

No.1(32)/Spl.Cell/CSC/71(I)
Government of India(Bharat Sarkar)
Ministry of Labour and Rehabilitation
(Sharam Aur Punarvas Mantralaya)
Department of Rehabilitation
(Punarvas Vibhag.)
Office of the Chief Settlement Commissioner
(Mukhya Bandobast Ayukta Ka Karyalaya)

Jaisalmer House ,New Delhi
Dated the 5th November,1971.

From

Shri W.G. Pathak,
Joint Secretary to the
Government of India,
& Chief Settlement Commissioner,
Ministry of Labour and Rehabilitation,
Department of Rehabilitation,
New Delhi.

To

The Secretary to the
Government of Gujarat,
Revenue Department, Ahmedabad.

Subject:- Administration and management of the remaining acquired
evacuee agricultural lands/properties and realisation of
rental demands etc.

Sir,

I am directed to state that the question of administration and management of evacuee agricultural lands/properties acquired under Section 12 of the Displaced Persons(Compensation & Rehabilitation) Act,1954, and still remaining un-disposed of as also the realisation of arrears of rent, and other recoverable dues in respect thereof vis-a-vis the expenditure, which is being incurred by the Settlement Organisation has been engaging the attention of the Government of India for some time past. It has been observed that only a limited number of acquired evacuee agricultural lands/properties remains to be disposed of and the expenditure which is being incurred for the purpose is out of proportion to the volume of work and the receipts from their disposal. Further, arrears on account of rent or leases in respect of such agricultural lands and properties have become over due for recovery and their realisation is presenting great difficulty besides entailing substantial expenditure without any comparable results.

2 . With a view to effecting economy in the expenditure which is being incurred by the Government of India, it has been decided, in the public interest, to make Administrative and financial arrangements with the State Govt. of Gujarat for the disposal of the residuary assets in a more satisfactory manner consistent with the purpose of the Displaced Persons(Compensation & Rehabilitation) Act, 1954., and the Rules framed thereunder.

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I, am, therefore, directed to convey the sanction of the President to the following administrative and financial arrangements being made with State Government of Gujarat for the management and disposal of the remaining acquired evacuee agricultural lands/rural and urban properties and realisation of arrears of rental demand in accordance with the provisions of the said Act and the Rules framed thereunder. These properties shall continue to vest in the 'Compensation Pool' as heretofore and shall be disposed of in accordance with the provisions of the Act and Rules aforesaid.

3. Disposal of the remaining un-disposed of/acquired evacuee agricultural lands, acquired rural and urban evacuee properties and recovery of rent etc.

(i) There are 765 un-disposed of urban acquired evacuee properties with a reserve price of about Rs.7,39,580/-. About 7495 acres of acquired evacuee agricultural land with a reserve price of Rs.6,17,600/- remains to be disposed of. A sum of Rs.4,52,680/- is reported to be outstanding on account of arrears of rent of acquired evacuee rural and urban properties. Besides, an amount of Rs.1,19,165/- is recoverable on account of lease money in respect of evacuee agricultural lands. Similarly amount of Rs.1,32,400/- an account of balance price of evacuee agricultural land and Rs.89,335/- on account of balance price of urban evacuee properties allotted/sold to the displaced persons on instalment basis are also recoverable.

(ii) The Government of Gujarat shall:-

- (a) dispose of acquired rural evacuee agricultural properties mentioned above without prejudice to the unsatisfied claim for compensation for properties left in west Pakistan. in so far as they have to be settled by transfer of lands/properties under their occupation to which they might be entitled in accordance with the provisions of the Displaced Persons (Compensation and Rehabilitation) Act, 1954.;
- (b) realise rent due, including arrears, and balance amount of instalments in respect of the said lands and properties until they are disposed of; and
- (c) pay in one lump sum to the Government of India a sum of Rs.2.00 lakhs before 31.3.1972.

(iii) The Government of Gujarat will not be liable to make any other payment to the Government of India in respect of the rent and proceeds of sale of the aforesaid lands and properties and balance amount of instalments.

(iv) The Government of India will not be liable to make any payment to the Government of Gujarat for the administration and disposal of the aforesaid lands/properties or towards any shortage between the amounts realised by the Government of Gujarat and the payments made to the Government of India, except to the extent specified in sub para (v) below:-

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- (v) In respect of all unsatisfied claims of compensation of displaced persons from west Pakistan that are adjusted by the transfer of lands/properties under their occupation to which they might be entitled, in accordance with the provisions of the Displaced Persons (Compensation and Rehabilitation) Act and Rules, the Government of India shall pay the amounts so adjusted to the Government of Gujarat.
- 4. The amount mentioned in para 3(c) will be credited to the account of the Central Government under the Head "L-II- Misc.-Receipts on account of Displaced Persons-Receipts forming part of Compensation Pool-Receipts on account of acquired evacuee properties"-Adjustable by the Chief Pay and Accounts Officer, Rehabilitation, New Delhi.
- 5. The arrangement detailed above shall not in any way affect the payment of compensation to the displaced persons from West Pakistan having unsatisfied claims for properties left in West Pakistan, which will continue to be done by Govt. of India in accordance with the Provisions of the Displaced Persons (Compensation & Rehabilitation) Act, 1954, and the Rules framed thereunder.
- 6. Necessary powers under the Displaced Persons (Compensation & Rehabilitation) Act, 1954, will be delegated to the Officers nominated by the State Government to enable them to administer and dispose of the properties in accordance with the provisions of the said Act,.
- 7. The arrangements shall take effect from 1st. November, 1971.
- 8. This letter issues with the concurrence of the Ministry of Finance (Department of Expenditure) vide their U.O.NO.6400.FLR/71 dated 21st, October, 1971.

Yours faithfully.
Sd/- W.G.Pathak.
JOINT SECRETARY TO THE GOVT. OF INDIA &
CHIEF SETTLEMENT COMMISSIONER.

- Copy forwarded to :-
- 1. Ministry of Finance (L&R) with two more copies.
 - 2. Bombay Cell.
 - 3. The Pay and Accounts Officer, Rehabilitation, New Delhi.
 - 4. The Accountant General, Gujarat, Ahmedabad.
 - 5. Budget and Accounts Section, Deptt. of Rehabilitation.
- Copy also to :- 1. PS to MH/DM(R) 2/Ps to Secretary
3. PA to CSC/DY.CSC. 4/ PA to SC(A) SC(C) 5.OSD(A)/ASC(L)/ASC(P)/ASC(A)/.
- SD/- D.N.Asija
Assistant Settlement Commissioner.