

GOVERNMENT OF ODISHA
REVENUE & DISASTER MANAGEMENT DEPARTMENT

No. RDM-LAA-CLRFIC-0004/2016-^{39548****}/R&DM Dated 16th December, 2016

From

Dr Mona Sharma, IAS
Principal Secretary to Government

To

All Collectors

Sub:- Abatement of Land revenue and correction of RoRs in respect of acquisition of land through Direct Purchase for Social Infrastructure/ Infrastructure/ Government Projects.

Sir

In inviting a reference to the subject cited above, I am directed to say that Project proponents/ Executing agencies/ Departments of Government are acquiring land by direct purchase through bilateral negotiations for Social Infrastructure/ Infrastructure/ Government Projects as per instructions issued by Government in this Department from time to time vide this Department letter No.26223 dated 6.07.2013, No.10241 dated 31.03.2014, No.2846 dated 27.01.2016 and No.10811 dated 5.04.2016. As per the guidelines, the project proponents/ Government agencies are expected to purchase land, subject to the conditions, restrictions and limits as per the RFCTLAR&R Act, 2013 and Rules made thereunder. As the revenue paying lands are acquired through direct purchase for infrastructure and other developmental purposes and the same shall be recorded in Government khata after mutation, it involves abatement of land revenue.

2. Keeping in view the above, the Government, after careful consideration have been pleased to issue following guidelines for abatement of land revenue and simultaneous correction of RoRs in respect of acquisition of land through Direct Purchase for Social Infrastructure/ Infrastructure/ Government Projects.

- i. The procedure for abatement of land revenue as is followed in LA Cases, shall be followed for the lands acquired through direct purchase for social infrastructure, infrastructure and Government projects.

- ii. The lands, which are purchased directly on bilateral negotiations by project proponents / project implementing agencies for social infrastructure, infrastructure and Government projects, shall be recorded in the Government khata or in the concerned Department khata after mutation.
- iii. As the revenue paying lands are acquired through direct purchase for infrastructure and other developmental purposes and the same shall be recorded in Government khata, land revenue in respect of those lands shall be abated.
- iv. Since the land revenue shall be abated for all time to come, the capitalized value of land revenue i.e. 25 times the annual rent shall be collected, as is done under Rule 95 of the Orissa Land Acquisition Manual, 1976. The capitalized value of revenue shall be included in the preliminary estimate of the project. The capitalized value so collected shall be deposited in the relevant Head of Account of Government.
- v. Project proponents/ project implementing agencies shall submit the detailed land schedule of purchased lands (village-wise) along with copies of the Registered sale deeds to the Land acquisition officer of the District.
- vi. In certain cases, the project proponents may file mutation cases with tahasildars directly on the basis of the registered sale deeds. On receipt of such applications, the tahasildars shall forward all applications to the LAO of the District for preparation and approval of Land abatement proposal by Collector.
- vii. The Land Acquisition Officer shall prepare the abatement proposal in triplicate in form-38 and submit the same to Collector for approval.
- viii. The Collector shall pass necessary orders for abatement of rent and approve the abatement proposal. Two copies of the approved abatement proposal shall be sent to Tauzi section of the Collector for records and another copy to the concerned Tahasildar for implementation of the order.
- ix. On receipt of two copies of the abatement statements, with the number and date of the order noted on the top and the tauznavis will return one copy with his signature and the date noted thereon, in token of his receipt of the

Statement. The copy of the statement should then be placed in the record of the project/case to which it refers.

- x. On receipt of formal abatement order, Tahasildar concerned will initiate a Touzi (abatement) Misc Case and pass necessary orders to give effect to the abatement of land revenue and correction of RoR. The record keeper of the tahasil shall correct the maintained khatians and record all changes in the Register No.1 (Register of Changes) as per rule 98-101 of the Mutation Manual and shall issue intimation slip (in duplicate) to the concerned Revenue Inspector for necessary correction at his level.
- xi. On receipt of the intimation slip in duplicate, the concerned R.I. shall correct his Register No. 1 (Jamabandi Register), Register No. II (Tenants Ledger) and effect necessary changes in Register No.III A (Register of Changes affecting demand) and No.III B (Register of changes not affecting demand), as the case may be. He shall return the second copy of the intimation slip to Tahasildar as token of the proof of his effecting the changes.
- xii. Tahasildar shall collect the capitalized value of land revenue as well as the arrear land revenue over the land till the date of purchase, if not collected before the final order of mutation and deposit the same in relevant head of Government account.

Yours faithfully,

Mane Sharma
14/12

Principal Secretary to Government

By *RAI/2-mal*
39549
Memo No. _____ / R&DM Dated 16.12.16

Copy forwarded to Secretary, Board of Revenue, Cuttack/ All RDCs/ All sub-Collectors/ All tahasildars for information and necessary action.

Mane Sharma
14/12
Principal Secretary to Government

Memo No. 39550 /RDM dated 16.12.16

Copy forwarded to LA(A), LA(B), LA(C), CH&S branch of R&DM Department for information and Dy Secretary to Govt. (in charge of IMU Cell) of Revenue &DM Department for information with a request to upload the same the website.

Mane Sharma
16/12/16
Joint Secretary to Government