

JAIPUR DEVELOPMENT AUTHORITY (AMENDMENT AND VALIDATION) ACT, 1990

Regd. No. RJ. 2777/93 RAJASTHAN GAZETTE Extraordinary Published by Authority 13, 1917— 3, 1995 Chaitra 13, Monday, Saka 191 Fl—April 3, 1995 3, 1395 2 (26) ft 22 1995 srrtå 1990 (1995 4) 22 1995 gt] 1982 fiq 199 0 I (2) OTT 1 982 25 2. fâ\$TQ 7ft1f7qcr, 1982 (1982 25) qt, 1 1987 c' 5 f7q 45 (1) 24 1984 31 1987 1 kTt, 2 (2) (3) 3, 1995 1894 (1894 1 987 1 1987 1 1987 1 \$fiTü,'1987 1 1 987 (4) 1 1987 qi QT * , 1 1987 17 (3-T?) (5) 1 1987 zqATXT(2), 1 1987 2 3, 1995 3 (6) €q-q«r (6) 49 (2) qr 50 (2) 1 1987 (7) 1 1987 1 1987 {i qr, froiq, frit, qr ft, 1982 (1982 25) LAW (LEGISLATIVE DRAFTING) DEPARTMENT (Group-11) NOTIFICATION Jaipur, April 3, 1995 No. F. 2(26) Vidhi/2/90.—In pursuance of clause (3) of Article 348 of the Constitution of India, the Governor is pleased to authorise the publication in {he Rajasthan Gazette of the following translation in the English language of the Jaipur Vikas Pradhikaran (Sanshodhan Aur Vidhimanyakaran) Adliiniyam, 1995 (1995 ka Adhiniyam Sankhya - 4): (Auth orised English Translation) THE IA/PUR DEVELOPMENT AUTHORITY (AMENDMENT AND VALIDATION) ACT, 1990>1 (Act No. 4 of 1995) [Received the assent of the President on the 22nd day of March, 1995 1 4 3, 1995 4 Rajasthan State Legislature in the Forty- Be it enacted by the first Year of the Republic of India as follows:— (1) This Act may be called 1. Short title and commencement. the Jaipur Development Authority (Amendment and Validation) Act, 1990. (2) It shall cons.c into force at once. 2 , Sut)3titufion of section 54-A in Rajasthan Act 25 of 1982.— Section 51-A of the Jaipur Development Authority Act, 1982 (Act No. 25 oi 1932), shall be deemed to have been substituted on 1st day of August, 1987 by the following namely 51- provisions for pending Inatters relating to acquisition .twiths\-ülldill€;; an) thin:: otherwise contained o/ land in •ub : eclic,a (1) of section 45, where. in any matter relating of land pending between 24th day of Sep- (ember. 1984 and 31st day of July, 1987, an action, thing or order has been taken, done or made under and in accordance with the provisions of this Act, as it stood before the first day of August, 1987, such action , thing or order shall not be re- opened reviewed or be liable to be challenged on the ground that such action, thing or order was at variance with that pro- vided for in the Land Acquiqtion Act, 1894 (Central Act I of 1894) (hereinafter in this section refered to as the Land v"Ä Acquisition Act) subject, however, that action or order in such matter conducted, taken or or after tye fiFst dav of August, 1987, shall , subject to the other provisors of this section, be made under and in accordance with the Land Acquisition Act. (2) The amount of compensation or interest or that hayable reason, shall in a matter pendink' 011 the first (lay Auzust, 1987, be payable under and in accordance with the orovisions of the Land Acquisition Act and the money paid prior to the first day of August, 1987, shall be deducted from m- ['idiusted against the said amount. (3) \Where in a matter pending on the first day of August, 1987, a notice under sub-section (2) of section 45 or a notification under sub section (1) thereof has been issued or, as the case may be, published sucl notice or notification shall be deemed to be the notification or declaration published or made under sub- section (1) of section 4 or, as the case may be, under sub-section (1) sntion 6 of the Land Acquisition Act and the declaration 4 XÄ-qz, 3, 1995 5 or award in such matter shall be made within a period of one year or as the case may be, two years from the first day of August, 1987. (4) Wh2re any land has, prior to the first day of August, 1987, vested in the State Gjvernrrnent or its possession has been (5) (6) (i) taken in accordance with the provisions of this Act, as it stood before the first day of August, 1987, such vesting or possession of land shall not be liable to be challenged on the ground that no am of compensation was tendered and paid in accordance with sub-section (3-A) of section 17 of the Land Acquiqtion Act, subject, however, that such amount shall be tendered and paid within a period of six months from the first day of August, 1987. In deEÖ#nz the amount of compensati)n to be awarded in a matter pending on the first day of August, 1987, the market value of the land at the date on which the n)tice was published in the Official Gazette under sub-section (2) of section 45, as it stood before first day of August, 1987, shall be taken into consideration. An appeal preferred to the Tribunal under sub-section (6) of section 48 or a dispute referred to the Tribunal under sub-section (2) of section 49 or a deposit of amount made in the Court of the District Judge under sub-section (2) of section 50 and pending decision or disposal on the first day of August, 1987 shall be dealt with having regard to the provisions of the Land Acquisition Act. Where in a matter pending on the first day of August, 1987, the amount of cornoensation payable under the provisions of this Act, as it stood before the first day of August, 1987, is higher than that payable under the Land Acquisition Act,

the owner of the land and the persons interested therein shall be entitled to claim the higher amount."ø 3. Var-id Ition. —Notwithstanding anything contained in any judge- decree or or ler or finding of any CourbTribunal or authority to Ch? contrary, any action, thing or order, taken, done or made under and in accordance with the provisions relating to acquisition of land contained in the Jaipur Development Authority Act, 1982 (Act 25 of IQ82) shall be deemed to be valid and effective as if such action, thing or order has been made, taken or done under the said Act as amended by this Act. Secretary to the Government. 5 Government Central Press Jaipur Regd. No. RJ. 2777/93 RAJASTHAN GAZETTE Extraordinary Published by Authority 2, 22, 1995 Vaisakha 2, Saturday, Saka 1917—April 22, 1 995 fqfe (frÅÜTit 22, 1995 q. 2 (26) fääTq7/2190.— 4 3 1995 q. 2 (26) 3 1995 1 qit (E. 2) 2 1995 1 1990 14 1 1995 2 3 1 A w DRAFTING) DEPARTMENT (GROUP-IJ) CORRIGENDUM Jaipur, April 22, 1995 (dhayi12/90—The Notification No. No. F. 2 (26)v' 90 dated 3rd April, 1995 published in the Rajasthan Gazette, Extra, 1995 may be read with the ordinary, Part 4(A) dated 3rd April, follov,ine corroctions Reference 1 Printed incorrect Expression Title of lthe Act, Page No. 3 Page No. 3 7th Line Page No. 4 10th Line Page No. 4 11th Line Page No. 4 -22nd Line Page No. 4 22nd Line Prge No. 4 23rd Line Page No. 4 23rd Line Page No. 4 26th Line Page No. 4 2 1995 3 2 following ; refered The any. proceeding provision 2 Correct Expression 3 1990 further to amend the Jaipur Develop- ment Authority Act, 1982. 3 2. following, referred the any proceeding, provisions 15 1 V 28th Line Page No. 4 29th Line Page No. 4 14th Line Page No. 5 15th Line Page No. 5 24th Line Page No. 5 oznd Line Page No, 5 34th Line Page No. 5 '5th Line Page No. 5 37th Line Page No. 5 2 Payable another determing Agust 1987 amount," Court Tribunal order taken Jaiur 8 payable any other determining August 1987, amount,". Court, Tribunal order, taken Jaipur fat, Secretary to Govenment. 3 Governmant Central Præg, Jaipur.

