



Government of Jammu and Kashmir
Revenue Department
Civil Secretariat, Jammu/Srinagar.

Subject: Compensation case of legal heirs of Ghulam Mohd. Alias Gabbu Khan and Shri Mohd. Din S/o Mohd. Ali R/o Nakar Kote Tehsil Haveli under section 14-A of Evacuees' (Administration of Property) Act, 2006.

- Ref:-**
- i. Restoration Order dated 28.04.1978 by the Assistant Custodian (Tehsildar) Haveli.
 - ii. Restoration Order dated 03.02.1999 by Custodian Evacuees' Property Jammu.
 - iii. Notification under section 14-A of the EP Act Svt 2006 bearing No. 33-LB-2001 dated 20.09.2001 and No. 34-LB of 2002 dated 15.05.2002, issued by the Government.
 - iv. Notification under section 14-A of the EP Act Svt 2006 bearing No. 26-LB of 1999 dated 05.08.1999, issued by the Government.
 - v. Final Award No. DCP/LA-929-34 dated 25.08.2015 issued by the Collector Land Acquisition (ACR), Poonch.
 - vi. Final Award No. DCP/LA-1080-85 dated 10.09.2015 issued by the Collector Land Acquisition (ACR), Poonch.
 - vii. BEAMS No. FD-VII-Bgt.(08)2018-2019 dated 21.12.2018 issued by finance Department.

Government Order No. 41 - REV(EP) of 2019

Dated: 12 - 03 - 2019

In terms of the concurrence of Finance Department conveyed vide U.O No. FD-VII-14(172) Land Comp/2017 dated 06.06.2018, sanction is hereby accorded to the release of funds to the tune of Rs. 7,40,17,736 (Rupees Seven Crore Forty Lakh Seventeen Thousand Seven Hundred Thirty Six only) as land compensation and is placed at the disposal of Deputy Commissioner, Poonch for its further disbursement to the legal heirs/actual/rightful claimants/owners of the property acquired for rehabilitation of Displaced Persons of 1947 from Pakistan Occupied Kashmir (POK) as per the following breakup:-

- (i) Compensation for land measuring 47 Kanals 19 ½ Marlas in favour of legal heirs of Ghulam Mohd Alias Gabbu Khan r/o Degwar Maldayalan acquired as per the final award issued by Collector Land Acquisition (ACR) Poonch vide No. DCP/LA-929-34 dated 25.08.2015 subject to the condition that the payment of interest component @ 4% in terms of Section 14-B of the J&K Evacuees' (Administration of Property) Act, Samvat, 2006 shall

be payable from the date of Notification issued under Section 14-A of the said Act i.e. w.e.f 20.09.2001 for 11K-09M and from 15.05.2002 for 36 Kanals and 10 ½ Marlas, and not from the date of restoration order dated 28.04.1978.

- (ii) Compensation for land measuring 13 Kanals and 15 Marlas in favour of Shri Mohd. Din S/o Mohd. Ali or his legal heirs R/o Nakar Kate Tehsil Haveli, Poonch as per the final award issued by the Collector Land Acquisition (ACR) Poonch vide No. DCP/LA-1080-85 dated 10.09.2015 subject to the condition that the interest component @ 4% in terms of Section 14-B of the Evacuees' (Administration of Property) Act, Samvat, 2006 shall be payable from the date of notification No. 26-LB of 1999 dated 05.08.1999 and not from the date of restoration i.e. 03.02.1999.
- (iii) The interest component in respect of both the cases mentioned at (i) and (ii) above be re-calculated and the excess amount remaining un-utilised after re-adjustment be surrendered accordingly. The expenditure shall be debitable as under:-

Demand No:- 14-Revenue Department.

Major Head:- 2235-Social Security & Welfare.

Sub Major Head:- 60- Other social Security And Welfare Programmes.

Minor Head:- 200-Other Programmes.

Group Head:- 0099-General.

Sub Head:- 0872-Other Schemes.

Detailed Head:- 104-Land Compensation.

The disbursement of compensation shall be subject to fulfillment of all legal/codal formalities including the following conditions:-

- i. It shall be ensured that the payment of compensation is made to the rightful claimants/land owners by the Collector, strictly in accordance with the provisions of the Land Acquisition Act and the rules made thereunder, read with the relevant provisions of J&K Agrarian Reforms Act, 1976 and the instructions issued in this behalf from time to time, particularly those relating to the maximum permissible ceiling of 12 ½ standard acres per family including the land hold in proprietorship/occupancy elsewhere in the state plus the restored land in this case.
- ii. The compensation for the land belonging to State or escheated/escheats to the State under the J&K Big Landed Estates Abolition Act, Svt, 2007, Agrarian Reforms Act, 1976 and/or any other law in force shall be apportioned in favour of the State under the appropriate Land Revenue Account Head.

- iii. The Collector Land Acquisition (ACR) Poonch shall be personally responsible for making payment of compensation to the rightful claimants entitled to receive the compensation, strictly in accordance with Law/Rules in force, after proper verification of the title of all the interested parties/genuine land owners/co-sharers, if any, as required under the various land laws/rules in force.

By order of the Government of Jammu and Kashmir.

Sd/-

(Shahid Anayatullah)IAS

Commissioner/Secretary to the Government
Revenue Department

No. REV/EP/03/2017

Dated: 12-03-2019

Copy to the:-

01. Principal Secretary to Government, Finance Department.
02. Financial Commissioner, Revenue, J&K, Jammu
03. Principal Accountant General, J&K, Jammu.
04. Divisional Commissioner, Jammu.
05. Director Finance/FA&CAO, Revenue Department. She will release the funds through BEAMS.
06. Custodian General, J&K, Jammu.
07. Deputy Commissioner, Poonch.
08. OSD to Advisor (KS) to Hon'ble Governor, J&K.
09. Collector Land Acquisition (ACR), Poonch.
10. District Treasury Officer, Poonch.
11. Private Secretary to the Commissioner/Secretary to Government, Revenue Department.
12. Incharge Website, Revenue Department.
13. Government Order file / Stock file.

(Ghulam Rasool)KAS

Deputy Secretary to Government,
Revenue Department