

GOVERNMENT OF KARNATAKA

No: RD 59 LGE 92

Karnataka Government Secretariat
MS Building
Bangalore, dated 26th June 1992

C I R C U L A R

SUB. Regularisation of Unauthorised cultivation
of Government lands under Section 94(A) of
the Karnataka Land Revenue Act - Further
instructions - Regarding.

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It has recently been brought to the notice of Government that officials and other unscrupulous persons are trying to deny the actual cultivator of the land by concocting documents or circumstances on which the Taluk Level Committee relies upon for its decision. Under the circumstances, the following instructions are issued for guidance and compliance by all the Revenue Officials:-

1. To the extent possible identification of the beneficiary (actual unauthorised cultivator) and grant of Patta should be done in conspicuous public places where Jama Samparka Sabha is held. This will enable the local persons to raise objections if the grant is given to a person other than the actual cultivator;
2. The Taluk Level Committee should not rely entirely upon the report of the Village Accountant or the Revenue Inspector to decide whether a particular applicant is really in the unauthorised occupation or not. The Committee should conduct its own enquiry;
3. Logically the T.T. Fee should be collected from the unauthorised cultivator only;
4. If the grant under this Scheme is irregular or is contrary to the Rules, such grants can be cancelled by the Assistant Commissioner of the Sub-Division concerned after following due procedure of law in exercise of the powers conferred on him under Rule 108K of the Karnataka Land Revenue Rules, 1966;
5. If the grant proposed to be made by the Committee is contrary to the Rules then the Tahsildar of the Taluk concerned who is also a Member-Secretary of the Committee, should oppose such a move. The Tahsildar being Member-Secretary of the Committee should guide and advise the Committee about the correct procedure and the Rules/Law applicable;
6. The Committee has no powers to review or revise its own resolution/orders as no such powers have been conferred on the Committee;
7. Persons who are not eligible for grant of land under this Scheme, particularly big and rich farmers, should be immediately dispossessed of the Government land under their unauthorised occupation by following due proceedings of eviction. Number of evictions carried out each month and the extent of Government land resumed after eviction should be reported regularly each month in the proforma which is prescribed for furnishing monthly information on regularisation of unauthorised cultivation.

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1.7.92
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