligible for Central assistance.
4. State Government apply norms of relief assistance which are more liberal than those adopted by the Central Government for considering memoranda received from the States (communicated to the States in d.o. letter No. 4-8/85-Sr dated 18th June, 1986). Adoption of high

(248)

norms of relief assistance would mean that fewer people benefit from the same amount of Central assistance, especially in areas like employment generation, housing subsidy etc. calamity relief is only meant to provide immediate assistance to tide over serious emergencies and should not be treated as compensation for loss suffered. It would be in the interest of State Governments to have a second look at norms which are far higher than Central norms and consider bringing them closer to Central guidelines.

5. State Government report expenditure incurred on drought relief in different sectors for claiming Central assistance. However, monitoring teams have found cases where these reports have not been in accordance with the reality on the field. Inter sectoral diversions have been made and amounts have remained unutilised although they were claimed from Central Govt. by reporting actual expenditure. In these cases, the Central Govt. would have no option but to recover such amounts from future releases. This would be the case also in respect of expenditure reported as anticipated, if it is not actually incurred as originally projected.
6. As regards works programmes in a few areas, monitoring team have reported that Central assistance has been spent on fresh works and not for the repair of old works damaged during the calamity. Some State Governments have also diverted allocations made for Special Nutrition Programmes for free food distributions or have run these programme over too a short a period to produce any worth while result. Besides, budget provisions made by States for maintenance of works are not adequate allocations for repairs under calamity relief are being increasingly used for covering these deficiencies.
7. State Government are requested to review the functioning of the relief administration with special reference to the items mentioned above. Expenditure incurred after prescribed time limits funds diverted for purposes other than those approved and amounts remaining unutilised at the field level, would be recovered from future releases to State on calamity relief.

Yours sincerely,
Sd/- J. P. SINGH,
Joint Secretary

To

Shri A. K. Saikia,
Chief Secretary, Assam, Dispur, Guwahati.
Copy to finance Secretary, Govt of Assam, Dispur, Guwahati.

The 5th December, 1988

No. RGR. 120/86/70.- The Governor of Assam, in supersession of earlier amendments, is please to amend the Assam Relief Manual, 1976 as follows, with immediate effect.

1. Amendment of Appendix 5 :- In the Assam relief Manual, 1976 for item A of Appendix 5, the following shall be substituted, namely :-

A. Gratuitous Relief Items	Scale
(i) Supply of Foodstuff ---	1. (a) Rice 600 grams per head per day for adult. (b) Rice 400 grams per head per day for minor upto 12 years. 2. Pulses 100 grams per head per day. 3. Salt 30 grams per head per day. 4. Mustard Oil 30 grams per head per day. 5. Chira 600 grams per head per day for adult and 400 grams per head per day for minor upto 12 years. 6. Gur 100 grams per head per day.
(ii) Foodstuff in Relief Camps --	(ii). (a) Same as 1 to 6 above. (b) Rs. 4.00 per head per day plus cost of temporary shelter.

Note :- The rate mentioned in item (ii) (b) above will not be applicable to those who will receive food staff mentioned in Col. 2 against item 1 (i) in Col. 1.

2. Insertion of new item :- After item A in the Assam Relief Manual, 1976, the following shall be inserted as item A. I.

A. Other Item of Relief

Scale

- | | |
|--|--|
| 1. Relief for the old and infirm and destitute, children. | 1. (a) Rs. 2.00 per adult per day and Rs.1.00 per child per day. |
| 2. Clothing and utensils whose houses have been washed away. | 2. Rs. 100.00 plus Rs. 100.00 per family. |
| 3. Ex-Gratia payment to families of deceased persons. | 3. Rs. 5000.00 per deceased person. |
| 4. Ex-Gratia payment for loss of limb or both the eyes. | 4. Rs. 2,500.00 per head. |
| 5. Assistance for repair/restoration of damaged houses. | |

(a)

(b)

vide next page

- | | |
|------------------------------------|--|
| (a) Fully damaged house | (5) (a) 1. relocation and construction Rs. 1,000.00 per Unit.
2. Construction Rs.500.00 per Unit. |
| (b) Partially damaged house | (5) (b) Repairs : Rs.200.00 per Unit. |

Note :- Existing entries under Chapter XXII Para 22.2, Sl.No. 2(ii) in Col. 4 of the Assam Relief Manual is modified as above.

- | | |
|---|---|
| 6. Supplementary Nutrition ... | Re.0.80 per head per day subject to ceiling of actual average expenditure per head being incurred by the State Govt. under I.C.D.S. |
| 7. Assistance to Artisans in the handicraft sectors by way of subsidy for repair and replacement of damaged equipments- | |

- | | |
|---|---|
| (i) For damaged equipments - | 7. (i) Rs.200.00 per Unit |
| (ii) For raw materials | (ii) Rs. 250.00 per Unit. |
| 8. For Handloom Weavers -- | |
| (i) Repair/replacement of loom equipment and accessories. | 8. (i) Rs.200.00 per loom |
| (ii) Purchase of yarn and other materials. | (ii) Rs. 200.00 per loom |
| 9. Assistance to small farmers/ marginal farmers for :- | |
| (a) Desilting etc. | 9. 25% and 33 $\frac{1}{3}$ % to small farmers and marginal farmers respectively on the basis of local LDB/NABARD/any relevant State Agency's norms pattern subject to a ceiling of Rs. 1000.00 per hectare. |
| (b) Removal of debris in hill areas and | |
| (c) Desilting/restoration/repair/ of fish farms. | |
| 10. Animal Husbandry - | |
| Assistance to small farmers/ marginal farmers/Agricultural labour for provision of fodder and veterinary care and fodder concentrate. | 10. Large animal Rs. 3.00 and small animal Rs. 1.50 per animal per day. |
| 11. Animal Husbandry :- | |
| Subsidy for replacement of Bullocks milch animal and other drought animals (for small and marginal farmers/agricultural labours. | 11 & 12. For pair of bullocks or milch animals or other livestock.
As per IRD pattern subject to strict institutional tie up and ceiling on subsidy per family, 1/4th and 1/3rd as subsidy on the cost followed by NABARD. |
| 12. Sheep, Goat, Pig etc. | |

13. Employment generation -- --

13. Assistance at 100% of the notified minimum wage would be provided for 25 days per month. The State Government should provide material component from their on-going plan and non-plan schemes (Wage and material component per man day).

14 Assistance to Agricultures --

14. Rs. 200.00 per hectare limited to small and marginal farmers.

Agricultural input subsidy (for agricultural crops, horticultural crops and plantation crops).

Note :- Existing entries under Chapter XXII Para 22.2, Sl.No. 2(i) and 2(iii) Col. 2, 4 and 5 of the Assam Relief Manual is modified as above.

15. Assistance to fisherman for repair/replacement of boats, nets and other equipments damaged or lost.

15. (i) No assistance of mechanised boats which should be insured against natural calamities.

(i) Mechanised Fishing Boats :

14 M Cost	Rs. 4,00,000
	Rs. 5,00,000
12 M Cost	Rs. 2,00,000
	Rs. 3,00,000
10 M Cost	Rs. 1,25,000
	Rs. 2,00,000

Per Unit

15. (ii) (a) 25% subsidy will be

(ii) Plank built unmechanised :

(a) Boat -- Rs. 10,000
(Rs. 30,00)

Dugeut canee - Rs. 2,000
(Rs.20,000)

Cata maran Rs. 2,000
(Rs. 8,000)

(b) Net for 14 M boat :

Rs. 8,000

Rs. 12,000

Trawler net for 12 - 13 M boats

Rs. 5,000

(Rs.8,000)

Gill net (each piece) - Rs. 500

Rs. 1,000

16. Input subsidy for fish seeds
farms ...

provided subject to ceilings on
subsidy per family as per IRDP
pattern. The costs of boats will
also be determined with
reference to approved cost under
IRDP.

15. (ii) (b) No assistance
recommended as these items are
to be insured.

16. Rs. 200.00 per hectare.

Sd/- T. K. BORA
Secretary to the Government of Assam,
Revenue Department.

The 22nd December, 1988

CORRIGENDUM

No. RGR. 120/86/83.- The Governor of Assam is pleased to issue the following corrigendum to this Department Notification No.RGR. 120/86/70, dated 5th December, 1988:-

Please read the following "Note" below Gratuitous Relief Item" instead of the "Note" appeared in this Department Notification mentioned above.

"Note : Rs.4/- will not be applicable to those both inside and outside Relief Camp who will be supplied foodstuff as per scale mentioned above at A. Gratuitous Relief Items (i).

S. B. ROY CHOUDHURY,
Officer on Special Duty.
Revenue (General) Department.

**GOVERNMENT OF ASSAM
REVENUE (GENERAL) DEPARTMENT**

No.RGR.106/88/75

Dated Dispur, the 1st September, 1988

From : D. Choudhury,
Under Secretary to the Govt. of Assam,
Revenue (General) Department.

To : The Director,
Food & Civil Supplies Department, Assam,
Bhangagarh, Guwahati-5.

Sub : Advance Payment for STAFED.

Ref. : Your letter No. SA.33/88/Flood/58. dated 30th August, 1988.

Sir,

I am directed to invite a reference to your letter quoted above and to say that in continuation of this Department letter No. RGR. /106/88/69, dated 30th August, 1988, the Governor of Assam is pleased to release and place at your disposal for payment to the STAFED a further sum of Rs. 2.45 crores (Rupees two crores forty five lakhs) only as an advance for meeting the cost of foodstuff supplied to be supplied due to flood relief operation in the affected areas of the State.

This advance is to be adjusted against final bill/bills for the supplies made by STAFED and expenditure incurred on this account on receipt of certified bills by Deputy Commissioners/Sub-Divisional Officers from STAFED.

This expenditure is depositeable to the head "2245 Relief on account of Natural Calamities-II-other State plan and Non-Plan Schemes 02-Flood Cyclones etc. 101 Gratuitous relief" for the year 1988-89.

This sanction is accorded with the concurrence of Finance (EC-II) Department vide their U/O No.FEC (II)/6031/88, dated 1st September, 1988.

Necessary Treasury Voucher Number and date of drawal of this amount along with utilisation certificate may be submitted in due course. Separate account should be maintained from expenditure incurred out of the sanctioned amount.

Please mark in red ink on top of the bill "Contingency Fund" because

the fund has been made available as advance from the "Contingency Fund".

Yours faithfully,

Sd/- D. CHOUDHURY,

Under Secretary to the Government of Assam,
Revenue (General) Department.

No.RGR.106/88/75-A

Dated Dispur, the 1st September, 1988

Copy forwarded to :

- (1) The Treasury Officer, New Guwahati/Kamrup/Dispur for information.
- (2) The Managing Director, STAFED, Bhangagarh, Guwahati-5. He is requested to submit utilisation certificate together with item-wise details supported by bills and vouchers for audit purpose.
- (3) Finance (EC-II) Department.
- (4) The Secretary to the Government of Assam, Food & Civil Supplies Department, Dispur, Guwahati-6.
- (5) P.P.S. to Chief Minister, Assam for information of C.M.
- (6) P.S. to Chief Secretary, Assam for information of C.S.
- (7) P.S. to Minister Revenue, Assam, for information of M.R.
- (8) Accounts Branch of Revenue (General) Department.
- (9) Deputy Commissioner, Dibrugarh/North Lakhimpur/Sibsagar/Jorhat/Golaghat/Nagaon/Darrang/Sonitpur/Nalbari/Kamrup/Barpeta/Goalpara/Kokrajhar/Dhubri/Silchar/Karimganj/Hailong/Diphu.
- (10) Sub-Divisional Officer, Tinsukia/Sadiya/Dhemaji/Majuli/Jonai/Biswanath/Odalguri/Charaideo/Rangia/Pragjyotishpur/South Salmara/Gossaigaon/North Salmara/Hailakandi/Hamren/Morigaon/Hejai/Maibong/Dhansiri.

By Order etc.,

Sd/- D. CHOUDHURY,

Under Secretary to the Government of Assam,
Revenue (General) Department.

Memo No.RGR.106/75-B

Dated Dispur, the 1st September, 1988

Copy forwarded to:

The Accountant General (Accounts) Assam, Shilong.

The Accountant General (Audit) Assam, Shilong.

The Accountant General (Audit) Assam, Guwahati.

By Order etc.,

Financial Adviser to the Government of Assam,
Revenue (General) Department.

**GOVERNMENT OF ASSAM
REVENUE (GENERAL) DEPARTMENT**

No.RGR.106/88/Pt

Dated Dispur, the 1st April, 1989

From : T. K. Bora,
Secretary to the Govt. of Assam.
Revenue Department.

To : Deputy Commissioner, Dibrugarh, North Lakhimpur, Jorhat,
Sibsagar, Nagaon, Golaghat, Tezpur, Darrang, Goalpara, Dhubri,
Kokrajhar, Barpeta, Nalbari, Silchar, Karimganj, Diphu, Haflong,
Kamrup.

Sub-Divisional Officer, Tinsukia, Sadiya, Dhemaji, Jonai, Majuli,
Dhansiri, Biswanath, Odalguri, Charaideo, Morigaon, Hojai,
Rangia, Pragjyotishpur, South Salmara, Mankachar, Gossaigaon,
North Salmara, Hailakandi, Hamren, Maibong.

Sub : Advance Planning of Flood Relief Measures.

Sir,

You are aware that the flood in Assam is almost a regular phenomenon during monsoon season from May to October. This is, therefore, the appropriate time to gear up the flood control and flood fighting machineries of the State to face any situation and to take all other suitable measures to meet any contingency resulting from floods and to involve the community with the various preventive and preparedness measures evolved by the district authorities in order to ensure that people are not taken by surprise in the event of sudden flood.

The State Govt. has issued various instructions, guidelines from time to time in this regard. Besides, all the aspects of flood relief measures have elaborately been appended in the Assam Relief Manual copies, of which are also readily available with all D.C.s/D.Os and concerning Departmental heads.

Some important aspects are again emphasised for your guidance.

- (i) Identifying the flood prone areas, which are likely to be cut off during the floods and to make appropriate arrangements for supply of foodgrains and other essential commodities. The use of Panchyat, Co-operative, Govt. buildings etc. be also conveniently made for storing the essential commodities, medicines etc.

- (ii) Developing a system of early warning particularly for people living in the down stream and low lying areas and also use of some of the existing staff as messengers for dissemination of information as and when necessary.
- (iii) Continuous maintenance by patrolling and at critical areas especially on the embankments and also on vulnerable roads.
- (iv) Maintenance of Communication for use with/through A.I.R./T.V./ Wireless during the period of flood.
- (v) Arrangement for shelters, i.e. their identification should be done well before the onset of monsoon and the people living in the flood-prone areas should be made conversant with such places and the arrangements made therein.
- (vi) All arrangements should be made well ahead to collect equipment boats, essential commodities etc. to meet the situation in a short notice.
- (vii) issue of updated instruction to lower-staff fixing their responsibility and their job in management of natural calamities.
- (viii) Establishment of Control Room at the District/Sub-Divisional/ Circle level and also in some critical areas as may be considered necessary.
- (ix) Storage of all essential medicines at vulnerable places.
- (x) Identification of some high lands should be done well ahead for raising seedlings in the event of damage to crops by floods.
- (xi) All drains/canals passing through thickly populated areas particularly the urban areas should be cleared of debris or obstruction of any kind before onset of monsoons, Civic bodies should give topmost priority on this aspect.
- (xii) The District/Sub-Divisional/Circle level Committees should be formed as per earlier instruction involving local social workers of repute and a meeting be convened immediately deciding and detailing the preparatory action to be taken.

(xiii) Strict vigilance and maintenance of all flood protection works be ensured by the concerning departments.

(xiv) Specific tasks and responsibilities be allocated to various Officers/Individuals/Departments/Organisation including gaonburas. Homeguards, village defence parties, Civic bodies, Civil defence wardens etc. in a co-ordinated manner dividing areas of operation into various Zones, Elaborate arrangement for rehearsal of such Officers/Individuals in flood relief assistance be made at various levels.

You are requested to prepare co-ordinated contingent plan for the areas under your control according to the local condition, immediately and to send a copy to Govt. latest by 15th April, 1989 alongwith national map of your areas identifying the flood prone areas etc.

The receipt of this letter may kindly be acknowledged.

Yours faithfully,

Sd/- T. K. BORA,
Secretary to the Govt. of Assam,
Revenue Department.

Memo No. RGR.106/58/Pt/-A

Dated Dispur the 1st April, 1989

Copy to :

1. Special Assistant to the Chief Secretary to the Govt. of Assam, for favour of information of C.S.
2. P.S. to the Additional C.S. to the Govt. of Assam, Dispur for favour of information of Additional C.S.

(260)

3. All Administrative/Head of Department.

- (a) The Director, Agriculture, Assam.
- (b) The Director, Health Service, Assam.
- (c) The Director, A.H. & Veterinary, Assam.
- (d) The Director, Dairy Development, Assam.
- (e) The Director, Fisheries, Assam.
- (f) The Chief Public Health Engineer, Assam.
- (g) The Chief Engineer, P.W.D. (Roads), Assam.
- (h) The Chief Engineer, P.W.D. (Building), Assam.
- (i) The Chief Engineer, Flood Control, Assam.
- (j) The Chief Engineer, Irrigation, Assam.
- (k) The Director, Municipal Admn. Deptt. Assam.
- (l) The Director, Panchyat & C.D., Assam.
- (m) The Director, Inland Water Transport, Assam.
- (n) The Director, Sericulture, Assam.
- (o) The Director, Soil Conservation, Assam.
- (p) The Director, Assam Char Areas Development Authority, Dispur.
- (q) The Chief Conservator of Forest, Assam.
- (r) The Director, Handloom & Textiles, Assam.
- (s) The Chairman, A.S.E.B., Assam.
- (t) The Director, Food & Civil Supplies, Assam.

4. The Commissioner, Guwahati Municipal Corporation, for necessary action.

for favour of information & necessary action. Suitable instruction may please be issued to the officers under their control at District/Sub-Divisional level to co-ordinate and assist the preparation of advance contingency plan for meeting the flood situation at District/Sub-Divisional levels.

By Order etc.

Sd/- T. K. BORA,
Secretary to the Govt. of Assam,
Revenue Department.

**GOVERNMENT OF ASSAM
REVENUE (GENERAL) DEPARTMENT**

No.RGR.144/88/133

Dated Dispur, the 23rd June, 1989

The Deputy Commissioner, Dibrugarh, North Lakhimpur, Jorhat, Sibsagar, Nagaon, Golaghat, Tezpur, Darrang, Goalpara, Dhubri, Kokrajhar, Barpeta, Nalbari, Silchar, Karimganj, Diphu, Haflong, Kamrup. (By Hand)

Sub-Divisional Officer, Tinsukia, Sadiya, Dhemaji, Jonai, Majuli, Dhansiri, Biswanath, Odalguri, Charaideo, Morigaon, Hojai, Rangia, Pragjyotishpur, South Salmara, Mankachar, Gossaigaon, North Salmara, Hailakandi, Hamren, Maibong.

SUBJECT : DONATIONS ON ACCOUNT OF NATURAL CALAMITIES.

Sir,

I am directed to say that as per paras 22.3.1 and 22.3.2 Paras of the Assam Relief Manual, Deputy Commissioners and Sub-Divisional Officers are authorised to collect donations in each and kind on account of natural calamities from the Public and Voluntary Organisations and to maintain Personal Ledger etc. as per 23.2.4 of the Assam Relief Manual.

You are requestd kindly to intimate Government whether such donations are still received and accounts maintained property. If so, a statement of such receipts, disbursement and expenditure incurred may please be furnished to the Department at an early date.

Yours faithfully,

Sd/- S. B. ROY CHOUDHURY,
Officer on Special Duty to the Govt. of Assam,
Revenue (General) Department.

GOVERNMENT OF ASSAM
REVENUE (GENERAL) DEPARTMENT

No.RGR.8/90/2

Dated Dispur, the 9th April, 1990

To : The Deputy Commissioner, Dibrugarh, North Lakhimpur, Jorhat, Sibsagar, Nagaon, Morigaon, Golaghat, Tinsukia, Dhemaji, Tezpur, Darrang, Bongaigaon, Goalpara, Dhubri, Kokrajhar, Barpeta, Nalbari, Silchar, Karimganj, Diphu, Hailakandi, Haflong, Kamrup.

Sub-Divisional Officer, Sadiya, Jonai, Majuli, Dhansiri, Biswanath, Odalguri, Charaideo, Hojai, Rangia, Pragjyotishpur, South Salmara, Mankachar, Gossaigaon, North Salmara, Dhakuakhana, Bijni, Bajali, Bokajan, Hamren, Maibong.

SUBJECT : Advance Planning for likely flood relief measures in 1990.

Sir,

I am directed to say that flood being a recurring feature in the State occurring generally during monsoon season from May to October, it is necessary to gear up the flood control and flood fighting machineries of the State to face any emergency and take all other suitable measures to meet any contingency resulting from floods and to involve the community with the various preventive and preparedness measures evolved by the District Authorities in order to ensure that people are not taken by surprise in the event of sudden flood.

The State Government have issued various instructions, guidelines from time to time in this regard. Besides, all the aspects of flood relief measures have elaborately been mentioned in the Assam Relief Manual copies of which are also readily available with all Deputy Commissioners/ Sub-Divisional Officers and concerning Departmental heads.

Some important aspects are again emphasised for your guidance :

- (i) Identifying the flood-prone areas, which are likely to be cut off during the floods and to make appropriate arrangements for supply of foodgrains and other essential commodities. The use of Panchyat, Co-operative, Government buildings etc. be also conveniently made for storing the essential commodities, medicines etc.
- (ii) Developing a system of early warning particularly for people living in the downstream and low-lying areas and also use of some of the existing staff as messengers for dissemination of information as and when necessary.
- (iii) Continuous maintenance by patrolling at critical areas, especially on the embankments and also on vulnerable roads.
- (iv) Maintenance of communication for use with/through A.I.R./T.V. Wireless during the period of flood.
- (v) Arrangement for shelters i.e. their identification should be done well before the onset of monsoon and the people living in the flood prone areas should be made conversant with such places and the arrangements made therein.
- (vi) All arrangements should be made well ahead to collect equipments, boats essential commodities etc. to meet the situation in a short notice.
- (vii) Issue of updated instruction to lower staff fixing their responsibility and their job in management of natural calamities.
- (viii) Establishment of Control Room at the District/Sub-Divisions/ Circle level and also in some critical areas as may be considered necessary.
- (ix) Storage of all essential medicines at vulnerable places.
- (x) Identification of some high lands should be done well ahead for raising seedlings in the event of damage to crop by floods.

- (xi) All drains/canals passing through thickly populated areas should be cleared of debris or obstructions of any kind before onset of monsoon, Civic bodies should give top most priority on this aspect.
- (xii) The District/Sub-Divisional/Circle level committees should be formed as per earlier instruction involving local social workers of repute and a meeting be convened immediately deciding and detailing the preparatory action to be taken.
- (xiii) Strict vigilance and maintenance of all flood protection works be ensured by the concerning departments.
- (xiv) Specified tasks and responsibilities be allocated to various Officers/Individuals/Departments/Organisations including gaonburahs, Homeguards Defence parties, Civic bodies, Civil Defence Wardens etc. in a co-ordinated of operation into various zones. Elaborate arrangement for rehearsal of such officers/individuals in flood-relief assistance be made at various levels.

You are requested to prepare co-ordinated contingent plan for the areas under your control, according to the local condition immediately and to send a copy to Government latest by 21st April, 1990 along with a map of your areas identifying the flood-prone areas etc.

The receipt of this letter may kindly be acknowledged.

Yours faithfully,

Sd/- D. K. GANGOPADHYAY,
Commissioner and Secretary to the Govt. of Assam,
Revenue Department.

Copy to :

1. Special Assistant to the Chief Secretary to the Government of Assam for information of Chief Secretary.

All concerned Departments :-

2. Director, Agriculture, Assam.
3. Director, Health Service, Assam.
4. Director, A.H. & Veterinary, Assam.
5. Director, Dairy Development, Assam.
6. Director, Fisheries, Assam.
7. Chief Public Health Engineer, Assam.
8. Chief Engineer, P.W.D. (Roads), Assam.
9. Chief Engineer, P.W.D. (Building), Assam.
10. Chief Engineer, Flood Control, Assam.
11. Chief Engineer, Irrigation, Assam.
12. Director, Municipal Admn. Deptt. Assam.
13. Director, Panchyat & R.D., Assam.
14. Director, Inland Water Transport, Assam.
15. Director, Sericulture, Assam.
16. Director, Soil Conservation, Assam.
17. Director, Assam Char Areas Development Authority, Dispur.
18. The Chief Conservator of Forest, Assam.
19. The Director, Handloom & Textiles, Assam.
20. The Chairman, A.S.E.B., Assam
21. The Director, Food & Civil Supplies, Assam.
22. Commissioner, Guwahati Municipal Corporation, for necessary action.

for information and necessary action. Suitable instruction may please be issued to the officers under their control at District/Sub-Divisional level to co-ordinate and assist the preparation of advance contingency plan for meeting the flood situation at District/Sub-Divisional levels.

By Order etc.,

Sd/- D. K. GANGOPADHYAY,
Commissioner and Secretary to the Govt. of Assam,
Revenue Department.

**GOVERNMENT OF ASSAM
REVENUE (GENERAL) DEPARTMENT**

No.RLR.223/87/59

Dated Dispur, the 28th April, 1990

- From :** D. K. Gangopadhyay, Commissioner and Secretary to the Government of Assam, Revenue, Relief etc. Department.
- To :** Deputy Commissioner, Dibrugarh, North Lakhimpur, Jorhat, Sibsagar, Nagaon, Golaghat, Tezpur, Darrang, Goalpara, Dhubri, Kokrajhar, Barpeta, Nalbari, Silchar, Karimganj, Diphu, Haflong, Kamrup, Hailakandi, Morigaon, Dhemaji, Tinsukia, Bongaigaon.
Sub-Divisional Officers, Sadiya, Jorhai, Majuli, Dhansiri, Biswanath, Odalguri, Charaideo, Hojai, Rangia, Pragjyotishpur, South Salmara, (Mankachar), Gossaigaon, North Salmara, (Hatsingimari), Hamren, Maibong, Dhakuakhana, Bijni, Bajali, Bokajan.
- Sub :** Adoption of Dhemaji Earthquake Disasters Relief Plan as model by all Sub-Divisions.

Sir,

I am directed convey that the State Level Regional Crisis Management Committee has approved the modified Earthquake Disaster Relief Plan for Dhemaji which is enclosed, as a model for all sub-divisions.

2. You are requested throughly to examine this plan and after modifying according to your local needs and taking into account local conditions you are to prepare a contingency Earth-quake Disaster Plan for your sub-division and forward the same for the consideration of the State Level Committee. Your Sub-Division's plan should reach the undersigned by 15th June, 1990.

3. This is a matter of great urgency and I am to request you that you should give your personal attention.

Yours faithfully,

Sd/- D. K. GANGOPADHYAY,
Commissioner and Secretary to the Govt. of Assam,
Revenue, Relief etc. Department.
Dispur.

(267)

**GOVERNMENT OF ASSAM
CENTRAL WATER COMMISSION
FLOOD CONTROL COORDINATION DIRECTORATE**

No.11/90/FCC/1667

ROOM No. 811, Sewa Bhavan

R.K. Param, New Delhi-110066

Dated 2nd May, 1990

To : SECRETARY,

REVENUE (GEN.) DEPARTMENT

RELIEF BRANCH

GOVERNMENT OF ASSAM

DISPUR.

Subj: Supply of information relating to floods and flood during 1990.

Sir,

As in previous years, it is proposed to issue Flood Bulletins/Flood News letters during the ensuing flood season from 15th May, 1990 to 31st October, 1990. For this purpose, I am to request that the following information may kindly be sent by 'Flood Immediate Telegram/Wireless/Telex (Telex No.31-72361 CFFC-IN) whenever the water level of river reaches within 1.0 metre of the danger level :

1. Water level of river in floods at key stations (in metres)
2. Rainfall in the catchment area (in cms.)
3. Any emergent measures taken etc., to meet with the flood situation.

In addition, a weekly report may also please be sent giving a review of damage experienced during the week as well as overall flood situation in as much details as possible every week ending on Thursday beginning from the week ending of 17th May, 1990. A note on the hints for reporting daily and weekly flood situations and a specimen 'flood report' telegram are attached (Annexure-I) for information and guidance. It may be added that merely giving details of river levels would not be adequate for the purpose of issuing, Flood Bulletins/Flood News Letters'. Sufficient information indicating whether any area has been actually flooded by these river levels, whether any damage to engineering structures and whether disruption of traffic has occurred may also please be furnished in order to make the flood

bulletins/flood news letters really useful and also for framing the replies to Parliament Questions and discussions and on calling attention notices etc. The flood damage may be supplied in the proforma enclosed (Annex-II).

The 'Flood News Letter' will be issued generally once a week but the frequency may be increased and when necessary, depending on the flood situations reported by you. It is, therefore, requested that the reports on the flood situation may be supplied in detail regularly and promptly. Necessary instructions in this regard may please be issued to all the Superintending Engineers/Executive Engineers working under you to send the requisite information immediately on the occurrence of flood in their respective jurisdictions direct to this Directorate by 'Flood Immediate' Telegram/Telex message/Wireless message/Trunk calls etc.

It is further requested that the present addresses of Coordinating Officer/Officer working in the absence of the coordinating officer at the State head quarter dealing with floods alongwith their residential as well as official telephone numbers/telex and telegraphic addresses may please be supplied as per Annexure-III enclosed.

Receipt of this letter may kindly be acknowledged.

Yours faithfully,

Sd/- A. M. BHOLA,
Director (FCC) DTE
Tel. 60-2935 (O)

Encl. : As above

ANNEXURE-1

FORMATS FOR GUIDANCE IN REPORTING DAILY AND WEEKLY FLOOD SITUATION DURING 1990

1. Indicate the general trend of rainfall in the last 24 hours.
2. Give the names of rivers and the levels observed at key stations where the level is less than 1.0 metre below danger level. Also indicate if the level is rising or falling. The danger level and the maximum level over reached (with date) at the station under report may also be indicated in the first report.
3. Give names of engineering works like flood embankments, bank protection works, spurs, roads, canals, railways and other public utilities etc. damaged and approximate value of damage if possible.
4. Describe disruption to communications like highways, railways, telegraphs lines etc.
5. Describe measures taken to repair the damage.
6. Remarks on any press news which the State Chief Engineer may like to contradict or support.
7. Map showing areas flooded.

WEEKLY REPORT

The weekly report which should reach this office by Thursday every week is required to be in the form of review and should give a summarised account of the flood engineering works affected during whole week, ending on Wednesday. All important events may be described. Area saved as a result of flood control works already executed and future works proposed as a result of experience gained during the floods may also be covered.

SPECIMEN

FLOOD IMMEDIATE TELEGRAM CO-ORDINATION

CWC, DIRECTOR, FLOOD CONTROL

Sewa Bhawan
New Delhi

Wide spread heavy rainfall Eastern Region (.) 15 centimeteres
Dibrugarh, 17 centimetres Guwahati (.) Heavy rain continues (.) River level
nearing danger (.) Dibrugarh level 105.00 metres rising discharge 27,000
cumecs (.) Dyke Dhubri to Puthimari near Dibrugarh slumped 2 mts. near nose
(.) Guwahati air strip, under 1.5 mts. water (.) not fit for landing (.) Dibrugarh
Jorhat road closed for vehicular traffic since 14th. Repairs of above works
started (.) Damage to public utilities Rs. Lakhs (.)

(271)

ANNEXURE - II

Sl. No.	Name of District	Area Affected in million ha	Population affected in million	Damage to crops		Damage to houses		Cattle lost Nos.	Human lives lost No.	Damage to Public utilities Rs. crores.	Total damage to crops, houses & Public utilities (Col. 6 + 8 + 11) in Rs. crores.
				Area in million ha.	Value in Rs. crores	Nos.	Value in Rs. crores				
1	2	3	4	5	6	7	8	9	10	11	12

GOVERNMENT OF ASSAM
REVENUE (GENERAL) DEPARTMENT

No.RGR.44/90/14

Dated Dispur, the 23rd May, 1990

To

1. The Special Commissioner & Special Secretary, Transport/Home & Political/Industries Department, Dispur.
2. The Commissioner & Secretary, Agriculture Production/Power/P.A.E./ Education/Handloom & Textiles/A.H. & Veterinary/P.W.D.
3. The Secretary, Health & F. W./Irrigation/Food & Civil Supplies/Flood Control/Forest/Soil Conservation/Panchayat & R. D.
4. The Director General of Police, Assam.
5. The Director, health/A.H. & Veterinary/Dairy/Fisheries/Municipal Administration/Panchayat & R. D./Inland Water Transport/Handloom & Textiles/Sericulture/Soil Conservation/Char Areas Development Authority.
6. The Chief Engineer/P.W.D. (Road)/P.W.D. (Building)/Irrigation/Flood Control/Public Health.
7. The Chief Conservator of Forests.
8. The Registrar of Co-operative Societies.

Sub : Provision of F.D.R. Fund in Departmental Normal and Plan Budget.

Sir,

I am directed to refer to the discussion held in the flood co-ordination meeting on 10th May, 1990 and to say that recently in the Relief Commissioners' meeting in Delhi on 15th May, 1990 the matter of insufficiency of the Calamity Relief Fund (under the new procedure) to meet flood damage restoration work was reviewed at length and it was stressed that since the corpus under the Calamity Relief Fund (Rs.30.00 crore for Assam) would not be enough to meet the restoration works, adequate funds for maintenance of embankments, road, irrigation works and other infrastructures/assets should be earmarked in the respective Plan Schemes and normal budget of the Department. It was further observed in the meeting that this would enable the States to make available more fund

for meeting the actual relief needs, such as gratuitous relief, rehabilitation assistance, ex-gratia grants for loss of lives, crop and cattle damage etc. out of the Calamity Relief Fund.

This aspect was discussed, as you may please recall, in the State level flood co-ordination meeting on 10th May, 1990 too and the Chief Secretary also stressed during the course of discussion on the need for making available funds to meet the restoration/maintenance costs, from the departmental budgets.

You are, therefore, advised kindly to take steps for making adequate provision for maintenance/restoration in your departmental Plan and Non-Plan budgets accordingly.

Yours faithfully,

Sd/- D. K. GANGOPADHYAY,
Commissioner and Secretary to the Govt. of Assam,
Revenue Department.

Memo No.RGR.44/90/14

Dated Dispur, the 23rd May, 1990

Copy forwarded to :

1. Chief Secretary, Assam, Dispur for favour of information.
2. Special Commissioner, Planning and Development, Assam.
3. Financial Commissioner, Assam, Dispur.

By Order etc.,

Sd/- D. K. GANGOPADHYAY,
Commissioner and Secretary to the Govt. of Assam,
Revenue Department.

GOVERNMENT OF ASSAM
REVENUE (GENERAL) DEPARTMENT

No.RGR.8/90/32

Dated Dispur, the 28th May, 1990.

To :

1. The Commissioner & Secretary, to the Govt. of Assam, Animal Husbandry & Veterinary Department, Dispur.
2. The Director of A.H. & Veterinary, Assam, Chenikuthi, Guwahati.

Sub : Safety of cattle population during floods.

Sir,

It has been observed from experience of the past years that large numbers of cattle population are badly affected during floods in the State. As per reports compiled in the Revenue Department, loss of cattle lives during floods in the three years are as shown below :

<u>Year</u>	<u>No. of cattle lives lost</u>
1987	108913 (including livestock)
1988	86210
1989	3086

The estimates of such losses are also available in A. H. & Veterinary Department.

The necessity of ensuring safety and protection to the cattle population therefore, cannot perhaps be over-emphasised. In view of the imperative need to afford maximum protection to the milch draught cattle. You are requested to consider and arrange to shift cattle population from chronically low-lying and flood prone areas during flood season specially during high flood season, i.e. June 15th and 20th October, 1990, so as to effectively eliminate possibility of loss of cattle lives and damage to cattle population. This is also in tune with Assam Relief Manual recommendations [See Chapter XX on Veterinary Service; Para 20.1 (iv)]

In this context you may recall the discussion in the flood co-ordination meeting held on 10.5.90 in the Secretariat Conference Room under the Chairmanship of Chief Secretary, Assam when the matter of limitation of

the funds under the new procedure of Calamity Relief Fund introduced by the Government of India was discussed at length. In any case the financial relief that may be available may never prove sufficient to recoup the enormous damages suffered by the economy by way of death and destruction of milch and draught cattle during the floods.

The sub-divisions where damage to cattle population is considerable appear to be Sadiya, Jonai, Dhemaji, North Lakhimpur, Tezpur, Majuli, Dibrugarh, Tinsukia, Sibsagar, Jorhat and Golaghat where necessary procuton on the above lines should be scrupulously carried in consultation with Deputy Commissioners/Sub-Divisional Officers to ensure maximum possible safety and avoidance of death of cattle population.

You are requested kindly to take action in the matter accordingly.

Yours faithfully,

Sd/- D. K. GANGOPADHYAY,
Commissioner and Secretary to the Govt. of Assam,
Revenue Department.

Memo No.RGR.8/90/32-A **Dated Dispur, the 28th May, 1990.**

Copy forwarded to the following for information and necessary action :-

1. P. S. to Chief Secretary, Assam, for favour of information.

2. Agriculture Production Commissioner, Assam, Dispur.

3. All Deputy Commissioners.

4. All Sub-Divisional Officers.

Sub-Divisional Officers.

They will please alert in advance the cattle farmers to shift cattle to safer places during high flood season.

By Order etc.,

Sd/- D. K. GANGOPADHYAY,
Commissioner and Secretary to the Govt. of Assam,
Revenue Department.

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