THE REQUISITIONING AND ACQUISITION OF IMMOVABLE PROPERTY ACT, 1952
(30 OF 1952)*

AUTHORISING PERSONS TO PERFORM THE FUNCTIONS OF A COMPETENT AUTHORITY FOR THE AREAS WITHIN THEIR JURISDICTION

S. R. O. 152, *dated the* 28*th January*, 1952.—[1]In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Ordinance, 1952[2], the Central Government hereby authorises each of the persons mentioned in column 1 of the sub-joined table to perform the functions of a competent authority under the said Ordinance for the area specified in the corresponding entry in column 2 of he said table.

THE TABLE

Persons 1	Area 2
1. Estate Officer, New Delhi	The whole of the State of Delhi.
2. Joint Estate Officer, New Delhi	The whole of the State of Delhi.
3. Collector of Delhi	The whole of the State of Delhi.
4. [3][Estate Manager, Government of India Estates, Bombay]	The area within the jurisdiction of the Corporation of Bombay.
5. [4]* * * * * * * * * * *	

[No. 879-WII/52.]

[Gazette of India, Extraordinary, Pt. II, Sec. 3, page 251].

S. R. O. 796, *dated the* 23*rd April*, 1952.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises all the Collectors in the State of Bombay to perform the functions of a competent authority under the said Act in their respective jurisdictions.

[No. 3187-WII/52.]

[Gazette of India, 1952, Pt. II, Sec. 3, page 757].

S. R.O. 1501, *dated the* 20*th August*, 1952.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises the Special Land Acquisition Officer, Nasik to perform the functions of a competent authority under the said Act for the area within his jurisdiction.

[No. 6513-WII/52.]

[Gazette of India, 1952, Pt. II, Sec. 3, page 1368].

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*Brought into force in the State of Sikkim on 1-12-1976, *vide* notification No. S.O. 4514, dated 27-11-1976, published in the Gazette of India, 1976, Pt. II, Sec. 3(ii), p. 4132.

1. Partially modified by S.O. 2414, dated 22-10-1959 and S.O. 3699, dated 30-11-1962, *see infra*.

2. Deemed to be in force by virtue of section 2(b) read with section 24 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952).

3. Substituted by S.R.O. 1377, dated 6-7-1953.

4. Omitted by S.R.O. 1111, dated 6-5-1953.

S. R. O. 1454, *dated the 23rd August*, 1952.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises each of the persons mentioned in column 1 of the table hereto annexed to perform the functions of a competent authority under the said Act for the area specified in the corresponding entry in column 2 of the said table.

THE TABLE

Persons 1	Area 2
1. All District Magistrates in the State of Punjab	The area falling within their respective jurisdictions.
2. All District Magistrates in the State of Orissa	The area falling within their respective jurisdictions.
3. All Collectors in the State of Bihar	The area falling within their respective jurisdictions.

Notifications No. 3872-WII-52, dated the 16th May, 1952, No. 5793-WII/52, dated the 23rd July, 1952 and No. 5985-WII/52, dated the 26th July, 1952, are hereby cancelled.

[Ministry of Works, Housing and Supply No. 6389-WII/52.]

[Gazette of India, 1952, Part II, Section 3, page 1308.]

S. R. O. 1660, *dated the 23rd September*, 1952.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises each of the persons mentioned in column 1 of the table hereto annexed to perform the functions of a competent authority under the said Act for the areas specified in the corresponding entry in column 2 of the said table.

THE TABLE

Persons 1	Area 2
1. All Deputy Commissioners in the State of Assam	The area falling within their respective jurisdictions.
2. All Collectors in the State of Madras	The area falling within their respective jurisdictions.
3. All Collectors in the State of Travancore-Cochin . .	The area falling within their respective jurisdictions.
4. All Collectors in the State of Hyderabad. . . .	The area falling within their respective jurisdictions.
5. All District Collectors in the State of Rajasthan. . .	The area falling within their respective jurisdictions.
6. All Collectors in the State of Saurashtra. . . .	The area falling within their respective jurisdictions.

[Ministry of Works, Housing and Supply No. 7538-WII/52.]

[Gazette of India, 1952, Part II, Section 3, page 1520.]

S. R. O. 2112, *dated the 19th December*, 1952[1].—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises all the Collectors in the States of Bhopal, Bilaspur, Cooch-Behar, Coorg, Kutch, Manipur, Tripura and Vindhya Pradesh and all the Deputy Commissioners in the States of Himachal Pradesh and Patiala and East Punjab States Union to perform the functions of a competent authority under the said Act for the area within their respective jurisdictions.

[Ministry of Works, Housing and Supply No. 10968-WII/52.]

[Gazette of India, 1952, Part II, Section 3, page 1823.]

S. R. O. 616, *dated the 28th March*, 1953.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises the Revenue Divisional Officers under the Madras State Government to perform the functions of a competent authority under the said Act for the areas falling within their respective jurisdictions.

[Ministry of Labour No. 3206-WII/53.]

[Gazette of India, 1953, Part II, Section, 3, page 414.]

S. R. O. 1930, *dated the 9th October*, 1953[1].—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952) and in supersession of the notifications of

[1]Partially modified by S.O. 1500, dated 27-6-1959, *see infra*.

the Government of India in the Ministry of Works, Housing and Supply No. 9313W-II/52, dated the 18th November 1952, and No. 927-EII/53, dated 18th April, 1953, the Central Government hereby authorises each of the officers mentioned in column 1 of the Table hereto annexed to perform the functions of a competent authority under the said Act for the areas specified in the corresponding entry in column 2 of the said Table.

TABLE

Officers 1	Areas 2
All Collectors in the State of Madhya Bharat.	The areas falling within their respective jurisdictions.
All District Magistrates in the State of Uttar Pradesh.	The areas falling within their respective jurisdictions.
All Deputy Commissioners in the State of Madhya Pradesh.	The areas falling within their respective jurisdictions.
All Deputy Commissioners in the State of Mysore.	The areas falling within their respective jurisdictions.
Deputy Commissioners of Jalpaiguri, Darjeeling and Cooch Behar in the State of West Bengal.	The areas falling within their respective jurisdictions.

[Ministry of Works, Housing and Supply No. 5997-EII/53.]

[Gazette of India, 1953, Part II, Section 3, page 1653.]

S. R. O. 1163, *dated the* 30*th March*, 1954.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises all the Collectors in the State of Andhra to perform the functions of a competent authority under the said Act in their respective jurisdictions.

[Ministry of Works, Housing and Supply No. 2520-EII/54.]

[Gazette of India, 1954, Part II, Section 3, page 676.]

S. R. O. 1845, *dated th* 29*the May* 1954.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises each of the officers mentioned in column 1 of the Table hereto annexed to perform the functions of the competent authority under the said Act for the areas specified in the corresponding entry in column 2 of the said Table.

TABLE

Officers 1	Areas 2
1. Executive Engineers, C.P.W.D. of the following Divisions in Delhi namely A B D & E Delhi State Division No. I & II and Development Division.	The areas falling within their respective jurisdictions.
2. Executive Engineer Simla Central Division, Simla.	The area falling within his jurisdiction.

[Ministry of Works, Housing and Supply No. 4277-EII/54.]

[Gazette of India, 1954, Part II, Section 3, page 1417.]

S. R. O. 1956, *dated the* 2*nd September*, 1955.—In exercise of the powers conferred by clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises the Estate Manager, Calcutta, to perform the functions of the competent authority under the said Act for the area within the jurisdiction of the Corporation of Calcutta, and also for that portion of the area in the districts of 24 Parganas in the State of West Bengal, which is not within the jurisdiction of the said Corporation.

[Ministry of Works, Housing and Supply No. EV-11(1)/55.

[Gazette of India, 1955 Part II, Section 3, page 1776.]

S. R. O. 355, *dated the* 10*th February*, 1956.— In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises the Special Deputy Collector, Saidapet (Madras), to perform the functions of the competent authority under the said Act for the areas within the Chingleput District of Madras State.

[Ministry of Works, Housing and Supply No. EV-11(12)/55.]

[Gazette of India, 1956, Part II, Section 3, page. 190.]

S. R. O. 715, *dated the* 20*th March*, 1956.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable property Act, 1952 (30 of 1952), the Central Government hereby authorises the Second Land Acquisition Collector, Calcutta, to perform the functions of a competent authority under the said Act for the area within his jurisdiction.

[Ministry of Works, Housing and Supply No. EV. 11(2)/56.]

[Gazette of India, 1956, Part II, Section 3, page 467.]

S. R. O. 752, *dated the* 22*nd March*, 1956.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises the Payment Officer employed in the office of the Special Land Acquisition Officer, Nasik, to perform the functions of the competent authority under the said Act for the area within his jurisdiction.

[Ministry of Works, Housing and Supply No. EV.11(3)/56.]

[Gazette of India, 1956, Part II, Section 3, page 501.]

S. R. O. 2494, *dated the* 26*th October*, 1956.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises the Sub-Divisional Officer (Civil), Kulu Sub-Division in the State of Punjab to perform the functions of a competent authority under the said Act for the areas falling within his jurisdiction.

[Ministry of Works, Housing and Supply No. EV-11(8)/56.]

[Gazette of India, 1956, Part II, Section 3, page 1840.]

S. O. 913, *dated the* 28*th April*, 1958[1].—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises the Land Acquisition Officer, Jullundur in the State of Punjab to perform the functions of a competent authority under the said Act for the areas falling within his jurisdiction.

[Ministry of Works, Housing and Supply No. EE 11(2)/58.]

[Gazette of India, 1958, Part II, Section 3 (*ii*), page 742.]

S. O. 1500, *dated the* 27*th June* 1959.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), and in partial modification of the notifications of the Government of India in the Ministry of Works, Housing and Supply No. 10368-WII/52 dated the 19th December 1952, and No. 5997-EII/53 dated the 9th October, 1953, the Central Government hereby authorises all the Collectors in the State of Madhya Pradesh to perform the functions of a competent authority under the said Act for the areas falling within their respective jurisdiction.

[Ministry of Works, Housing and Supply No. EE 12(9)/59.]

[Gazette of India, 1959, Part II, Section 3 (*iii*) page 1700.]

S. G. 2414, *dated* 22*nd October*, 1959.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), and in partial modification of the notification of the Government of India in the late Ministry of Works, Production and Supply No. S.R.O. 151[2], dated the 28th January, 1952, the Central Government hereby authorises each of the officers mentioned in

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[1] *See* also S. O. 222, dated 14-1-1960 *infra*.

[2] *See* The Number should read as S.R.O. 152.

column 1 of the sub-joined Table to perform the functions of the competent authority under the said Act, for the areas specified in the corresponding entry in column 2 of the said Table.

THE TABLE

Officers (1)	Areas (2)
The Director of Estates, New Delhi	The whole of the Union territory of Delhi, and within the jurisdiction of the Simla Municipality.
The Deputy Director of Estates, New Delhi	The whole of the Union territory of Delhi.

[Ministry of Works, Housing and Supply No. EE.-11(2)/59.]

[Gazette of India, 1959, Part II, Section 3 (*ii*), page 3019.]

S. O. 222, *dated the 14th January*, 1960.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises the Land Acquisition Officer, Jullundur, in the State of Punjab, to perform the functions of a competent authority under the said Act for the areas falling within the District of Ludhiana.

[Ministry of Works, Housing and Supply No. EE-11(3)/59.]

[Gazette of India, 1960, Part II, Section 3 (*ii*), page 369.]

S.O. 1144, *dated the 28th April*, 1960.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises the City Surveyor Officer in the District of Nasik, State of Bombay to perform the functions of a competent authority under the said Act for the area within his jurisdiction.

[Ministry of Works, Housing and Supply No. EE-11 (1)/60.]

[Gazette of India, 1960, Part II, Section 3 (ii), page 1438]

S.O. 2445, *dated the 25th July*, 1962.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises the Military Land Requisitioning Officer, Jullundur, in the State of Punjab, to perform the functions of a competent authority under the said Act for the areas falling within the Districts of Kangra and Gurdaspur.

[Ministry of Works, Housing and Supply No. EE.-11 (1)/62.]

[Gazette of India, 1962, Part II, Section 3 (ii), page 2709.]

S.O. 3699, *dated the 30th November*, 1962.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), and in partial modification of the notification of the Government of India in the late Ministry of Works, Production and Supply No.[1]S.R.O. 151, dated the 28th January, 1952, the Central Government hereby authorises the officer mentioned in column 1 of the subjoined Table to perform the functions of the Competent Authority under the said Act for the areas specified in the corresponding entry in column 2 of the said Table.

THE TABLE

Officers (1)	Areas (2)
The Additional Director of Estates, New Delhi.	The whole of the Union Territory of Delhi and the area within the jurisdiction of the Municipality at Simla.

[Ministry of Works, Housing and Supply No. E.E.-11 (2)/59.]

[Gazette of India, 1962, Part II, Section 3 (ii), page 4031.]

1 *Sic* The number should read as S.RO. 152.

S.O. 2539, *dated the 17th July*, 1964.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), and in supersession of the notification of the Government of India in the late Ministry of Works, Housing and Supply No. S. O. 510, dated the 26th February, 1959, the Central Government hereby authorises the Special Land Acquisition Officer, Ghod Project, Ahmednagar, in the State of Maharashtra, to perform the functions of the competent authority under the said Act in respect of the areas falling within his jurisdiction.

[Ministry of Works and Housing No. 11 (3)/64-Acc. II.]

[Gazette of India, 1964, Part II, Section 3 (ii), page 2971.]

S. O. 2961, *dated the 13th September*, 1965.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorise the Collector in the Union territory of Dadra and Nagar Haveli to perform the functions of a competen authority under the said Act for the area falling within his jurisdiction.

[Ministry of Works, Housing and Supply No. F. 12(23)/61-Acc.II.]

[Gazette of India, 1965, Part II, Section 3(ii), page 3188.]

S.O. 4248, *dated the 29th November*, 1967.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises each of the officers mentioned in column (1) of the subjoined Table to perform the functions of the competent authority under the said Act for the areas specified in the corresponding entry in column (2) of the said Table.

THE TABLE

Designation of the officer (1)	Areas (2)
1. The Collector of Goa, Panaji.	In respect of the areas in their respective jurisdictions.
2. The Deputy Collector North Sub-division, Panaji	
3. The Deputy Collector South Sub-division, Margao	
4. The Collector of Daman	For the territory of Daman.
5. The Civil Administrator of Diu.	For the territory of Diu.

[Ministry of Works, Housing and Supply, No. 21011(5)/66-Pol.]

[Gazette of India, 1967, Part II, Section 3(ii), page 4493.]

S.O. 2892, *dated the 10th July*, 1969.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952) read with the notification of the Government of India in the Ministry of External Affairs No. G.S.R. 5, dated the 26th December, 1960 and in supersession of the notification of the Government of India in the late Ministry of Works, Housing and Supply No. S.O. 1336, dated the 2nd June, 1961, the Central Government hereby authorises the Secretary, Revenue and Development Department, Pondicherry in the State of Pondicherry to perform the functions of a competent authority under the said Act for the whole area of the State of Pondicherry.

[Ministry of Works, Housing and Urban Development No. F. 19014(1)/69-Pol. IV]

[Gazette of India, 1969, Part II, Section 3 (ii), page 3009.]

S.O. 4726, *dated the 18th November*, 1969.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises the Special Land Acquisition Collectors at Pathankot and Jullundur in the State of Punjab to perform the functons of a competent authority under the said Act for the areas falling within their respective jurisdictions.

[Ministry of Works, Housing and Urban Development No. F.19014(2)/69-Pol. IV.]

[Gazette of India, 1969 Part II, Section 3(ii), page 5160.]

S. O. 1927, *dated the 19th May*, 1970.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises each of the persons mentioned in column (1) of the table hereto annexed to perform the functions of a competent authority under the said Act for the area specified in the corresponding entry in column (2) of the said table.

THE TABLE

Authority (1)	Area (2)
1. [1][All District Revenue Officers in the State of Andhra Pradesh].	The area falling within their respective jurisdiction
2. All Land Acquisition Officers or Collectors, Special Land Acquisition Officers, or Collectors, Military Land Acquisition Collectors or Officers who are functioning as Collectors under Act I of 1894 in the States of Haryana, Uttar Pradesh, Rajasthan, Maharashtra (excepting in Districts of Nasik and Ahmednagar where Special Land Acquisition Officers have been so authorised *vide* S.R.O. 1501 dated the 20th August, 1952 and S.R.O. No. 510[2] dated the 26th February, 1959 respectively) Goa, Mysore, Tamil Nadu, Bihar, Madhya Pradesh and Union territories of Himachal Pradesh, NEFA and Manipur.	The area falling within their respective jurisdictions

[Ministry of Works, Housing and Urban Development, No. F. 19014 (2)/69-Pol. IV.]

[Gazette of India, 1970, Part II, Section 3(ii), page 2453]

S.O. 1588, *dated the 20th June*, 1972.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises the Deputy Commissioner, Union territory of Chandigarh to perform the functions of the competent authority under the said Act for the areas falling within his administrative Jurisdiction.

[Ministry of Works and Housing, F. No. 19014(2)/67-Pol. IV.]

[Gazette of India, 1972, Part II, Section 3(ii), page 2418]

S. O. 3063, *dated the 29th September*, 1973.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises the Military Estate Officer, Ministry of Defence, Calcutta to perform the functions of a competent authority under the said Act, for the areas within the District of 24-Parganas[1] [and the Corporation of Calcutta] in the State of West Bengal.

[Ministry of Works and Housing, F. No. 19014(2)/69-Pol. IV.]

[Gazette of India, 1973, Part II, Section 3(ii), page 3628.]

S.O. 4625, *dated the 4th December*, 1976.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises all District Officers in the State of Sikkim to perform the functions of competent authority under the said Act for the areas within their respective jurisdiction.

[Ministry of Works and Housing, F. No. 19014 (2)/75, Pol. IV.]

[Gazette of India, 1976, Part II, Section 3(ii), page 4230.]

S.O. 730, *dated the 22nd February*, 1978.—In pursuance of clause (*b*) of section 2 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby authorises the Deputy Commissioner, Chandigarh Administration, Chandigarh, to perform the functions of the competent authority under the said Act for the area falling within his jurisdiction.

[Ministry of Works and Housing, F. No. 19015 (1)/77-Pol. IV.]

[Gazette of India, 1978, Part II, Section 3 (ii), page 722.]

[1]Substituted by S.O. 2684, dated 5-8-1975.

[2]Superseded by S.O. 2539, dated 17-7-1964 (*Supra*).

AUTHORITIES TO EXERCISE SPECIFIED POWERS OF THE CENTRAL GOVERNMENT IN RESPECT OF PROPERTY SITUATED WITHIN THEIR RESPECTIVE JURISDICTION

S. R. O. 2007, *dated the 26th November*, 1952.—In exercise of the powers conferred by sub-section (1) of section 17 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby directs that the powers exercisable by it by or under section 6 of the said Act in respect of properties requisitioned by it shall be exercisable also by a competent authority, being an officer subordinate to that Government, within the limits of his jurisdiction.

[Ministry of Works, Housing and Supply No. 9586-WII/52]

[Gazette of India, 1952 Part II, Section 3, Page 1773]

S. R. O. 1810, *dated the 24th May*, 1957.—In exercise of the powers conferred by sub-section (*1*) of section 17 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), and in supersession of existing notifications on the subject noted below* the Central Government hereby directs that the powers exercisable by it by or under the provisions of the said Act specified in column (3) of the Schedule hereto annexed shall also be exercisable by each of the authorities mentioned in the corresponding entry in column (2) of the said Schedule within its jurisdiction subject to the condition, if any, specified in the corresponding entry in column. (4).

[Ministy of Works, Housing and Supply No. EV-II(I) 57.

SCHEDULE

S. No. 1	Authorities 2	Provision of the Act 3	Conditions 4
1.	Chief Commissioner, Delhi	Sections 7, 8 and 10.	The power under Section are to be exercised only in respect of the properties requisitioned by the Collector-of Delhi.
2.	Chief Secertary, Himachal Pradesh Administration.	Sections 7, 8 and 10.	..
3.	Chief Commissioner, Manipur . . .	Sections 7, 8, 10 and 13.	..
4.	Chief Commissioner, Tripura . . .	Sections 7, 8 and 10.	..

Ministry of Works Housing and Supply No. EV-II(I)/57. Notification No. 3696—WII/52 dated 9-5-52! No. 665-WII/53 dated 16-1-53; No. 2208 EII/53, dated 1-6-53; No. 3166 EII/53 dated 29-6-53 and No. 3167 EII/53, dated 29-6-53 (Notification of Gazette of India 1957, Part II. Sect on 3 Page 1127).

S.R.O. 2519 *dated the 24th May*, 1957. — In exercise of the powers conferred by sub-section (1) of Section 17 of the Requisitoning and Acquisition of Immovable Property Act, 1952 (30 of 1952), and of all other powers enabling it in this behalf and in supersession of existing notifications on the subjects noted below† and in partial modification of the notification of the Government of India in the Ministry of Home Affairs No. S.R.O. 89, dated the 8th January, 1957, the Central Government hereby directs that the powers exercisable by it by or under the provisions of the said Act specified in column (3) of the Schedule hereto annexed shall also be exercisable by each of the authorities mentioned in the corresponding entry in column (2) of the said Schedule in respect of any property situtated within its jurisdiction subject to the condition if, any, specified in the corresponding entry in column (4) thereof.

SCHEDULE

Serial No. 1	Authorities 2	Provision of the Act 3	Conditions 4
1 (a)	The 1st Land Acquisition Collector Calcutta; all Land Acquisition Officers of Calcutta and of other districts in the State of West Bengal who are functioning as Collectors under Act 1 of 1894; the Collector in the district of 24 Parganas and all other Collectors in the state of West Bengal; and the Deputy Commissioners of Jalpaiguri, Darjeeling and Cooch Behar in the State of West Bengal.	Sections 6, 7, 8 [except clause (b) of Sub-Section (1)] and Section 13.	No power under section 8 in so far as it relates to the fixing of the amount of compensation by agreement shall be exercisable except with the previous approval of the Central Government.

*Ministry of Works, Housing and Supply Notifications No. 3696-WII/52, dated 9-5-52, No. 665-WII/53, dated 16-1-53; No. 2208 EII/53, dated 1-6-53; No. 3166 EII/53, dated 29-6-53 and No. 3167 EII/53, dated 29-6-53.

†Ministry of Works, Housing and Supply Notifications Nos. 10739-WII/52 dated 29th December 1952; 1526 WII/53, dated 5th February 1953, 1608 EII/53 dated 8th May, 1953; 5998-EII/53, dated 9th October, 1953; 2521-E II/54, dated 31st March, 1954; 8064-EII/54, dated the 24th September, 1954; 1085 EII/55, dated 9th February, 1955 and EV 11 (8) 56, dated 12th December, 1956.

1	2	3	4
	(b) All Collectors, District Magistrates and Deputy Commissioners in the other States of India except the State of Jammu and Kashmir.		
	(c) Sub-Divisional Officer (Civil) Kulu Sub-Division in the State of Punjab.		
	(d) Special Land Acquisition Officer Nasik in the State of Bombay.		
2	The State Governments of all States except the State of Jammu and Kashmir.	Clause (b) of Sub-section (1) of section 8.	

[Ministry of Works, Housing and Supply No. EV-11(1)/57.]

[Gazette of India, 1957, Part II, Section 3; page 1678]

S.O. 912 dated the 28th March, 1958. — In exercise of the powers conferred by sub-section (*1*) of section 17 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952) the Central Government hereby directs that the powers exercisable by it under section 6 section 7, section 8 except clause (*b*) of sub-section (*1*) and Section 13 of the said Act shall be exercisable also by the Land Acquisition officer, Jullunder in the State of Punjab in respect of any property situtated within his jurisdiction provided that the power under the said section 8 in so far as it relates to fixing of compensation by agreement shall not be exercised except with the previous concurrence of the Central Government.

[Ministry of Works, Housing and Supply No. EE. 11(2)/58.]

[Gazette of India, 1958, Part II, Section 3, (*ii*), page 742.]

S.O. 2413, dated the 22nd October, 1959.—In exercise of the powers conferred by sub-section (1) of section 17 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952)and in supersession of this Ministry's notification No. EV. 11(6)/55 dated the 18th January, 1956 the Central Government hereby directs that the powers exercisable by it by or under the provisions of the said Act, specified in column 3 of the Schedule hereto annexed shall also be exercisable by the authority mentioned in the corresponding entry in column 2 of the schedule in respect of any property situated within its jurisdiction subject to the condition specified in the corresponding entry in column 4 thereof.

SCHEDULE

Sl. No.	Authority	Provision of the Act	Conditions
1	2	3	4
1	The Director of Estates, New Delhi.	8(1)(a)	The powers under section 8(1)(a) relating to the fixation of compensation by agreement shall be exercisable to the limit of annual compensation of Rs. 3000 only.

[Ministry of Works, Housing and Supply No. EE-11(2)/59.]

[Gazette of India, 1959 Part II, Section 3 (*ii*), page 3018.]

S.O. 221, dated the 14th January, 1960.— In exercise of the powers conferred by sub-section (*1*) of section 17 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952) the Central Government hereby directs that the powers exercisable by it under section 6, section 7, section 8 [except clause (*b*) of sub-section (*1*)] and section 13 of the said Act shall be exercisable also by the Land Acquisition Officer, Jullundur in the State of Punjab, in respect of any property situated within the District of Ludhiana provided that the power under the said section 8 in so far as it relates to fixing of compensation by agreement shall not be exercised except with the previous concurrence of the Central Government.

[Ministry of Works, Housing and Supply No. EE-11 (3)/59.]

[Gazette of India, 1960, Part II, Section 3(*ii*), page 369.]

S.O. 2505, *dated the* 10*th October*, 1960.– In exercise of the powers conferred by sub-section (*1*) of section 17 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952) and in modification of the notification of the Government of India in the Ministry of Works, Housing and Supply No. EV.II (1)/57 dated the 24th May, 1957 (S.R.O. 2519) in so far as it relates to the State of Bombay as it stood immediately before the 1st day of May, 1960, the Central Government hereby directs that the powers exercisable by it by or under the provisions of the said Act specified in column (3) of the Schedule hereto annexed shall also be exercisable by each of the authorities mentioned in the corresponding entry in column (2) of the said Schedule in respect of any property situated within its jurisdiction subject to the condition, if any, specified in the corresponding entry in column (4) thereof.

SCHEDULE

Serial No.	Authorities	Provisions of the Act	Conditions
1	2	3	4
1 (*a*)	All the Collectors in the State of Maharashtra.	Sections 6, 7, 8, [except clause (*b*) of sub-section (1)] and section 13.	No power under section 8 in so far as it relates to the fixing of the amount of compensation by agreement shall be exercisable except with the previous approval of the Central Government
(*b*)	All the Collectors of the State of Gujarat.		
2	The State Governments of Maharashtra and Gujarat.	Clause (b) of sub-section (1) of section 8.	

[Ministry of Works, Housing and Supply No. HH. 11(3)/60.]

[Gazette of India, 1960, Part II, Section 3(ii) page 3033.]

S.O. 953, *dated the* 20*th April*, 1961.—In exercise of the powers conferred by sub-section (*1*) of section 17 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952) the Central Government hereby directs that the powers exercisable by it under the provisions of the said Act specified in column (3) of the Schedule below shall also be exercisable by each of the authorities mentioned in the corresponding entry in column (2) of the said Schedule in respect of any property situated within its jurisdiction subject to the conditions specified in the corresponding entry in column (4) thereof.

SCHEDULE

Sl. No.	Authorities	Provision of the Act	Conditions
1	2	3	4
1	The State Governments of all States except the State of Jammu & Kashmir.	Section 11	In cases where any State Government or any of the officers specified in column (2), decide not to file an appeal they should promptly and immediately intimate the facts of the case and their decision to the local officer of the administrative Ministry concerned. No appeals be filed in cases where the awarded amount of compensation is less than Rs. 5000/- (initial terminal and acquisition cost) or Rs. 250/- per month recurring compensation.
2	All Collectors, District Magistrates and Deputy Commissioners in all the States of India except the State of Jammu & Kashmir.		
3	The 1st Land Acquisition Collector, Calcutta; all Land Acquisition Officers of Calcutta and of other districts in the State of West Bengal who are functioning as Collectors under Act I of 1894; the Collector in the district of 24 Parganas and all other Collectors in the State of West Bengal and the Deputy Commissioners of Jalpaiguri, Darjeeling and Cooch Behar in the State of West Bengal.		

[Ministry of Works, Housing & Supply No. EE. 11(5)/58.]

[Gazette of India, 1961, Part II, Section 3(ii), page 970.]

S.O. 2444, *dated the* 25*th July*, 1962.—In exercise of the powers conferred by sub-section (1) of section 17 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby directs that the powers exercisable by it under section 6, section 7, section 8 [except clause (*b*)

of sub-section (*1*)] and section 13 of the said Act shall be exercisable also by the Military Land Requisitioning Officer, Jullundur, in the State of Punjab, in respect of any property situated within the Districts of Kangra and Gurdaspur, provided that the power under the said section 8 in so far as it relates to fixing of compensation by agreement shall not be exercised except with the previous concurrence of the Central Government.

[Ministry of Works, Housing & Supply No. EE. 11(1)/62.]

[Gazette of India, 1962, Part II, Section 3(ii), page 2709.]

S.O. 2540, *dated the 17th July*, 1964.—In exercise of the powers conferred by sub-section (1) of section 17 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), and in supersession of the notification of the Government of India in the late Ministry of Works, Housing and Supply No. S.O. 511, dated the 26th February, 1959, the Central Government hereby directs that the powers exercisable by it under section 6, section 7, section 8 [except clause (*b*) of sub-section (*1*)], and section 13 of the said Act shall be exercisable also by the Special Land Acquisition Officer, Ghod Project, Ahmednagar, in the State of Maharashtra in respect of any property situated within his jurisdiction :

Provided that the power under the said section 8, in so far as it relates to the fixing of the amount of compensation by agreement, shall not be exercised except with the previous concurrence of the Central Government.

[Ministry of Works and Housing No. 11(3)/64-Acc. II.]

[Gazette of India, 1964, Part II, Section 3(ii), page 2971.]

S.O. 2960, *dated the 13th September*, 1965.—In exercise of the powers conferred by sub-section (1) of section 17 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby directs that the powers exercisable by it under sections 7, 8 and 10 of the said Act shall be exercisable also by the Administrator, Dadra and Nagar Haveli in the Union territory of Dadra and Nagar Haveli in respect of any property requisitioned or acquired under the said Act situated within his jurisdiction.

[Ministry of Works, Housing and Supply No. F. 12 (23)/61-Acc. II.]

[Gazette of India, 1965, Part II, Section 3(ii), page 3188.]

S.O. 4727, *dated the 18th November*, 1969.—In exercise of the powers conferred by sub-section (1) of section 17 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby directs that the powers exercisable by it under section 6, section 7, section 8 [except clause(*b*) of sub-section (1) and section 13 of the said Act shall be exercisable also by the Special Land Acquisition Collectors, Pathankot and Jullundur, in the State of Punjab in respect of any property situated within their respective jurisdictions provided that powers under the said section 8 in so far as it relates to fixing for compensation by agreement shall not be exercised except with the previous concurrence of the Cental Government.

[Ministry of Works, Housing and Urban Development, No. F. 19014(2)/69-Pol. IV.]

[Gazette of India, 1969, Part II, Section 3(ii), page 5160.]

S.O. 1928, *dated the 9th May*, 1970.—In exercise of the powers conferred by sub-section (1) of section 17 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby directs that the powers exercisable by it by or under the provisions of the said Act specified in column (3) of the Schedule hereto annexed shall also be exercisable by each of the authorities mentioned in the corresponding entry in column (2) of the said Schedule in respect of any property situated within its jurisdiction subject to the conditions specified in the corresponding entry in column (4) thereof.

SCHEDULE

Sl. No.	Authority	Provision of the Act	Conditions
1	2	3	4
1.	[1][All District Revenue Officers in the State of Andhra Pradesh]	Sections 6, 7, 8 [except clause (b) of sub-section (1)] and section 13.	No power under section 8 in so far as it relates to the fixing of the amount of compensation by agreement shall be exercisable except with the previous approval of the Central Government.

[1]Substituted by S.O. 2685, dated 5-8-1975.

(1)	(2)	(3)	(4)
2.	All Land Acquisition Officers or Collectors, Special Land Acquisition Officers or Collectors or Military Land Acquisition Collectors or Officers functioning as Collectors under Act 1 of 1894 in the States of Haryana, Uttar Pradesh, Rajasthan, Maharashtra (excepting in Districts of Nasik and Ahmednagar where Special Land Acquisition Officers have been so authorised vide S.R.O. 2519 dated the 24th May, 1957 and S.R.O. 511 dated the 26th February, 1959 respectively) Goa, Mysore, Tamil Nadu, Bihar, Madhya Pradesh and Union Territories of Himachal Pradesh, NEFA and Manipur.		

[Ministry of Works, Housing and Urban Development, No. F. 19014(2)/69-Pol. IV.]

[Gazette of India, 1970, Part II, Section 3(ii), page 2453.]

S.O. 4144, *dated the 4th December*, 1972.—In exercise of the powers conferred by sub-section (1) of section 17 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby directs that the powers exercisable by it under the provisions of the said Act specified in column (3) of the Schedule hereto annexed shall be exercisable also by the authority mentioned in the corresponding entry in column (2) of the said Schedule in respect of any property situated within its jurisdiction subject to the conditions specified in the corresponding entry in column (4) thereof.

SCHEDULE

Sl. No.	Authorities	Provisions of the Act	Conditions
(1)	(2)	(3)	(4)
1.	Deputy Commissioner, Chandigarh.	Sections 6, 7, 8 [except clause (b) of sub-section (1)] and section 13.	No power under section 8 in so far as it relates to the fixing of the amount of compensation by agreement shall be exercisable except with the previous approval of the Central Government.

[Ministry of Works and Housing, F. 19014(27)/67-Vol. IV.]

[Gazette of India 1972, Part. II, Section 3(ii), page 5635.]

S.O. 3062, *dated the 29th September*, 1973.—In exercise of the powers conferred by sub-section (1) of section 17 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby directs that the powers exercisable by it under section 6, section 8 and section 13 of the said Act shall be exercisable also by the Military Estate Officer, Ministry of Defence, Calcutta, in respect of any property situated within the District of 24-Paraganas[1] [and the Corporation of Calcutta] in the State of West Bengal, provided that the powers under the said section 8, in so far as it relates to fixing of compensation by agreement, shall not be exercised except with the previous approval of the Central Government.

[Ministry of Works and Housing, F. No. 19014(2)/69-Pol. IV.]

[Gazette of India, 1973, Part II, Section 3(ii), Page. 3628.]

S.O. 885, *dated the 12th March*, 1975.—In exercise of the powers conferred by sub-section (1) of section 17 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952) and in modification of the notification of the Government of India in the Ministry of Works, Housing and Supply No. EV II(i)/57 dated 24th May, 1957 (S.R.O. 2519) in so far as it relates to the State of Assam as it stood immediately before 21st January, 1972, the Central Government hereby directs that the powers exercisable by it or under the provisions of the said Act specified in column (3) of the Schedule hereto annexed shall also be exercisable by each of the authorities mentioned in the corresponding entry in column (2) of the said schedule in res-

[1]Inserted by S.O. 688, dated 28.2.1974.

pect of any property situated within its jurisdiction subject to the condition, if any, specified in the corresponding entry in column (4) thereof.

SCHEDULE

Sl. No.	Authorities	Provision of the Act	Conditions
(1)	(2)	(3)	(4)
1.	All District Collectors in the State of Meghalaya.	Sections 6, 7, 8 [except clause (b) of sub-section (1)] and Section 13.	No power under section 8 in so far as it relates to the fixing of the amount of compensation by agreement shall be exercisable except with the previous approval of the Central Government.
2.	The State Government of Meghalaya.	Clause (b) of sub-section(1) of Section 8.	--

[Ministry of Works and Housing, No. 19015(3)/74-Pol. IV]

[Gazette of India, 1975, Part II, Section 3(ii), page 1202)

S.O. 4626, *dated the 4th December*, 1976.—In exercise of the powers conferred by sub-section (1) of section 17 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby directs that the powers exercisable by it under the provisions of the said Act and specified in column (3) of the Schedule hereby annexed shall be exercisable also by the officer subordinate to Government or Government mentioned in the corresponding entry in column (2) of the said Schedule, in respect of any property situated within the State of Sikkim, subject to the conditions, if any, specified in the corresponding entry in column (4) of the Schedule aforesaid.

SCHEDULE

Sl. No.	Officer subordinate to Government or Government	Provisions of the Act	Conditions
(1)	(2)	(3)	(4)
1.	Secretary, Land Revenue Department, State of Sikkim.	Section 6, Section 7, section 8 [except clause (b) of sub-section (1)] and section 13.	No power under section 8 in so far as it relates to the fixing of the amount of compensation by agreement shall be exercisable except with the previous approval of the Central Government.
2.	State Government of Sikkim.	Clause (b) of sub-section (i) of section 8.	

[Ministry of Works and Housing, F. No. 19014(2)/75-Pol. IV].

[Gazette of India, 1976, Part II, Section 3(ii), page 4230.]

S.O. 3571, *dated 5th September* 1983.—In exercise of the powers conferred by sub-section (1) of section 17 of Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952), the Central Government hereby directs that the powers exercisable by it under section 6, 7, 8(b), 8(c),8(d), 10 and 13 of the Act shall also be exercisable by Secretary/Additional Secretary/Special Secretary to the Government of India in the administrative Ministry/Department for whose use the property in question is requisitioned.

[Ministry of Works and Housing, F. No. 1901/(2)/74-Pol. IV].

[Gazette of India, 1983, Part II, Section 3(ii), Page 3689.]

THE REQUISITIONING AND ACQUISITION OF IMMOVABLE PROPERTY RULES, 1953

[1]*S.R.O.* 948, *dated the 18th May*, 1953.—In exercise of the powers conferred by section 22 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952) the Central Government hereby makes the following rules, *viz.* :—

1. *Short title.*—These rules may be called the Requisitioning and Acquisition of Immovable Property Rules, 1953.

2. *Definitions.*—In these Rules,

(*a*) "Act" means the Requisitioning and Acquisition of Immovable Property Act, 1952.

[2][(*aa*) "Court" means a principal Civil Court of original jurisdiction in the district in which the property requisitioned or acquired is situated.]

(*b*) "Form" means a form appended to these rules.

(*c*) "Section" and "sub-section" mean respectively a section or sub-section of the Act.

3. *Procedure to be followed by competent Authority for purposes of section* 3(*1*).—A Notice under clause (*a*) of sub-section (*1*) and order under clause (*b*) of sub-section (*1*) of section 3 of the Act shall be in Form 'A'.

4. *Order of Requisitioning.*—The order of requisition under sub-section (*2*) of section 3 of the Act and the notice under sub-section (*1*) of section 4 of the Act shall be issued in Form 'E'.

5. *Breaking open of locks on requisitioned property.*—Where the possession of a requisitioned property is not handed over in compliance with an order issued under sub-section (*1*) of section 4 of the Act and the premises are found locked, the competent authority or any other person authorised by it in writing in this behalf may break open the lock in the presence of two witnesses and take possession of the property :

Provided that :

(*i*) before any such action is taken the competent authority shall satisfy itself that the order under sub-section (*1*) of section 4 has been duly served on the party concerned and that the party is evading compliance with the order ;

(*ii*) the powers under this rule shall not be exercised at any time after sunset or before sunrise; and

(*iii*) where possession is taken in pursuance of the powers conferred by this rule, an inventory of the articles found in the premises shall be made in the presence of two witnesses and such articles shall be stored in safe custody.

6. *Repairs to requisitioned premises.*—A notice under sub-section (*2*) of section 5 of the Act shall be in Form 'F'. The time for execution of repairs to be specified in the notice shall be such as the competent authority may deem reasonable having regard to the nature of repairs and other circumstances of the case.

7. *Procedure to be followed in releasing the property.*—(*1*) For the purpose of sub-section (*2*) of section 6 the competent authority may, if it considers it necessary so to do, make or cause to be made by an officer empowered in this behalf by it, an enquiry to obtain information in respect of the following matters, namely:—

(*i*) the name and address of the person from whom the property was requisitioned;

(*ii*) the name and address of the person in possession of the property at the time the property was requisitioned;

(*iii*) the name of the person who has been receiving compensation;

(*iv*) whether any alternative accommodation was provided to the occupant when the property was requisitioned or whether any compensation was paid to him for vacating the property, or whether the occupants, if any, relinquished their claims for reoccupation of the property;

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[1]Published in the Gazette of India, 1953, Pt. II, Section 3, Page 733.

[2]Inserted by G.S.R. 654, dated 23-7-1958.

(*v*) whether the occupant was a bonafide tenant of the property or was an unauthoirsed occupant or has no claim in law for the restitution of the property;

(*vi*) whether the owner of the property on whom the requisitioning order was first served, had sold the property and if so, to whom;

(*vii*) in case the property has been sold whether the owner has sold all rights in respect of the property;

(*viii*) whether there is any objection to the property being derequisitioned in favour of the owner from whom the property was requisitioned;

(*ix*) the state of repairs of property at the time of enquiry;

(*x*) whether any structure or articles belonging to Government have been erected or installed in the property and their value;

(*xi*) the condition of the property at the time of requisition and whether the property is in as good a condition as it was when possession thereof was taken subject to change caused by reasonable wear and tear or irresistible force;

(*xii*) the estimated cost of restoration; and

(*xiii*) any other matter the competent authority may consider necessary for the purpose of specifying the person to whom possession of the property may be given.

(*2*) Before issuing an order of release under sub-section (*1*) of section 6 of the Act, the authorit yto whom the powers of the Central Government have been delegated for this purpose, shall obtain the approval of the Central Government in the administrative Ministry concerned.

(*3*) An order under sub-section (*2*) of section 6 shall be issued in Form 'G'.

(*4*) A notice under sub-section (*4*) of Section 6 shall be in Form 'H'.

8. *Acquisition of requisitioned property*:—A notice under sub-section (*1*) of section 7 of the Act calling upon the owner or any other person interested in a requisitioned property to show cause why the property should not be acquired, shall be in Form 'I'. A notice of actual acquisition shall be in Form 'J'.

9. *Compensation*.—An authority to whom the powers of the Central Government have been delegated shall, as far as may be, associate with itself the local officer of the Central Government concerned with the property in fixing compensation under clause (*a*) of sub-section (*1*) of section 8, and obtain the approval of the Central Government in the administrative Ministry concerned [1][or of any officer authorised by that Government in this behalf].

(*2*) Compensation for requisitioned property, other than agricultural land, shall be paid by the competent authority quarterly in arrears. In the case of agricultural land, the compensation shall be paid either annually or on release of the land whichever is earlier. The compensation shall be paid either in cash or by cheque at the discretion of the competent authority.

[2][(*3*) The competent authority shall, as soon as may be practicable after the making of a requisitioning order or the service of a notice of acquisition, communicate to each person interested an offer of what, in the opinion of the competent authority, is a fair amount of compensation payable to such person in respect of the property requisitioned or acquired.

(*4*) If the owner of the property is not readily traceable or if there be no person competent to alienate the property or if the ownership of the property is in dispute or if there be any dispute as to the title to receive the compensation or as to the apportionment of the amount offered as compensation, the competent authority shall deposit in Court the amount of the compensation as determined by him under clause (*a*) of sub-section (*1*) of section 8. The competent authority shall at the same time submit to the Central Government a report setting forth the full facts of the case with all connected papers and apply for the appointment of an arbitrator. Where the compensation is recurring, the competent authority shall, in cases covered by this sub-rule, deposit the amount in Court from time to time in arrear as it falls due.

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[1]Added by S.R.O. 3272, dated 19-10-1954.

[2]Inserted by S.R.O., 3852, dated 30-9-1957.

(*5*) (*i*) Every person interested to whom an offer is made under sub-rule(*3*) shall, within fifteen days of the receipt of the offer, communicate in writing to the competent authority his acceptance or otherwise of the offer. If he accepts the offer, the competent authority shall enter into an agreement with him on behalf of the Central Government in Form 'K'.

(*ii*) In the following circumstances, the competent authority may, at his discretion, make, [1][to all eligible claimants] 'on account, payment upto 80 per cent. of the amount which, in his opinion, is likely to be assessed as compensation or recurring compensation as the case may be :—

(*a*) when there is likely to be delay in assessing compensation;

(*b*) where the competent authority has made an assessment but there is delay in reaching an agreement though there is a reasonable prospect of agreement being reached; or

(*c*) where it is clear that an agreement cannot be reached.

(*iii*) If the competent authority makes an 'on account' payment under clause (*ii*), he shall enter into an agreement with the person to whom payment is made on behalf of the Central Government, in Form 'L' with such modification as the nature of the case may require.

(*6*) If any person to whom an offer is made under sub-rule (*3*) does not accept the offer or does not within fifteen days of the receipt of the offer communicate in writing to the competent authority his acceptance or other-wise of the offer, the competent authority shall, as soon as may be, submit to the Central Government a report setting forth the full facts of the case, particularly as regards the nature and extent of disagreement between himself on the one hand and the said person on the other hand and he shall also forward with the report all connected papers. The competent authority shall at the same time deposit in Court the amount offered by him to the said person under sub-rule (*3*).]

10. *Arbitration.*—[3](*1*) An arbitrator appointed under clause (*b*) of sub-section (*1*) of section 8 shall ordinarily complete the arbitration proceedings and give his award within four months. If for any reason he is unable to give his award within that period, [2][the Central Government or the authority to which the power of the Central Government under clause (*b*) of sub-section (*1*) of section 8 has been delegated, may, if it thinks fit, whether the time for making the award, has expired or not and whether the award has been made or not, enlarge, from time to time, the time for making the award].]

(*2*) An arbitrator shall take down the evidence of each witness, not ordinarily in the form of question and answer, but in that of a narrative and shall sign it.

(*3*) Where before an arbitrator is able to finish the arbitration proceeding and make his award, a new arbitrator is appointed, the new arbitrator may deal with the evidence taken down by his predecessor as if such evidence had been taken down by down by him and may proceed with the arbitration proceedings from the stage at which his predecessor left it.

(*4*) The costs of arbitration and award shall be in the discretion of the arbitrator who may direct to, and by whom, and in what manner, they or any part thereof shall be paid, and in case an appeal is preferred to the High Court, such costs and the costs of the appeal shall be in the discretion of the High Court, who may direct to, and by whom, and in what manner, they or any part thereof shall be paid.

[4][(*5*) When the arbitrator has made his award he shall sign it and shall give notice in writing to the parties to the reference of the making and signing thereof. He shall also send to the competent authority as well as to the person or persons to be compensated a copy of the award with a note appended thereto setting forth the grounds on which the award is based and [5][shall also forward the award in original together with the records of the proceedings :—

(*a*) to the proper court if an appeal is preferred against the award within the period of limitation prescribed for preferring such appeal ;

(*b*) to the competent authority if no such appeal is preferred within the said period].

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[1]Substituted by G.S.R. 502, dated 23-4-1960.

[2]Substituted by S.R.O. 3224, dated 4-10-1954.

[3]Substituted by S.R.O. 708, dated 25-3-1955.

[4]Inserted by S.R.O. 3252, dated 30-9-1957.

[5]Substituted by G.S.R. 1212, dated 10-12-1958.

(6) On receipt of a copy of the award, the competent authority shall pay the amount awarded by the arbitrator to the persons entitled thereto [1] * * *.]

[2][10-A. *Moneys deposited in Court.*—If any money is deposited in Court under rule 9(4) [3][or rule 9(6)], the Court shall deal with it in the manner laid down in sections 32 and 33 of the Land Acquisition Act, 1894.]

11. *Appeals.*—(1) Appeals under section 10 shall be addressed to the Secretary to the Government of India in the administrative Ministry concerned with the requisitioned property. [4][Where the appeal relates to a property requisitioned in the Union territory, the appeal shall be addressed to the Administrator or if there is no Administrator, to the Chief Secretary of the territory concerned or if there is no Chief Secretary, to the Central Government. If, however, a party addresses an appeal in respect of any such property to the Central Government, the Central Government may, if it thinks fit, hear the appeal itself and dispose it of or may direct the party to file it before the Administrator or the Chief Secretary, or may send the appeal to the Administrator or the Chief Secretary, as the case may be, for disposal.]

(2) Every appeal shall contain the grounds of appeal and shall be accompanied by a copy of the order against which the appeal is preferred.

12. *Summoning of persons and witnesses and production of documents.*—An order under section 12 of the act summoning and enforcing the attendance of any person and examining him on oath or requiring the discovery and production of any document shall be issued in Form 'B'. An order requisitioning public records from any court or office shall be issued in Form 'C', while an order issuing commissions for examination of witnesses shall be in Form 'D'.

13. *Inspection of premises.*—The competent authority or any officer, empowered in this behalf by such authority, by general or special order, shall not, in exercise of the powers conferred by section 14, enter upon any property after sunset or before sunrise.

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[1]Omitted by G.S.R. 654, dated 23-7-1958.

[2]Inserted by S.R.O. 3252, dated 30-9-1957.

[3]Substituted, *ibid.*

[4]Substituted by G.S.R. 758, dated 15-4-1968.

FORM 'A'

(*See* Rule 3)

NOTICE AND ORDER

WHEREAS, I,——————————being the competent authority under the
(name and designation)
Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952) am of opinion that the property described in the Schedule hereto annexed is needed/or likely to be needed for a public purpose, to wit, *——————————, being a purpose of the Union and that the said property should be requisitioned;

NOW, THEREFORE, in exercise of the powers conferred by sub-section (1) of section 3 of the said Act, I, as the competent authority hereby call upon——————————, being the owner of the said property
name of person person in possession
to show cause within fifteen days of the date of service of this instrument upon him why the said property should not be requisitioned and I further direct that neither the owner of the said property nor any othe person shall without my permission dispose of or structurally alter the said property or let it out to a tenant until the expiry of two months from the date of service of this instrument upon him.

SCHEDULE

Competent Authority.

Signature.

Designation.

To

.....
.....
.....

FORM 'B'

(*See* Rule 12)

SUMMONS TO WITNESS

Case No.——————————of 19 .

In the office——————————

Proposed requisitioning/acquisition/fixation of compensation in respect of——————————

To

.....
.....
.....

*Here mention the purposes for which the property shall be requisitioned.
†Strike off the irrelevant words.

Whereas your attendance is required to give evidence/produce the documents described in the list enclosed in the above case, you are hereby required (personally) to appear before the undersigned on the _____ day of_____ , 19 , at _____ O' Clock in the forenoon/afternoon and to bring with you (or to send to this office) the said documents.

In case you fail to comply with this order without lawful excuse, you will be subject to the consequence of non-attendance laid down in Rule 12 of Order XVI of the C.P.C.

Given under my hand and seal of this Office this——————day of ——————19 .

Competent Authority/Arbitrator.

FORM 'C'

(*See* Rule 12)

REQUISITION FOR PUBLIC RECORD

To

.....
.....
.....

Please arrange to send per bearer/through your clerk on——————, the public record (s) mentioned below for my examination in connection with the proposed requisitioning/acquisition/fixation of compensation in respect of——————

Given under my hand and the seal of this office this——————day of ——————19 .

Details of record.

1.....
2.....

Competent Authority/Arbitrator

FORM 'D'

(*See* Rule 12)

FORM OF COMMISSION

IN THE MATTER OF——————

It is ordered as follows :—

1. A Commission may issue directed to ——————of ——————for the examination upon interrogatories or *viva voce* before the aforesaid Commissioner of the following witnesses:

(1)

(2)

(3)

2. In the event of any witness on his examination, cross-examination or re-examination producing any book, document, letter, paper, or writing, and refusing for good cause to be stated in his deposition, to part with the original thereof, then a copy thereof, or extract therefrom certified by the Commissioner to be a true and correct copy or extract shall be annexed to the witness's deposition.

3. Each witness to be examined under the commission shall be examined on oath, affirmation or otherwise in accordance with his religion by or before the said Commissioner.

4. The depositions to be taken under and by virtue of the said commission shall be subscribed by the witness or by the witnesses and by the Commissioner.

5. The interrogatories, cross-interrogatories and deposition, together with any documents referred to therein or certified copies thereof or extracts therefrom shall be sent to the competent authority/arbitrator on or before the ————day of————, or such further or other day as may be ordered by registered post.

Dated this————day of————19

Competent Authority/Arbitrator.

FORM 'E'

(*See* Rule 4)

ORDER AND NOTICE

WHEREAS by a notice issued or deemed to be issued under sub-section (1) of section 3 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952)————————was called
(enter name of the person)
upon to show cause within the period specified therein why the property specified in the Schedule hereto annexed should not be requisitioned.

AND WHEREAS the said period has expired and no cause has been shown against the said notice or the cause shown against the said notice has been considered ;

Now, therefore, in exercise of the powers conferred by sub-section (*2*) of section 3 and by section 4 of the said Act I,————————being a competent authority under the said Act having been satisfied that it is
(name) (designation)
necessary or expedient so to do, do hereby requisition the said property and I hereby order the said————to
(enter the name)
surrender or deliver possession thereof to————within thirty days of the service of this notice.
(enter designation of officer)

If the said————refuses or fails to comply with the above order, it shall be lawful for me to take
(enter the name)
possession of the property and for that purpose to use such force as may be necessary.

SCHEDULE

Signature.

Designation.

To

————————————

————————————

FORM 'F'

(*See* Rule 6)

ORDER

WHEREAS of the premises known as————————have been requisitioned under section 3 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (30 of 1952) or are deemed to have been requisitioned under that section, by virtue of the provisions of section 24 of the said Act.

AND WHEREAS the said premises are in need of repairs specified in the Schedule here to appended.

Now, therefore, in exercise of the powers conferred by sub-section (*2*) of section 5 of the said Act, I,————
————————being the competent authority under the said Act, do here by order————,the land-
enter name) (enter designation)
ord of the said premises to execute the repairs, specified in the schedule being repairs which are necessary and are usually made by landlords in the locality in which the premises are situated within a period of————
from the date of service of this notice.

If the siad landlord fails to execute the repairs specified in this order within the aforesaid period, I shall cause the same to be executed at his expense and the cost thereof shall, without prejudice to any other mode of recovery be deducted from the compensation payable to him.

SCHEDULE

Signature.

Designation.

To

.....

.....

FORM 'G'

[*See* Rule 7 (3)]

ORDER

WHEREAS the property specified in the Schedule hereto annexed was requisitioned by the order of the——, No. ————, dated ———— with effect from the ———————— until further orders of the Central Government.

AND WHEREAS the Central Government have now decided that the said property shall be released from requisition with effect from————

NOW, THEREFORE, in exercise of the powers conferred by sub-section (2) of section 6 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (No. 30 of 1952), I,————————, being the competent authority hereby specify Mr./Messrs.———————— (enter name and designation) as the person/persons to whom possession of the said property shall be given.

SCHEDULE

Signature.

Designation.

To

.....

.....

FORM 'H'

[*See* Rule 7 (4)]

NOTICE

WHEREAS, the property specified in the schedule hereto annexed was requisitioned by the order of the——, No. ————, dated ————with effect from ———— until further orders of the Central Government;

AND WHEREAS the Central Government have decided that the said property shall be released from requisition ;

AND WHEREAS, in exercise of the powers conferred by sub-section (2) of section 6 of the Requisition and Acquisition of Immovable Property Act, 1952 (No. 30 of 1952), I,....., ...being a
name (designation)
competent authority under the said Act have specified Shri .....as the person to whom possession of the said property shall be given.

AND WHEREAS the said Shri.....cannot be found and has no agent or other person empowered to accept delivery on his behalf;

NOW, THEREFORE, in exercise of the powers conferred by sub-section (4) of section 6 of the said Act, I,.....do hereby declare that the said property is released from requisition.
(name and designation)

SCHEDULE

Signature.

Designation.

To

.....
.....
.....

FORM 'I'

(*See* Rule 8)

NOTICE

WHEREAS the Central Government is of opinion that the property described in the Schedule hereto annexed which is subject to requisition should be acquired for a public purpose namely:

NOW, THEREFORE, in exercise of the powers conferred by sub-section (1) of section 7 of the said Act, the Central Government do hereby call upon Shri.....being the owner of the said property to show cause within fifteen days of the date of service of this notice upon him why the said property should not be acquired.

SCHEDULE

Signature.

Designation.

(SEAL)

To

.....
.....
.....

FORM 'J'

(*See* Rule 8)

NOTICE

WHEREAS a notice under the proviso to sub-section (1) of Section 7 of the Requisitioning and Acquisition of Immovable Property Act, 1952 (No. 30 of 1952), was issued by the Central Government to Shri..... being the owner of the said property calling upon him to show cause within the period specified therein why the said property should not be acquired.

AND WHEREAS the said period has expired and no cause has been shown against the said notice/the cause shown against the said notice has been considered;

NOW, THEREFORE, in exercise of the powers of sub-section (1) of section 7 of the said Act, the Central Government having been satisfied that it is necessary so to do, do hereby acquire the said property.

SCHEDULE

Signature.

Designation.

[1][FORM 'K'

[*See* Rule 9 (5)(i)]

FORM OF AGREEMENT TO BE MADE ON BEHALF OF THE CENTRAL GOVERNMENT WITH OWNERS OF IMMOVABLE PROPERTY REQUISITIONED WHEN PAYMENT IS MADE IN FULL

Memorandum of Agreement made this . . . day of one thousand nine hundred and . . . . . between . . . . . son of . . . . . by occupation . . . . at present residing at . . . . . hereinafter referred to as 'the owner'/owners (which expression shall unless excluded by or repugnant to the context be deemed to include his heirs/their respective executors, administrators and assigns) of the one part and the President of India (hereinafter referred to as 'the Government' which expression shall mean and include his successors-in-office and assigns) of the other part.

Whereas the immovable property particulars whereof are set out in the Schedule hereunder written (hereinafter called 'the said property') has been requisitioned under the Requisitioning and Acquisition of Immovable Property Act, 1952, and the rules framed thereunder and on the . . . . . day of . . . . . 19 . . . . . taken possession of by or on behalf of or under the Authority of the Government And Whereas the owner has/owners have represented and stated to the Government that the owner/owners alone is/are entitled to all compensation payable in respect of the said property and no other person has any right to such compensation or any part thereof.

And Whereas the said property consists, *inter alia*, of land and structures and the Government has dismantled the said structures;

And Whereas the owner/owners and the Government have mutually agreed to settle the amount of compensation payable by the Government to the owner/owners in connection with the said requisition in the manner hereinafter appearing :

Now it is hereby agreed by and between the parties as follows :—

1. The Government shall pay and the owner/owners shall accept and receive a sum of Rs. . . . . in full settlement of the compensation for the structures, (Omit if the owner had no structures).

2. The Government shall pay and the owner/owners shall accept and receive a payment of Rs. . . . . per month/quarter/year in arrear for the said property with effect from the said day of . . . . . 19 . . . . . so long as the Government shall remain in possession thereof and the requisition continues.

3. The owner/owners shall not claim or be entitled to any other compensation whatsoever in connexion with the said requisition; [2][Provided that the owner/owners may claim variation of compensation if the rent of the premises considered as on lease to the Government is variable by reason of any statutory provision.]

4. The owner/owners shall meet and pay the revenue, rent, municipal taxes and all other outgoings relating to the said property whether payable by the owner/owners or the occupier thereof.

5. If it hereafter transpires that the owner/owners is/are not entitled or exclusively entitled to the compensation payable in respect of the said property or if the Government have to pay any compensation to any other person the owner/owners shall refund to the Government the compensation paid or such part thereof as the owner/owners is /are not entitled to and shall otherwise indemnify the Government against any loss or damage suffered by the Government by reason of any fault or defect in title as represented by the owner/owners, without prejudice to any other remedies for the enforcement of such refund and indemnity the Government may recover any sum payable by way of refund and/or indemnity as arrears of land revenue.

6. Should any dispute or difference arise out of or concerning the subject matter of these presents or any covenant clause or thing herein contained or otherwise arising out of the requisition aforesaid the same shall be referred to an arbitrator to be appointed by the Government and the decision of such arbitrator shall be conclusive and binding on the parties hereto. The provisions of the Arbitration Act, 1940, shall apply to such arbitration.

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[1]Inserted by S.R.O. 3252, dated 30-9-1957.

[2]Inserted by G.S.R. 339, dated 26-3-1960.

Schedule above referred to

(Particulars and description of property requisitioned)

In Witness whereof these presents have been executed the day and year first above written.

Signed and Delivered by the above named owner/owners in presence of.....

Signed and Delivered for and on behalf of the President in the presence of.....

FORM 'L'

[*See* Rule 9 (5) (iii)]

FORM OF AGREEMENT TO BE MADE ON BEHALF OF THE CENTRAL GOVERNMENT WITH OWNERS OF IMMOVABLE PROPERTY REQUISITIONED WHEN THE PERSONS TO BE COMPENSATED ARE KNOWN BUT FOR WANT OF AGREEMENT AS TO THE AMOUNT OF COMPENSATION CERTAIN SUMS ARE PAID ON ACCOUNT.

Memorandum of agreement made this .....day of.....one thousand nine hundred and eighty seven..... between..... son of ..... by occupation .....at prseent residing at.....herienafter referred to as the owner/owners (which expression shall unless excluded by or repugnant to the context be deemed to include his/their respective heirs, executors, administrators and assigns) of the one part and the President of India (hereinafter referred to as 'the Government' which expression shall mean and include his successor-in-office and assigns) of the other part.

Whereas the immovable property particulars where of are set out in the schedule hereunder written (hereinafter called the said property) has been requisitioned under the Requisitioning and Acquisition of Immovable Property Act, 1952 and the rules framed thereunder and on the ..... day of ..... 19..... taken possession of by or on behalf of or under the authority of the Central Government ;

And Whereas the said owner/owners has/have represented and stated to the Government that the owner/owners alone is/are entitled to all compensation payable in respect of the said property and no other person has any right to such compensation or any part thereof ;

And Whereas no agreement having been arrived at between the parties as to the amount of compensation payable to the owner/owners and the Government has at the request of the owner/owners agreed to make payment to the owner/owners on account pending an agreement between the parties as to the amount of compensation payable or the final determination of such amount under the law. Now this Agreemeent Witnesseth as follows :—

1. The Government shall pay and the owner/owners shall accept and receive payment of Rs. ..... per month/quarterly/year for the said property with effect from the said day of ..... 19..... pending agreement as to or determination of the amount payable as compensation to the owner/owners.

2. Upon such agreement or determination of the amount payable as compensation as aforesaid an account shall be prepared crediting the Government with the payments made by the Government as aforesaid and debiting the Government with the amount payable as compensation. If on such account being prepared there is a balance in favour of the Government the amount of such balance shall be forthwith refunded by the owner/owners to the Government. If there is a balance payable to the owner/owners to the Government shall pay the amount thereof to the owner/owners.

3. If it hereafter transpires that the owner/owners is/are not entitled or exclusively entitled to the compensation payable in respect of the said property or if the Government have to pay any compensation to any other person the owner/owners shall refund to the Government the payments made hereunder and shall otherwise indemnify the Government against any loss or damage suffered by the Government by reason of any fault or defect in his/their title as represented by him/them without prejudice to any other remedies for the enforcement of any refund and/or indemnity, the Government may recover any sum payable by way of refund and/or indemnity as arrears of land revenue.

4. Should any dispute or difference arise out of or concerning the subject matter or these presents or any covenant clause or thing herein contained or otherwise arising out of the requisition aforesaid the same shall be referred to an arbitrator to be appointed by the Central Government and the decision of such arbitrator shall be conclusive and binding on the parties hereto. The provisions of the Arbitration Act, 1940, shall apply to such arbitration.

Subordinate Legislation under the Requisitioning and Acquisition of Immovable Property Act, 1952

INDEX

Schedule above referred to

In Witness whereof these presents have been executed the day and year first above written.

Signed and Delivered by the above named owner/owners in the presence of.....

Signed and Delivered for and on behalf of the President in the presence of.....

[Ministry of Works, Housing and Supply, No. 1654-III/53

REQUISITIONING AND ACQUISITION OF IMMOVABLE PROPERTY ACT, 1952

Section 2 (b).—Authorising persons to perform the functions of a competent authority for the areas within their jurisdiction.....

Section 17 (1).—Authorities to exercise specified powers of the Central Government in respect of property situated within their respective jurisdiction.....

Section 22.—Requisitioning and Acquisition of Immovable Property Rules, 1953.....