

C.G. BHUMI VYAPVARTAN NIYAM, 1962 ME SANSHODHAN, NO. F6- 7-3- 2010

fid, 30-5-2001." 327 23 2, 1933 23 2011 1959 20 1959) \$1 258 (2) 172 gg. 1962 2. — 2. (a) t. 1959 (G. 20 1959) ATfrKfru-<i qQ5T), 653 654 (q) (U) (4) (51) (e) (G) 23 1 172 zrr i: t, 1899 (1899 2) 2000 4 (1) a*1Yrq ztT 1973 23 1973) \$1 t, zrr 1200 2. firm-a fäg 1195d (m. 20 1959) \$1 3. 4. 12 "13. 14, 15. 16 17. (20 (l) (2) (3) (4) (5) (6) (7) üT&fi.— 1894 (1894 1) -\$ 31247-41 zrr a-ara fä-a--q-u-r -a; -it--q--fr,-qi 10 50 -k üi-é-r 2310 q; 250 12 Wtn-q_— 654 (2) R*iM123 2011 5. 17 äufq — (NztH 14 (W) 500 auT 5000 (t•q) 5000 2. 3. 4. 5. Q-an F) 5,000 5.000 5.000 5.000 5,000 5,000 -72- 654 (3) 23 2011 Raipur, the 23rd December 2911 NTIFICATION In exercise of the powers conferred by sub-section (2) of Section 258 read with No. F-6-74/7-3/2010. Section ! 72 of the Chhattisgarh Land Revenue Code, 1959 (No. 20 of 1959), the State Government, hereby, makes' the following tUrther amendment in the Chhattisgarh Diversion of Land Rules, 1962, namely • AMENDMENT In the said rules.- • 'Compececl Autho- 2. In these Rules, for the words, "Sub-Divisiona' Officer" wherever they occur the words. city" shall be substituted. After Rule 1, the following shall be added, namely:- Definitions.- In these rules. unless the context otherwise requires,- (a) (c) (d) (e) (g) (h) G) "Act" means the Chhattisgarh Land Revenue Code, 1959 (No. 20 of 1959); "Commercial purpose" means the use of any premises for any trade or commerce or business, which shall include a shop, commercial establishment, bank, office, guest house. hostel, restaurant, dhaba (whether permanent or temporary structure), show-room, cinema, multiplex, petrol pump, explosive magazine, weigh—bridge, godown, workshop or any other commercial activity and shall also include the use thereof partly for residential and partly for commercial purposes; "Competent Authority" means, an authority as specified in Section 172 of the Act and in the schedule appended to these rules; "Developer" means a person, who desires or undertakes sub-division. re-constitution or improvement of plots; "District Valuation Committee" means the committee constituted by State Government for a district from Eime to Eime under rule 4(i) of the Chhattisgarh Preparation and Revision of Market Value Guideline Rules, 2000. made under lthe Indian .Stamp Act. i 899 of 1899 "Industrial Areayqndustrial Estate" means an area of land developed by the Chhattisgarh Industrial Development and Investment Corporation or private investors, as the case may be, for setting up an industry or industries including essential welfare and supporting services e.g. post office, residential colony (for employees) educational institutions, cold storage, pollution control treatment plant, electric power station and water Supply and sewerage facilities, dispensary or hospital, bank, police station, fire-fighting station, weigh- bridge; "Industrial purpose" means the use of any premises for workshop or an open area for any industry including medium or large scale unit or a tourism unit and shall include a brick kiln or a kiln tilt shall not include any premises used for a purpose defined in clause • 'IBtitu60naI purpose" rmeans the use of any premises or an open area by any establish- ment, organization or association for the promotion of some object specially of gerwral utility, charitable, educational or like purposes except public utility purpose; "Medicat facilities" Shail include clinics. diqxsaries. medical hospitals. diagnostic cen- ters and nursing homes etc.; 'Master man Area" means the area covered by Master plan prepared and approved for urban area in accordance with the provisions the Chhattisuarh Town and Plan ning Act. 1973 (No. 23 Df 1973): 654 (4) 3. 4. -73- (k) (m) (n) (0) (p) (q) (r) (s) 23 2011 ' 'Planning Area" means the area covered under Master Plan or Development Plan of a -city or a town; "Person" means a human being and shall include a firm, registered society, association of persons, corporate b(Hy or any other legal person; "Public utility purpose" means dharamshala, religious place, gaushala or public park; "Rurel Area" means an area which is not included in the notified area or urban bodies and their periphery belts; "Residential Unit" means use of any premises for dwelling of human beings not exceeding area of 1200 sq. meters; "Residential Colony/Project" means residential plots/flats/house being developed by de- veloper to sale further to interested persons; 'Section" means Section of Chhattisgarh Land Revenue Code, k959 (No. 20 of 1959); "Schedule" means a Schedule appended to rules; "Urban Area" means an area as defined under Section 2(z-4) of the Act. Rule 2 of the rules shall be renumbered as,- After Rule 12, the following shall be added, namely:- "13

14. Ikansfer of Diverted Land.- Any land duly diverted for any non-agricultural purpose under these rules may be transferred without payment of diversion fee. Land for which Diversion not to be permitted.- No permission shall be granted for diversion of the- (l) (2) (3) (4) (5) (6) (7) Land which is under acquisition under the Land Acquisition Act. 1894 (1 of 1894): Land falling within the boundary limits of

any Railway Line, National Highways, State High- way or any other road maintained by the Central or State Government or any local authority as specified in any Act or Rules Of the Central or State Government made in this behalf, or within the limit specified in the guidelines of the Indian Road Congress for establishment of industry from the middle point of National Highway/State Highway/Major District Road/ Other District Road/Rural Roads, whichever is longer; Land tillage within the radius (If 1.5 Km. of outer limits of abadi of a village for the purpose of an industrial unit or lime kiln or a crusher Unit or an Industrial area. This restriction shall not apply where the diversion sought for the brick kiln or non polluting industry, small or cottage industry, Land falling under catchment areas of a tank or village pond, river, nala, tank, lake or land used as pathway to any cremation or burial ground or village pond, even if not so recorded in the village revenue map or revenue record; Land falling within the radius of 10 meter of boundaries of the right of way of underground pipeline of all companies-. Land falling within the radius 50 meters of boundaries of oil companies storage depots; Land or building restricted under provisions of Central Electricity Authority (Measures relating to Safety and Electric Supply) Regulations, 2010. 23 2011 654 (S) 15. 16

17. Eviction for violation of rule 14.— A person using any land in contravention of rule 14 or uses any land which is not recorded as his homing-for any non-agricultural purpose, shall be liable to eviction in accordance with Section 250 of the Act. Interest.- Any person who fails to deposit the amount of diversion fee within the time specified by the competent authority shall be liable to pay interest at the rate of 12% per annum from the expiry of such period. Diversion Fee/Penalty Payment of Interest.— Amount of Diversion Fee, Penalty. Payment of Interest shall be deposited in bank or treasury in the related revenue heads by way of challan." 5. After Rule 17, the following Schedule shall be added, namely:- S. No. (1) 2. 3. 4

5. Purpose of Land Diversion (2) Residential Colony/ Project Public/Institutional purpose Medical Services Commercial purpose Industrial Purpose "SCHEDULE (See rule 14) (Permission for Diversion of Land) Extent of Land Diversion (3) (i) up to 500 square meters in rural area (ii) up to 5000 square meter in rural and urban area (iii) more than 5000 square (ii) (ii) meters in rural and urban areas up to 5000 square meter more than 5000 square meters up to 5000 square meters more than 5000 square meters up to 5000 square meters Competent Authority (4) Tehsildar/ Superintendent Land Revenue (Diversion) Sub—Divisional Officer (Revenue) Collector Sub—Divisional Officer (Revenue) Collector Collector State Government Collector State Government (ii) more than 5000 square meters State Government" By order and in the name of the Governor of Chhattisgarh. P. NIHALANI, Deputy Secretary.