

PUNJAB ALLOTMENT OF STATE GOVERNMENT LAND

THE GOVERNMENT OF PUNJAB OF LEGAL AND LEGISLATIVE AFFAIRS, PUNJAB NOTIFICATION No. 24th December, 2016 following Act of the Legislature of the State of Punjab received the assent of the Governor of Punjab on the 23rd day of December, 2016, is hereby published for general information:- THE PUNJAB ALLOTMENT OF STATE GOVERNMENT LAND ACT, 2016 (Punjab Act No. 54 of 2016) AN ACT to provide for allotment of land to the occupants who are in cultivating possession of such land for the last more than twenty years. BE it enacted by the Legislature of the State of Punjab in the Sixty-seventh Year of the Republic of India, as follows:- (1) This Act may be called the Punjab Allotment of State Government Land Act, 2016. It shall come into force on and with effect from the date of its publication in the Official Gazette. Definitions. In this Act, unless the context otherwise requires,- (a) "Allotment Commissioner" means the Sub-Divisional Magistrate; "Collector" means the District Collector or the Deputy Commissioner of the District; "Commissioner" means the Commissioner of the Division; "Competent authority" means the Chief Executive Officer, who is the Deputy Commissioner of the District; "Cultivating possession" means continuous cultivating possession established by the entries in the revenue record; Persons entitled to make an application. IN GOVT. GAZ. (EXTRA), DECEMBER 24, 2016 (PAUSA 3, 1938 SAKA) relation to a person means the person, "In the Will or husband, as the case may be, of such person and his or her child or children, means the Financial and Financial Commissioner" Revenue of the State or District, (h) provided that an adult married son will be regarded as head of the family and shall also be considered separate unit; "land" means the State Government's rural agriculture land belonging to or vesting in the State Government but shall exclude,- (i) evacuee land, which is governed by the Punjab Package Deal Properties (Disposal) Act, 1976; (ii) nazool land, which is governed by the Nazool Land Transfer Rules, 1956; (iii) surplus land, which means the area declared surplus land and which is governed by the Punjab Land Reforms Act, 1972; (iv) shamilat land means the land as defined in the Punjab Village Common lands (Regulation) Act, 1961; and jussutarka land means land kept for common purposes in the light of section 23-A and section 42-A of the East Punjab Holdings (Consolidation and Prevention of Fragmentation) Act, 1948; "occupant" means a person in continuous cultivating possession of land, whether authorized or unauthorized, either himself or through his lineal descendant(s); "rural area" means an area within the State of Punjab which is not (k) urban area; "State Government" means the Government of the State of Punjab in the Department of Revenue, Rehabilitation and Disaster Management; and (11) "Tehsildar (Allotment)" means the Tehsildar. (1) Any occupant who is in continuous, undisputed and actual cultivating possession of a land for the last more than twenty years, duly supported by the revenue record, shall be entitled for allotment of land in accordance with the Punjab (GOVT. GAZ. (EXTRA). MIFR 2-1. 2016 (PAUSA | SAKA) 2-15 the provisions of this Act and the rules thereunder provided that no occupant shall be allotted more than five acres of land under this Act (2) Any person who considers eligible for allotment of land under the provisions of this Act may apply to the competent authority for allotment of such land, (1) receipt of an application from the applicant of land, the competent authority after conducting such inquiry, as he deems fit, and after considering the reports and recommendations, if any, of the Tehsildar (Allotment) and the Allotment Commissioner may, by order in writing, either allot or decline to allot the land applied for: Provided that the competent authority shall pass an order of allotment only to that extent as the applicant is eligible under this Act: provided further that no order, either partially or totally, rejecting allotment shall be passed without affording the applicant a reasonable opportunity of being heard. (2) An application for allotment of land may be made by a person who is in occupation of such land and is having cultivating possession for the last more than twenty years and is also head of the family. (3) An occupant shall not be entitled to apply, if, he is an allottee or vendee of the land, the allotment or transfer whereof has been cancelled on the grounds of fraud, misrepresentation of facts or otherwise. The price of the land which is allotted shall be determined on the basis of Price of land. 5. the Collector rate fixed by the Collector and the rate of allotment shall be as follows:- upto two acres—Collector rate minimum fifty per cent; (a) above two acres upto four acres—Collector rate minimum twenty (b) five per cent; and above four acres and upto five acres at the

Collector rate: (c) Provided that the Collector rate, relevant on the date of allotment order the competent authority shall be relevant for the aforesaid purpose. 6' Where any land has been allotted to an occupant, twenty five per cent of the total consideration shall be deposited at the time of issue of the allotment order and the balance price shall be paid by the allottee in ten equal instalments. Issue of unconditional conveyance deed. Power to cancel allotment. Publication of notice. PUNJAB GOVT. GAZ. (EXTRA), 2, 1, 2016 2-16 (PAUSA 3, 1938 SAK i) after it is made. bell the House of the State Legislature. while it is in session for a total period of ten days, shall be comprised in one session or in two successive sessions and if, before the expiry of the session in which it is so laid or the successive sessions as aforesaid, the House agrees in making any modification in the rules or the House agrees, that the rules should not be made. the rules shall thereafter have effect only in such modified form or be no effect, as the case may be. However, any such modification or annulment shall be without prejudice to the validity of anything previously done or omitted to be done under that

rule. VIVEK PURI, Secretary to Government of Punjab, Department of Legal and Legislative Affairs.
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