

GOVERNMENT OF KARNATAKA

NO.RD 574 LRM 75

Karnataka Government Secretariat,
Vidhana Soudha,
Bangalore, Dated: 8th December 1975.

C_I_R_C_U_L_A_R

Sub: Lands taken under management of
Court of Wards -



According to Section 108 of the Land Reforms Act, the provisions of the Act except Section 8 will not apply to lands taken under the management of the Court of Wards or of a Government Officer appointed in his official capacity as a guardian under the Guardians and Wards Act, 1890, or to the lands taken under management temporarily by the Civil, revenue or criminal courts by themselves or through the receivers appointed by them during the period of such management, provided that

a) in the case of a tenancy subsisting on the date of taking over the management the provisions of Section 44 shall apply and the land shall vest in the Government,

b) in the case of tenancy created during the period of management, when the land is released from such management, the tenant shall be dispossessed and the possession of the land shall be delivered to the person lawfully entitled to such possession;

c) with effect from the date on which such land is released from such management, all the provisions of this Act shall apply to such land.

2. It has come to the notice of Government that some of the Tribunals have entertained applications filed by tenants to whom the lands have been leased out by receivers and granted occupancy rights to them. This is clearly in contravention of Section 108 quoted above.

3. Pointed attention of the Assistant Commissioners and Special Assistant Commissioners who are the Chairman of the Tribunals constituted under the Land Reforms Act in the State is drawn to the provisions of Section 108 mentioned above and they are requested to forward to Government copies of the decisions, if any, conferring occupancy rights on the tenants who held the lands on lease from the receivers appointed by civil, revenue or criminal courts.

(B.M.Nagaraj)

Asst. Spl. Officer for L.R. & Ex-officio
Under Secy. to Govt. Rev. Dept.

To

- All the Divisional Commissioners of Divisions.
- All the Deputy Commissioners of Districts.
- All the Assistant Commissioners and Special Assistant Commissioners.

All the Tahsildars/ Special Tahsildars.
Weekly Gazette (Final orders approved by Spl. Officer for L.R. & Ex-officio Deputy Secretary to Govt. Rev. Department on 3.12.1975).

23/11/75

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