

GOVERNMENT OF KARNATAKA

NO. RD 496 LRM 75

Karnataka Government Secretariat,
Vidhana Soudha,
Bangalore, Dated: 11th May 1976.

CIRCULAR

Sub: Recovery of betterment levy under
Section 44(2)(c) of Karnataka Land
Reforms Act -

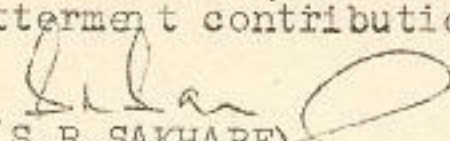
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In Section 44(2)(c) of the Land Reforms Act, 1961 (as amended) it is mentioned that all arrears of land revenue, cesses, water rate or other dues remaining lawfully due on the date of vesting in respect of such lands shall after such date continue to be recoverable from the land-owner, landlord or other person by whom they were payable and may without prejudice to any other mode of recovery, be realised by the deduction of the amount of such arrears from the amount payable to any person under Chapter-III. Therefore the instalments of Betterment contribution which became due on lands, vesting in the Government, upto and on the date of vesting should be realized from the landowner from the amount payable to him under the relevant provisions of the Karnataka Land Reforms Act. This applies to landowners of lands vested under any provision of the Act.

The question from whom the future instalments of betterment contribution payable for a land have to be recovered when such lands vest in the State Government either under Section 44 or under Section 68 of the Karnataka Land Reforms Act has been under consideration of Government.

In case of tenanted land, in so far as the landlord or landholder is concerned, he ceases to have any interest in the land from the date of vesting under Section 44. But, so far as the tenant of such land is concerned the vesting is a notional one, subject to his being in lawful possession of the property the tenant continues to be the person holding the said lands and as such, he would be liable to pay the instalments of the betterment contribution that may become due subsequent to the date of vesting under section 44.

In cases of other type of vestings, from the date of vesting the liability of the holder of the land to make any such contribution in future ceases. When the vested land is granted to another person that person becomes liable to pay the balance instalments of Betterment contribution.


(S.R.SAKHARE)

Asst. Spl. Officer for L.R. & Ex-officio
Under Secy. to Govt. Revenue Department I/c.

To: All the Divisional Commissioners of Divisions.

All the Deputy Commissioners of Districts.

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