

**GOVERNMENT OF ODISHA  
REVENUE AND DISASTER MANAGEMENT DEPARTMENT**

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No. RDM-LAA-CLARFIC-0002-2015 29747 /R&DM Dated 7.09.2017

From

Avaya Kumar Nayak  
Joint Secretary to Government

To

All Collectors  
(except Collector, Jharsuguda).

Sub- Calculation of solatium u/s 30 (1) on & over Additional market value calculated under section 30 (3) of RFCTLAR&R Act, 2013 and section 23 (1-A) & 23 (II) of LA Act, 1894.

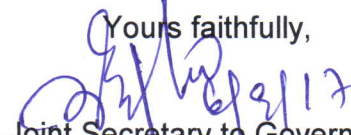
Sir,

Inviting a reference to the letter No. 11679, dated 31.12.2016 of the Collector, Jharsuguda on the subject cited above, I am directed to say that views of Law Department was obtained on the issue as to whether the solatium will be calculated on and above 12% additional market value or not and the Law Department, after examination of the statutory provisions and the principles laid down by the Hon'ble Courts, have furnished their views as below;

"the additional market value shall be payable only on the market value of the land determined u/s 26 of the (RFCTLAR&R) Act and not on the solatium."

In view of the above, it is clarified that solatium shall be calculated on the market value of the land, not on the 12% additional market value.

Yours faithfully,

  
Joint Secretary to Government

Memo No. 29748 /R&DM

Dated 7.09.2017

Copy forwarded to Department of Water Resources, Odisha for information w.r.t this Deptt. Memo No. 8262 dtd. 14.03.2017 .

  
Joint Secretary to Government

Memo No. 29749 /R&DM

Dated 7.09.2017

Copy forwarded to Chief of Project Infrastructure, OPGC, Zone-A, 7<sup>th</sup> Floor, Fortune Tower, Chandrasekharapur, Bhubaneswar-751023 for information and necessary action w.r.t this Deptt. Memo No. 8263 dtd. 14.03.2017.

  
Joint Secretary to Government

Memo No. 29750 /R&DM

Dated 7.09.2017

Copy forwarded to Collector, Jharsuguda for information w.r.t this Deptt. letter No. 8261 dtd. 14.03.2017.

  
Joint Secretary to Government

Memo No. 29751 /R&DM

Dated 7.09.2017

Copy forwarded to LA(B)/ LA(C)/ R&R Cell for information and necessary action.

  
Joint Secretary to Government