

Sub:- Land Reforms - Entering the Form 7 applications received from tenants in the Mutation Register and Disputed case Register of the Taluk - Regarding Instructions -

On visit to and inspection of Tribunal Offices by the Adviser, Land Reforms it has been noticed that there appears to be incomplete co-ordination between the Taluk Office and the Tribunal office where there is a Special Tahsildar for the implementation of Land Reforms. In Government letter No. RD 5 LRM 77 dated 28-2-1977 Government have issued instructions that where a tenancy application is pending in respect of land, mutation cases in respect of that survey number should be stayed by Taluk Tahsildars. Again there are very many instances where the Special Tahsildars have not yet sent copies of Tribunal orders to the Taluk Tahsildar to make consequential entries in the R.T.C. In certain taluks on receipt of copies of orders of Tribunals or on receipt of copy of certificate of registration later, necessary entries have not been made in the Mutation Register before correcting the entries in the R.T.C. as required under the provisions of the Karnataka Land Revenue Act. Any changes made in the R.T.C. without observing the formalities contemplated in the Karnataka Land Revenue Act may be challenged later and the validity of the entries made called in question. Therefore, to ensure that proper procedure according to the law is followed and that the interests of the tenants, and the Government over the tenanted land, where the applicants are not registered as occupants by Tribunals, are protected it would be necessary to evolve a procedure by which the result of the proceedings before the Tribunal in respect of tenanted lands is reflected in the Revenue Records by making necessary entries. This will also avoid any complications resulting in failure to communicate a copy of the Tribunal orders by the Special Tahsildars to the Tahsildar or in failure to make entries in the R.T.C. by the Tahsildar on receipt of the copy of the Tribunal orders. The following instructions are therefore issued for observance by the Taluk Tahsildars.

2. All the applications in Form 7 received claiming occupancy rights in the Taluk now in the custody of Tribunal or Tribunals in the Taluk should be got entered in the Mutation Register of the village concerned and then disputed case Register. In cases where the applications are pending for

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decision of the Tribunal, the cases should be made to lie over till the decision of the Tribunal is received. In cases where the Tribunal has already passed orders a copy of the order should be obtained if not already received and necessary entries made in the R.T.C. noting in column 9 "Government" as owner 'with effect from 1-3-1974' and 'in column 12 the name of the tenant who has been registered as an occupant', (pending issue of the certificate of registration) after certifying the entry in the Mutation Register. If the certificate of Registration has been issued already or on receipt of the same, similar action ~~is~~ to make further changes in the R.T.C. to note the name of the ex-tenant as the owner of column 9 and the balance amount of premium due to Government in column 11 should be taken. According to one of the conditions subject to which the certificate of registration is issued, the ex-tenant-occupant does not have the right of alienation of the land for a period of 15 years. Therefore, the issue of certificate of registration subject to conditions, should also be indicated in column 11.

3. The Deputy Commissioners are requested to see that these instructions in continuation of Government Circular Nos. RD 332 LRM 75, dated 3-9-1975 and RD 575 LRM 79 dated 22-12-1979 are scrupulously followed by the Taluk Tahsildars.

H. N. Ranganathan
9/9/10
(H.N. Ranganathan),

Asst. Spl. Officer for Land Reforms & Ex-officio Under Secy. to Govt. Rev. Dept.

To
All the Deputy Commissioners.
All the Spl. Deputy Commissioners.
Copy to:-
All the Divisional Commissioners.
All the Tahsildars of Taluks.
All the Secretaries of Tribunals.
All the Assistant Commissioners of Sub-Divisions.
Weekly Gazette.

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