

**C.G. BHUMIGAT PIPELINE (BHUMI KE UPYOG KE ADHIKARO KA ARJAN) ACT, 2004,
NO. F7-15 -REV. -2004**



(671 2-22-zfiiHITd TßZJ38 RI. Q. 30-5-2001. 'l 124] 23 2. 1926 17 2004 7-1 (Süd) 2004 (n 7 2004) 16 (1) 1. YTTq- (2004 (i) 247 248 G) (u) 3. 23 .2004 "efil*" t, (ifr 3fiâ) 2004 I 2004 2004) IN-r +f, (g•qi) ; (qiq) 23 2004 248 6. 3 grenu(l) a-llfi?ii "g€q-q" ait 71) 23 9. -gm 10 \$1 (3) 10. um 10 (3) 11. 12 . ara kiVIVJ1, WI, 1.3. 14 . 15 . grfr45Th 16 . 23 2004 g- 0Fifl) 2004 2004 1 2 4 6 23 2004 3Rgq, (tn 3FfrT) 07 2004) 3 (1) ä, glüqsrt, 1 2 3. 14 5 23 2004 (HÄ efifuq, 2004 07 2004) 3 (f) IJTH/q.6Ä. 1 2 3 4 afijftf Q5T 31G#f 248 (6) 2 23- 2004- q€q-q" 2004 07 2004) (üâ *) 3 (1) q&rtT (2) GRT, 4 23 2004 1 . 3fifi) 2004@qiQ5 07 2004). (1) 1 2 3 4 5 2. 9 aft, 2 3 4 5 6 7 (2).. fâHi* 23 2004 (fi a}) 2004 1. (7 2004) (1) 1 2. 2 23 2004 Raiput•. (he 1 7th June 2004 No. F exercise or lthe power conti-•rrred by sub section (i) Ql- section 16 01 lthe Chhattisgarh Underground Pipelines (Acquisition or R i2ht or l_lser in Land) Act. (7 of the State Government hercby tnakes the roliowing rules . 1) 2) RULES Short title, extent afid Commencement - i) This rules may be •called the Chattisgarh Underground Pipelines (Acquisition of Right of User in Land) Rules 2004; ii) It shall come into force from the date of its Publication in Official Gazette; iii) It extends to the whole State of Chattisgarh; Definitions In this rules, unless the context otherwise requires. - a) " Act " means the Chattisgarh Underground pipelines (Acquisitionof Right of User in Land) (07 of 2004) b) " Rules " means rules made under the Act c) " Form " means form endosed in the rules_ d) The words and expressions used but not defined therein Shail have the meaning respectively as assigned to them in the Chattisgarh Underground Pipelines. (Acquisition of Right of User in Land) Act. 2004 (No. 7 of 2004 248 (10) 23 2004 3. On proposal of acquisition of Right of User in Private land to lay underground pipeline under . the Act, by the State Government or the Corporation, the State Government may appoint one or more a working officer not below the rank of Deputy Coliector as " Competent Authority" for the specified area under clause (a) of Section 2 of the Act 4. For the acquisition Gf Right of User to lay underground pipeline on application in Form A " shall be submitted to the Competent Authority by the State Government, or the Corporation. The application shall contains the name of concerned villages, name of land owner/occubier of the land, name of father/husbandl khasra number, area proposed •tor acquisition of Right of •User and copies of Panchsafa khasra B-1 and map also to be enclosed. 5(1). After receipt of application, the Competent Authority shall declare this intension by notification in the official gazette in form " B " .that in the public interest the acquisition of Right of user is necessary to lay underground pipelines. This Notification shall be published in the following places as well as in Official Gazette, - 23 2004 (i) On the notice board of the office of the Collector ; (ii) On the notice board of the office of the Competent Authority ; (iii) On the notice board of the office of the Tehsildar ; (iv) On the notice board of the office of the Concerned Gram Panchayat ; and (v) On the place of usual Public gathering of concerned village. (2) Competent Authority Shail serve the notice Io the land owner/ occupier regarding the acquisition of Right of User in private land. The notice may be served (i) (iii) (iv) In person to the tand owner I occupier • To any adult person of family of land owner/ occupier ; Bytpost tö land owners/occupier By paste notice on the house or his last known residential of the land owner/occupier. 4 6) Competent Authority shall publish the declaration in "

Form — D " by notification in official gazette under sub section (1) of section 4, after the disposal of received objections after the prescribed period of the publication of the notification under sub section (1) of section 3. The declaration shall be published in other peaces also prescribed in rule 5(1). From the date of publication of the declaration under sub section (1) of section 4 the Right of User in the land mentioned therein shall be vested in the State Government free from all the encumbrances. 7) After publication of declaration under sub section (1) of Section 4, the Competent Authority shall decide the loss of crop income, compensation of trees and other losses from the land mentioned therein, in the following manner a) . Any land 'nay considered Single cropped or:double Cropped on the basis of crops yielded in the last years. If no crops were yielded in any land in the last three years, the land deemed to be " fellow land" the loss of crop income shall not be calculated. The loss of crop income shall be calculated as follow 23 200,1 Calculation of = Standard out turn x Support price Crop Income of Crop of Crop b) Competent Authority shall gel calculated the compensation of trees from Forest departrnt I Horlicu!ture department , c) Other losses with movable or immovable property Shail be decided by the Competent Authority on opinion of the concerned department. to 8) The State Government or the Corporation shall deposit the Compensation amount determined under Section 9 to the Competent Authority by cheque within the period of one month from the date of declaration under sub section (1) of section 4. 9) Competent Authority shall obtain the possession certificate in form — E for acquisition of Right of User in land to lay underground pipeline for the specified period from the land owner/occupier at the time of payment of compensation to the land owner/occupier under sub section (3) of section 10

10. Competent Authority shall submit a report to the State Government after paynient an amount of compensation to land owner/occupier under sub section (3) of section 10. _ On the basis of report of Competent Authority, the State Government rmay, written order invest the Right of User in land in the Corporation proposing to lay underground pipeline instead of the State Govern:ment and such terms & conditions tmay be imposed as the state Government think fit 11. After laying underground pipeline the land shall be leveled by the State Government or the Corporation as the case may be and the possession of land Shati be handed over to the land [occupier b, the Competent Authority. In this regard, Competent Authority shall obtain the possession handed over certificate in L'form- from the land owner/occupier

12. After handed over the possession of land to the land owner/occupier, the Corporation who laid the underground pipeline or the persons authorized by lhe Corporation Shail have the power to enter in the land and to the work as found necessary for inspection, maintenance, repair, replacement or rernoal the underground pipeline.23 2004 13. All payment and payable amount under the decree/decision passed by the Court in the Court cases arising regarding acquisition of Right of user in land or payment of compensation under the Act shali bear by the State Government, as the case may be

14. The Compensation as per order passed by the District Judge regarding compensation cases, shall be paid to the land owner/occupier or their legal heirs by the State Government or Corporation as the case may be

15. The State Government may execute an agreement with the Corporation regarding the payment of eslabishment expenditure, office expenditure and other expenditures of the office of Competent Authority

10. The State Government may issue Circulars or directions for the solution of difficulties regarding jtnplementation of the Act and the rules framed there under.Bv order and the nante lhe Governor ot P. S. l" WAR], Under 23 2004 248 (14) Form — A (See Rules —4) The Competent Authority Subject Application for Acquisition of Right of User of Private land for -, under Chattisgarh Project, Distt. — — Underground Pipeline (acquisition of Right of User in Land) Act, 2004. There is proposal to lay Underground Pipeline from — Tehsil,. — Tehsil, ----- District to ----- - for - - District for transportation of Project. The land detail', B-1, Khasra and map of proposed land for acquisition to lay underground pipelines for the said project is enclosed herewith. Therefore, an action to be taken for pcquisition of right of user in private land described in the enclosed details, under Chattisgarh Underground Pipelines acquisition of•Right of User in Land) Act, 2004. Enclosure Details Details S. No

1. Name of Village/ P.C.N

2. Name of land owner/occupier 3. Khasra no, 4. Total area (in acres) 5. Applicant Land required for R.O.U for underground pipelines. in acres 6. .2Q3 (under section (1) of section 5) Notification Whereas:..

it appears to the State Government that it is necessary in the public interest that for the transportation of - from' to - - District - District in Chhattisgarh State, a underground pipeline should be laid by the MIS. it appears to the State Government that for the welfare and purpose of laying the said pipeline. it is necessary to acquire the Right of (user in the land) - It Kler Which the said pipeline is proposed to be laid which is described in the schedule annexed to this notification. therefore; in the exercise of the power conferred by the Government of section 3 (of the Chhattisgarh Underground pipelines (of Right of User in land) Act. 2004 (07 of 2004 The State Government hereby, declare its intention to acquire the right of user therein. Any person interested in the land described in the said Schedule may. within twenty one days from the date on which the publication of notification in the official gazette under sub section (1) of section 3 of the Act. object in writing to the laying of underground pipeline under the Government of — Chhattisgarh. the Competent Authority SCHEDULE 1 Village/ 2 Khasra no. 4 Land to be acquired R.O.U. 5 Competent Authority (10/23



Form — C (See Rule Sub —rules (2.) of Rule 5) NOTICE A notification dated — i"as, been published in the gazette regarding declaration of the intention of the State Government to acquire the right of user in the following land of your ownership/occupancy to lay underground pipeline for the project under sub section (1) of Section 3 the Chhattisgarh underground pipeline (Acquisition of Right of User in land) Act, 2004 (D7 of 2004 District 1 Khasra no. 2 3 Land to be acquired for R.O.U. (in acres). 5 T hereiore, you are hereby informed under rule 5(2) framed under the Act, {het it is proposed. to acquired the right of user in the land of your ownership/occupancy, by the State government. Competent Authority Date — f<-Tiga-23 Form - D (see Rule e) NOTIFICATION Whereas by motiliration of the Competent Authority .No. tssued under sub-section (i) of section 3 of the Chattisgarh Dated underground Acquisition Qi Right of User in 'land) Act 2004 (07 ferred tr.' as the said Act), the State Government of 2004) (deck,red iis intontinn to acquire rigili of user in the land specified in the scheduk? appended {D nr,iification for the purpose of laying the pipelines - - Tehsil, - made. with publishing the. notification on the notice of board of the office of (he Cooector, Connpeteni Authority. Tahsildar as well as Gram Panchayat and on the place of usual public gathering of concerned village, its notice • has also been served to the land owner/occupier.

And whereas the abjections received from the public to the laying of (he said pipeline have beer: considered and disallowed by the competent authority- Now, in exercise of the powers conferred by sub-section (1) of the section rl of the said Act, the competent Authority hereby declares that the right of user in the lends specified in the schedule appended to this notification is hereby acquired tor laying the pipeline. And, from the date of publication of this declaration, as per sub* section (2) of section 4 of the said Act, the right of user in the land for laying the pipeline shall vesting in the State Government free from ail encumbrance*s. SCHEDULE transportation of from village — District to village - - Disir:ct itr Project, by And that notifitation published in the official gazette on — Tehsil, District 1 Viliage/ 3 i Rh-asra no. 4 Land to be acquired for RO-U. (in acres) 5 Competent Authority ownership/occupancy shall be used by 23 2004 Form - E (See Rule. 9) Possession Certificate 1. As per declaration dated issued under sub section (1) of section 4 of the Chattjsgarh Underground pipelines (Acquisition of Right of User in land) Ace, 2004 (07 of 2004) the following land of your — project. undergroundi pipeline for — S. No. Name of Natne of land Village/ owner/occupier Khasra no_ 4 - for the laying of Land required under R.O.U. for laying I underground pipeline (in acres). 1 2 3 2. The compensation determined loss of incotne of crops, trees and other losses under section 09 of the Act. - No. r Compens J_type compensation Compens Compens Additional 1 atiotn on loss of Income of crops 2 ation of Trees 3 alion or corr tpensat loss of assets 4 ion of land. 5 payable amount of compens ation 6 Date of receipt of Compens ation 7 3. The Right of User in land shall be utilized from today dated for. which the payment of compensation and additional compensation has been paid to you on dated - for acquisition of right of user in above mentioned land. If the work of laying underground pipeline should not be completed in specified period, the working period can be extended. In the extended period the connpensation of loss of income of crops if any, shall be paid separately. Signature of land owner/occupier Signature of two witnesses. 1 -, Name & address Competent Authority - Name & Address 23 2004 Form - F Possession Return Certificate 1. As per declaration dated issued under sub section (1) of section 4 of the Chattisgarh Underground pipelines (Acquisition of Right of User in land) Act, 2004 (07 of 2004), the right of user in the following lahd of your ownership/occupancy has been acquired from dated to dated - for the laying of underground pipeline for 248 (19) project. S. No. Name of Village/ p.c.N. Name of land owner/occupier Khasra no. Land Acquired for R.O.U. (in agres). 2

2. Under section 09 of the Act, the totai compensation payment has been paid for acquisition of Right of User in the above land.There is no any balance of payable amount in this regard

3. The possession of above leveled lend is handed over to you today dated Signature of land owner/occupier Signature of two witnesses.Name & address 2, Competent Authority Name & Address , aea