

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

**Subject: Acquisition of land measuring 23 Kanal 16 Marla 3 ½ Sirsai situated at village Malishahibagh, Tehsil & District Ganderbal for construction & up gradation of Pandach-Beehama Road (4 lanning).**

**Notification No. 44 –Rev (LAJ) of 2021**

**Dated: 23 .12 .2021**

Whereas, on the basis of indent placed by the Chief Engineer, PWD (R&B), Department vide No. 6791-95 dated 29.06.2017, notification under section 4 (1) was issued by Collector Land Acquisition (ACR), Ganderbal vide No. DCG/LAS/17/1131-41 dated 13.10.2017 for land measuring 23 Kanal 16 Marla 3 ½ Sirsai situated at village Malishahibagh, Tehsil & District Ganderbal, calling upon the objections from the owners/interested persons; and

Whereas, pursuant to the above notification, no objection was received from any one and due to non availability of sufficient funds for land compensation, the PNC was not conducted immediately and was held on 22.07.2021, wherein the land owners demanded much higher than that of notified stamp duty rates. The committee further held deliberations and offered a uniform rate as per the stamp duty rate for residential land for the said village which was also not accepted by the land owners; and

Whereas, the land being vital for execution of the project and non-acceptance of the rates proposed to the land owners, the committee decided to go for compulsory mode of acquisition for the said land; and

Whereas, Collector Land Acquisition (ACR), Ganderbal vide No. DCG/LAS/21/F-02/3389-93 dated 07.07.2021 read with No. DCG/LAS/21/F-02/3613 dated 17.08.2021, recommended the case to Divisional Commissioner, Kashmir for issuance of declaration/notification under section 6, 7 & 17 of the Land Acquisition Act, Samvat, 1990, who endorsed to Financial Commissioner (Revenue), J&K vide No. Divcom/LAS-Acq/3969/402 dated 15.09.2021, and further endorsed to this department vide No. FCR-LAND/195/2021-FCR for the said purpose; and

Whereas, the report furnished by Collector Land Acquisition (ACR), Ganderbal vide letter referred to above duly endorsed by Divisional Commissioner, Kashmir and Financial Commissioner (Revenue), J&K has been examined and it has been found that no objection has been filed by any one for the proposed acquisition; and

Whereas, the Government is satisfied that the aforesaid land is required for public purpose i.e. construction & up gradation of Pandach-Beehama Road (4 lanning) for land measuring 23 Kanal 16 Marla 3 ½ Sirsai situated at village Malishahibagh, Tehsil & District Ganderbal; and



Now, therefore, in pursuance of section 6 of the J&K Land Acquisition Act, Samvat 1990, it is declared that the land measuring 23 Kanal 16 Marla 3 ½ Sirsai situated at village Malishahbagh, Tehsil & District Ganderbal is required for public purpose i.e. construction & up gradation of Pandach-Beehama Road (4 lanning). Further, the Collector Land Acquisition (ACR), Ganderbal is directed under section 7 of the said Act to take orders for acquisition of the said land after giving prescribed notice to the interested person (s) as required under the Land Acquisition Act/rules.

Further, in pursuance of section 17 of the Land Acquisition Act, Samvat 1990, it is also ordered that on expiry of fifteen days from the publication of the Notification under Section 9 (2) of the said Act, the Collector will take possession of the aforementioned land at village Malishahibagh, Tehsil & District Ganderbal required for public purposes, subject to fulfillment of the conditions prescribed under Section 9 (2) and Section 17-A of the Land Acquisition Act and Rule 63 of the Land Acquisition Rules.

Further, the Collector concerned shall be held specifically responsible for identification and proper title verification of all types of lands involved in the case for making apportionment of compensation amongst all the interested persons/ rightful claimants, in accordance with the relevant laws/ rules in force, while making the award. The Collector/indenting department shall also ensure that no compensation shall be made for the portion of land which has already been acquired for the construction & up gradation of Pandach-Beehama Road (4 lanning) in question.

Sd/-

(Vijay Kumar Bidhuri) IAS

**Commissioner/Secretary to the Government**

Dated 23.12.2021

No. Rev-LAK/39/2021 (74403)

Copy to the:-

1. Financial Commissioner (Revenue), J&K. **The case is returned through e-office.**
2. Divisional Commissioner, Kashmir
3. Deputy Commissioner, Ganderbal.
4. Collector Land Acquisition (ACR), Ganderbal. He is advised to follow all provisions of the Land Acquisition Act, Agrarian Reforms Act and/or any other law governing the subject matter, while making apportionment of compensation in favour of the rightful claimants.
5. General Manager, Government Press, Jammu for publication in the next issue of Government Gazette with five copies to the Revenue Department, Civil Secretariat.
6. Private Secretary to Commissioner/Secretary to Government, Revenue Department.
7. I/C Website Revenue Department.
8. Notification file.
9. Stock file.

(Surjeet Singh)

**Under Secretary to the Government**