

15

CIRCULAR.

Sub:- Land Reforms - ~~Illegal Transactions~~  
Reporting of-

15

Section 80 of the Mysore Land Reforms Act, 1961 bars all types of transfers of agricultural land, wherein the possession of agricultural land goes into the hands of non-agriculturists. Such transfers comprise sales including sales in execution of decrees of Civil Courts, for recovery of land revenue or for other sums recoverable as arrears of land revenue, and also gifts, exchanges or leases of any agricultural land or interest therein.

Section 81A of the said Act imposes an obligation on the transferee to give a declaration in duplicate in Form 11 to the Registering authority for registering the document of transfer. The manner in which, the person by whom such declaration is to be filed and the procedure thereof are laid down in Rule 27 of the Mysore Land Reforms Rules 1965. The Tahsildar is required to verify the correctness of the declaration made under Sec.81A, If he finds that there is a contravention of the provisions of the Act, he has to report to the Munsiff Court or the prescribed authority under Section 82. According to Rule 27(4), if the Tahsildar has reason to believe that a part of the holding of the transferee is situated within the jurisdiction of another Tahsildar, he has to address the Tahsildar concerned for verification of the correctness of the particulars furnished in the declaration and the latter has to verify the correctness in the manner specified in sub-rule (3) and make a report to the former.

P  
RR

Sec.82 provides for reporting of illegal transactions by every village officer, and every officer of the Revenue, Registration and Land Records Departments to the Munsiff Court or the Assistant Commissioner, when such transactions come to their notice.

OFFICE  
26/2/72 FEB 1972

Under Sec.83, the Assistant Commissioner after a summary enquiry has to determine whether the transaction reported to him under Sec.82 or coming to his notice in any other manner is in contravention of the provisions of the Act and make a declaration accordingly. Any transaction so declared to be in contravention of any of the provisions of the Mysore Land Reforms Act becomes null and void.

12252

It has been brought to the notice of Government that illegal transactions of land are taking place and no positive action is being taken under the Sections of the Act specified above. In sanctioning posts of Special Tahsildars for the Land Reforms work, one of the objectives was that the Tahsildars should pay adequate attention to the detection and reporting of such illegal transactions.

The Divisional Commissioners, the Deputy Commissioners, the Director, Survey Settlement and Land Records and the Inspector General of Registration are requested to issue necessary instructions to all the Officers under them to ensure that they attend to this work of detection and of illegal transactions and reporting them to the Assistant Commissioners of Sub-Divisions for further action. The Assistant Commissioners should deal with such reports under Sec. 83. The progress in detection as well as the progress of action under Sec. 83 by Assistant Commissioners should be examined at the time of inspection of Tahsil and Sub-Division Offices.

Sd: K. Balasubramanyam,  
Commissioner for Land Reforms & Ex-Officio  
Secretary to Govt., Revenue Department.

No. LND.II. 341/71-72.

Office of the Deputy Commissioner,  
Hassan District,  
Hassan, dated 23rd February, 1972.

Copy forwarded to the Assistant Commissioner's of Hassan and Saklespur Sub Division and all the Tahsildars in the District for information and strict adhere to the circular instructions of the Government. The Tahsildars are directed to detect cases of illegal transactions and report the same to the Assistant Commissioners to take action under section 83 of the Act. The Assistant Commissioners should submit progress report on disposal of such cases as to reach this office on the 5th of succeeding month regularly without fail.

*[Signature]*  
for Deputy Commissioner,  
Hassan District.

24/2/72

*[Signature]*

Sd: K. Balasubramanyam,  
Commissioner for Land Reforms & Ex-Officio  
Secretary to Govt., Revenue Department.

No. LND.II. 341/71-72.

Office of the Deputy Commissioner,  
Hassan District,  
Hassan, dated 23rd February, 1972.

Copy forwarded to the Assistant Commissioner's of Hassan and Saklespur Sub Division and all the Tahsildars in the District for information and strict adhere to the circular instructions of the Government. The Tahsildars are directed to detect cases of illegal transactions and report the same to the Assistant Commissioners to take action under section 83 of the Act. The Assistant Commissioners should submit progress report on disposal of such cases as to reach this office on the 5th of succeeding month regularly without fail.

for Deputy Commissioner,  
Hassan District.