

THE MAHE LAND REFORMS (CEILING) RULES, 1981

LA GAZETTE DE L'ETAT DE PONDICHERRY

THE GAZETTE OF PONDICHERRY

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GOVERNMENT OF PONDICHERRY
Revenue Department

No. 4073/80/C (Vol. III)

Pondicherry, the 20th May 1981

NOTIFICATION

In exercise of the powers conferred by section 138 of the Mahe Land Reforms Act, 1968 (1 of 1968), the Lieutenant Governor, Pondicherry hereby makes the following rules, namely :-

THE MAHE LAND REFORMS (CEILING) RULES, 1981

CHAPTER I

GENERAL

1. Short title and commencement.- (1) These rules may be called the Mahe Land Reforms (Ceiling) Rules, 1981.

(2) They shall come into force on the date of their publication in the official gazette.

2. Definitions.- In these rules, unless the context otherwise require,-

(a) "Act" means the Mahe Land Reforms Act, 1968 (1 of 1968) ;

(b) "application" includes an interlocutory application ;

(c) "Form" means a form appended to these rules ;

(d) "legal representative" means a person who, in law represents the estate of deceased person ;

(e) "Section" means a section of the Act ;

(f) "Tahsildar" means the Tahsildar holding charge of a taluk and includes a Deputy Tahsildar in charge of a sub-taluk or a Deputy Tahsildar appointed specially for the purposes of these rule ;

3. Interpretation.- (1) The General Clauses Act, 1897 shall apply, as far as may be, to the interpretation of these rules, as it applies to the interpretation of an Act.

(2) The forms shall be used with such variation as the circumstances may require.

CHAPTER II

[Sections 95 (2) and 95 3 (a) and 97]

STATEMENT OF LAND OWNED OR HELD BY A PERSON

4. Form of statements.- The statement under sub-section (2) of section 95 shall be in Form No. 1.

5. Form of statement under section 95A.- The statement under sub-section (1) of section 95A shall be in Form No. 2.

6. Concurrence for surrender.- (1) The concurrence required under Explanation I or Explanation II to sub-section (2) of section 95 for surrender of land shall be in writing and duly attested by two respectable witnesses.

(2) If such concurrence is not produced, the reason for the non-production shall be mentioned in the statement referred to in rule 4.

7. Mode of filing statement before land board.- The statement referred to in rule 4 or rule 5 shall be filed either-

(a) by presenting it in person, or by his recognised agent, or by a pleader appearing for him ; or

(b) by sending it by registered post acknowledgment due.

8. Statements to be numbered.- The Land Board shall assign a number to every statement referred to in rule 4 strictly accordingly to the order in which it is received and enter it in a register to be maintained by the Land Board for that purpose.

CHAPTER III

VERIFICATION, ASCERTAINMENT AND DETERMINATION OF THE EXTENT AND IDENTITY OF LAND TO BE SURRENDERED.

[Sections 95 (5) and 95 (7) and 111 (4)]

9. Verification of statement.- For the purpose of verifying the particulars mentioned in the statement filed under sub-section (2) or sub-section (3A) of section 95 or sub-section (1) of section 95A or sub-section (2) of section 97, the Land Board may call for any information which in its opinion is relevant for such verification from any officer of the Government or from any other person and thereupon such officer or other person shall be bound to furnish the required information in his possession.

10. Verification of statements by Tahsildar or other officer.- (1) The Land Board shall furnish a copy of the statement to the Tahsildar or such officer as may be specified by the Land Board, and require the Tahsildar or such other officer to verify the correctness or otherwise of the particulars contained in the statement and ascertain whether the person to whom the statement relates owns or holds any other land and send a report thereof to the Land Board.

(2) The Tahsildar or such other officer shall send the report required under sub-rule (1) to the Land Board before the expiry of six weeks from the date of the requisition or within such further time as may be allowed by the Land Board in each case.

11. Land Board to prepare draft statement of lands to be surrendered.- The Land Board shall, after considering the particulars furnished in the statement under sub-section (2) or sub-section (3A) of section 95 or sub-section (1) of section 95A or sub-section (1A) of section 97, the verification reports, if any, received by it, the facts and circumstances appearing in the case and such other relevant matters, and where it considers it necessary so to do, after such further verification as it deems fit, prepare a draft statement in Form No. 3 of the lands, the ownership or possession or both of which is or are to be surrendered by the person to whom such draft statement relates.

12. Publication of draft statement.- The draft statement prepared under rule 11 shall be published on the notice-board of the officer of the Land Board, the notice-boards of the officers of the Collector and the Tahsildar within whose jurisdiction the lands indicated in such statement as lands to be surrendered are situate and on the notice-board of the village in which such lands are situate.

13. Service of draft statement on persons interested.- (1) The draft statement prepared under rule 11, together with a notice in Form No. 4 inviting objections to the draft statement, shall be served-

(i) where the draft statement relates to an adult unmarried person, on such person or, where such person is a lunatic, idiot or a person subject to any like disability, or the guardian, manager or other person in charge of such person or of the property of such person ;

(ii) where the draft statement relates to a family on the husband and wife or such of them as exists or, where the family consists of only minors or where both the husband and wife are lunatics or idiots or persons subject to any like disability, on the guardian, manager or other person in charge of such minor or such husband and wife of their property;

(iii) where the draft statement relates to any other person, on the person competent to file a statement under sub-section (2) of section 95 or under sub-section (2) of section 95A on behalf of that other person.

(2) The draft statement together with the notice referred to in sub-rule (1) shall also be served on all other persons, so far as may be known, who have or are likely to have any claim to, or interest in the ownership or possession or both of the lands indicated in such draft statement as lands to be surrendered.

(3) Where in any case the Land Board is of opinion that service of notice under sub-rule (2) is not sufficient or effective or that it is not practicable to give notice under that sub-rule to all persons who have or are likely to have any such claim or interest as is specified in that sub-rule, it may cause to be published a public notice in Form No. 5 in two daily newspapers having wide circulation in the area in which the lands to which the draft statement referred to in sub-rule (1) relates are situate.

14. Enquiry to determine extent and identity.- (1) On the date fixed for hearing of the objections and for determination of the extent and identity of the land to be surrendered, or on any other day to which the proceedings may be adjourned, the Land Board may, after considering the objections, if any, and the oral and documentary evidence let in and after hearing such of the persons who appear and, where necessary, after such further verification and ascertainment or investigation as it may deem fit and proper, by order, determine the extent and identity of the land to be surrendered :

Provided that where the Land Board intends to rely on the particulars obtained by any such further verification, ascertainment or investigation, no such order shall be passed without giving a

reasonable opportunity of being heard to such of those parties whose interests are likely to be affected if such particulars are relied upon.

(2) Where, for the determination of the extent of land to be surrendered, it becomes necessary to decide the question as to whether any extent of land is exempted under sub-section (1) of section 91 or not, the Land Board may decide such question provided that no such decision shall be made without giving the person interested in the land a reasonable opportunity of being heard.

(3) The Land Board shall after passing the order determining the extent and identity of the land to be surrendered cause to prepare an extract of such order in Form No. 6 and such extract shall form part of the order.

(4) Where there has been any modification in the extent or identity or both of the lands to be surrendered by any subsequent order of the Land Board or by an order in revision by the High Court, the Land Board shall cause necessary changes to be made in the extract referred to in sub-rule (3) or cause a revised extract to be prepared.

APPLICATION TO SET ASIDE ORDER DETERMINING EXTENT OF LAND TO BE SURRENDERED

[Section 95 (8)]

15. Form of and procedure on application under section 95 (8).- (1) The application under sub-section (8) of section 95 shall be in Form No. 7.

(2) The Land Board may, in order to decide whether the applicant is interested in the land to be surrendered or was prevented by sufficient cause from appearing before the Land Board, make or cause to be made such enquiries, investigations and verifications, as it deems necessary.

(3) The Land Board shall not reject an application without giving the applicant a reasonable opportunity of being heard.

16. Re-determination of extent and identity of land.- Where an order is set aside under sub-section (8) of section 95 at the instance of a person on whom the draft statement has been served under rule 13, the Land Board may, if it thinks fit so to do, proceed to determine, without recourse to the preparation of a fresh draft statement, the extent and identity of the land to be surrendered after issue of a notice in Form No. 8 to the persons specified in sub-rule (1) of rule 13 and to such other persons who have preferred any claim to ownership or possession or both, of the lands indicated for surrender in such draft statement.

STATEMENT UNDER SECTION 95 (3) WHEN LANDS OWNED OR HELD EXCEED CEILING LIMIT AFTER FINAL SETTLEMENT OF CLAIMS FOR RESUMPTION OR PURCHASE OR ACQUISITION AFTER THE DATE NOTIFIED UNDER SECTION 93.

[Sections 95 (3) and 97 (2)]

17. Form of statement.- (1) Where any statement is filed after the final settlement of claims for resumption or purchase under sub-section (3) of section 95 or after acquisition of land under sub-section (2) of section 97, such statement shall be in Form No. 1 with such adaptations, modifications or variations made therein as circumstances may require :

Provided that the date 1st April 1981 in the said form wherever it occurs, shall be substituted

by "the date immediately following the date of such final settlement of claim for resumption or purchase or acquisition, as the case may be".

(2) A person filing a statement under sub-rule (1) shall, along with such statement, file an additional statement in Form No. 9.

VESTING OF EXCESS LANDS IN GOVERNMENT

(Section 96)

18. Demand for surrender.- As soon as may be after the issue of an order by the Land Board determining the extent and identity of the lands, the ownership or possession or both of which is or are to be surrendered, it shall demand the surrender of the said lands by the issue of a notice in Form No. 10 to the person bound to make the surrender.

19. Authorisation to take possession or assume ownership.- The authorisation by the Land Board for purposes of sub-section (3) of section 96 shall be in Form No. 11.

20. Manner of surrender and taking possession and assumption of ownership.- (1) The person bound to surrender the lands on receipt of the order referred to in rule 18, shall contact the officer mentioned in the notice, who shall thereupon make necessary arrangements to accept the surrender.

(2) The person making the surrender shall sign a declaration to that effect in Form No. 12 duly attested by such officer and two witnesses, preferably neighbours.

(3) On such declaration referred to in sub-rule (2) being duly signed and attested, the officer referred to in that sub-rule shall, where the demand is to surrender possession or possession and ownership, take possession of the land after removing any unauthorised occupant in such land if necessary by using such force as he thinks fit.

(4) After taking possession of the land as provided in sub-rule (3) or where the demand is only to surrender ownership without possession after the declaration is duly signed and attested as required by sub-rule (2), the officer shall make an endorsement on the declaration that ownership or possession or both, as the case may be, of the land has been surrendered by the person and that he has taken possession or, as the case may be assumed on behalf of the Government.

21. Manner of taking possession or assuming ownership where no surrender is made.- Where a person liable to surrendered ownership or possession or both of any land fails to make the surrender demanded, the officer authorised under sub-section (3) of section 96 shall, where demand is made to surrender possession or possession and ownership, take possession of the land after removing any unauthorised occupant, if any, on such land if necessary using such force as he thinks fit and where the demand is only for surrender of ownership, assume ownership of such land and record the fact of such taking possession, or as the case may be, assumption of ownership, in a certificate in Form No. 13 duly attested by two witnesses preferably neighbours.

22. Procedure for interim surrender.- (1) Where possession of any land indicated in the statement under sub-section (2) of section 95 as land proposed to be surrendered is to be taken possession pending determination, under sub-section (5) of that section, of the extent and identity of the land to be surrendered the Land Board may give intimation in Form No. 14 to the person who has filed such statement or where such person is a family, to the husband and wife or to such of them as exists, that it proposes to take possession of such land so indicated on or before a date to be specified in such intimation.

Explanation.- Where the land proposed to be surrendered is not indicated in the statement under sub-section (2) of section 95, but the person who has filed the statement subsequently furnishes another statement in writing specifying the lands proposed to be surrendered such latter statement shall be deemed to be part of the statement under sub-section (2) of section 95.

(2) The Land Board may depute any officer not below the rank of a village officer to take possession of the land.

(3) The officer deputed to take possession may, if the person to whom intimation under sub-rule (1) has been given does not raise any objection, take possession of the land, after removing any unauthorised occupant, if any, on such land, if necessary by using such force as he thinks fit and record the fact of taking such possession in a record of possession in Form No. 15, duly attested by two witnesses, preferably neighbours.

23. Mahazar and sketch to be prepared.- Where ownership or possession or both of any land is or are surrendered or assumed, as the case may be, the officer authorised under rule 19 shall prepare a Mahazar of such land containing a correct description of the land and improvement thereon and the name and address of the kudikidappukars, if any, thereon to enable the concerned authorities to identify such land or to classify such land according to the classification specified in Schedule IV to the Act ; and where the land is part of a Survey or Subdivision No. and such part is not identifiable without the assistance of a sketch, the officer shall also prepare a sketch of such land.

24. Tahsildar to countersign.- (1) The declaration or certificate of record of possession or surrender memo, as the case may be, together with the Mahazar and the sketch, if any, shall be submitted by the officer referred to in rule 23 to the Tahsildar of the Taluk in which the land is situate, and the Tahsildar shall if, he thinks fit, conduct any verification , and after such verification, countersign the declaration, certificate of record of possession, as the case may be, and affix the seal of his office thereon.

(2) The records referred to in sub-rule (i) shall be kept in the Taluk Office.

25. Modification of revenue records.- The Tahsildar shall after countersigning the records referred to in sub-rule (1) of rule 24 and affixing his seal thereon in the manner provided in the said rule take necessary steps to carry out changes in the revenue records relating to the lands.

CHAPTER IV

ASSIGNMENT OF LANDS VESTED IN GOVERNMENT AND MANAGEMENT OF THE LANDS PENDING ASSIGNMENT

(Sections 104 to 108)

GENERAL

26. Land to be managed through the agency of revenue department.- (1) Lands vested in the Government under section 96 or section 97 shall be managed by the Land Board through the agency of the Revenue Department and the Deputy Collector shall act in that behalf under the general control and direction of the Land Board.

(2) A register in Form No. 16 shall be maintained in the Taluk office showing the lands vested in the Government under sections 95 and 97.

27. Protection of land from unauthorised occupation.- As and when any land is taken possession of under rule 20 or 21 or rule 22, the Tahsildar of the Taluk in which the land is situate shall take prompt and adequate steps to ensure its complete protection from any unauthorised occupation or other interference whatsoever.

ASSIGNMENT OF LAND

28. Applications to be invited.- (1) As soon as may be after the possession of a parcel of land is, under section 96 or section 97 surrendered or taken, the Land Board shall except in cases where the Government holds such land as a mortgagee with possession, publish or cause to be published a notice in Form No. 17 inviting applications before a specified date for assignment on registry of such parcel or portions thereof.

(2) The notice referred to in sub-rule (1) shall be published.

(a) on the notice-boards of the office of the Taluk Tahsildar and of the local authority within whose jurisdiction the parcel of land to be assigned is situate and on the notice-board of the Village Office of the village in which such parcel of land is situate ;

(b) on the notice-boards of the Village Offices of the villages adjacent to the village referred to in clause (a) and on the notice-boards of the offices of the local authorities having jurisdiction over areas referred to in clause (a) ;

(c) where it is considered by the Land Board essential to do so, in leading daily newspapers having wide circulation in the area in which the parcel of land to be assigned is situate.

(3) The Land Board may also give or cause to be given such publicity to the proposal for assignment in such other manner as it thinks fit.

29. Form of application, court fee and mode of presentation.- (1) The application for assignment shall be in Form No. 18.

(2) No court fee shall be payable in respect of any application referred to in sub-rule (1).

(3) An application referred to in sub-rule (1) may be sent by registered post acknowledgment due.

30. Conditions and restrictions regarding assignment.- (1) Land assigned under section 106 shall be heritable but shall not, subject to the provisions of sub-rules (2) to (5) be alienable for a period of twelve years from the date of assignment or for the period during which the charge created under sub-section (3) of section 107 subsists, whichever is later.

(2) The assignee or his successor-in-interest, as the case may be, may mortgage such lands to the Government or a cooperative society, or any other financing institution recognised by the Government in this behalf as security for obtaining loans for agricultural or land improvement purposes or, where a house is required for the occupation of the assignee or his family or the successor-in-interest of such assignee, for construction of such house under any of the Housing Schemes sponsored by the Government or for payment of the purchase price payable under section 107.

(3) The Government, the cooperative society, or other financing institution referred to in sub-rule (2) may alienate lands mortgaged to them or it as security for loans in satisfaction of the terms and conditions of the loan.

(4) An assignee belonging to a scheduled caste or scheduled tribe with sanction of the Collector may alienate the whole or any portion of the land to a member belonging to such caste or tribe, as the case may be.

(5) The assignee or a member of his family or, as the case may be, his successor-in-interest shall for the period during which the alienation is prohibited under sub-rule (1) reside in the land if such land is used for purposes of residence or personally cultivate the same if such land is used for agricultural purposes, provided that the Collector, may by order in writing exempt any person subject to such restriction and conditions he may impose from the operation of this sub-rule.

(6) No cocount or arecanut tree or pepper plant or other trees or valuable improvements on the land shall, so long as the charge under sub-section (3) of section 107 subsists on such land, be cut, removed or wilfully damaged or destroyed by the assignee or any member of his family or any of his successors-in-interest or any person claiming under such assignee member or successor-in-interest.

(7) Any assignee who alienates any land assigned to him under section 106 in contravention of the provisions of sub-rule (1) shall not thereafter be eligible to get any other land on assignment under that section or under any other law for the time being in force relating to assignment of lands belonging to Government.

(8) Where the land to be assigned to the different assignees is a large extent of land and due to the peculiar nature or condition of the land, agricultural operations therein cannot be carried out separately by each assignee, but can be carried out only after bunding dewatering of pumping operations, etc, which require co-operative efforts, the assignees shall form themselves one or more joint farming cooperative society or societies and cultivate the land or become members of any joint farming cooperative society which cultivates the land within one month of the receipt of the deed of assignment and shall not voluntarily withdraw from the membership of such cooperative society.

(9) The assignment of any land under section 106 shall be liable to be cancelled for contravention of any of the conditions or restrictions laid down in this rule and the land assigned shall be liable to be resumed by or at the instance of the authority which assigned the land as if such land is a land belonging to Government and in the unauthorised occupation of the person then in possession or occupation, provided that no such cancellation shall be done without giving the party affected thereby a reasonable opportunity of being heard.

31. Preparation of lists of persons eligible for assignment.- (1) As soon as may be after the expiry of the date for receipt of applications specified in the notice published under rule 28, the Land Board shall verify the applications received in such manner as it thinks fit and prepare a list of persons eligible under section 106 for assignment of land showing therein the extent of land that can be assigned to each applicant, which in no case shall exceed the limits specified in sub-sections (2) and (3) of section 106, and such other particulars as the Land Board thinks necessary to be included therein.

(2) In preparing the list referred to in sub-rule (1),-

(i) first preference shall be given to the kudikidappukaran, if any, on the land, whether he is an applicant or not, and thereafter among the applicants, the following preference shall, subject to the provision of sub-section (1) of section 106 be observed as far as practicable-

(ii) second preference shall be given to-

(a) unauthorised occupants of the land, if any, provided they have effected valuable improvements ;

(b) persons evicted from Government lands ; and

(c) agricultural workers thrown out of employment owing to the lands in which they have been working have vested in the Government under the Act ;

(iii) third preference shall be given to persons who ordinarily reside in the villages whether the land proposed to be assigned is situate ;

(iv) fourth preference shall be given to persons who ordinarily reside to villages adjacent to the village in which such land is situate ;

(v) fifth preference shall be given to persons who ordinarily reside in the taluk in which such land is situate.

(3) Among the persons entitled to preference under clause (ii) or clause (iii) or clause (iv) of sub-rule (2) a person eligible to get assignment of an extent of land higher than that of another entitled to preference under the same clause may in preferring the list under sub-rule (1), be given priority over that another.

(4) Where two or more persons are entitled to get preference under the same clause of sub-rule (2) and where such persons are eligible to get assignment of the same extent of land, the order of priority to be given to such persons may be decided by drawing lots in such manner as the Land Board thinks fit.

(5) Where any person included in the list prepared under sub-rule (1) is not assigned any land in respect of which such list was preferred, the Land Board may, if such person has in his application under rule 29 expressed his willingness to be considered for assignment of any other land, consider him an applicant for that other land which may thereafter be assigned.

32. Offer, acceptance and assignments.- (1) As soon as may be after the list referred to in rule 31 is preferred, the Land Board shall communicate to each person in the order of priority given in such list, an offer to assign the land on registry subject to such conditions and restrictions as specified in rule 30 and the provisions of the Act, and such offer shall in Form No. 19.

(2) Where on receipt of the offer under sub-rule (1) the person to whom the offer is made pays or deposits the purchase price in lump or the first instalment thereof within the time allowed or within such further time as may be allowed by the Land Board, the land specified in such offer shall be assigned to him on registry and a deed of assignment in Form No. 20 shall be executed.

(3) The purchase price payable by the assignee shall be deposited in the Government Treasury nearest to the land to be assigned to the credit of the Land Board under appropriate head to be specified by the Land board or paid in such other manner as the Land Board may direct.

(4) The deposit under sub-rule (3) shall be by a chalan in triplicate countersigned by the Secretary, Land Board.

(5) The second and subsequent instalments of the purchase price shall be due for payment or deposit on the expiry of one year from the date on which the previous instalment was due for payment.

(6) Where any person fails to pay or deposit the purchase price in lump or the first instalment thereof within the time allowed under the offer or within such further time as may be allowed by the Land Board, the offer made shall be deemed to have been cancelled, and thereupon such person shall have no right to claim assignment or to pay or deposit the purchase price in lump or the first instalment thereof.

(7) Where any offer is deemed to have been cancelled under sub-rule (6), the Land Board shall offer to assign the land to other persons in the list selecting such persons in the order of priority in such list.

(8) After the execution of the assignment deed under sub-rule (2), the assignee shall be put in possession of the land assigned and the Collector shall cause the boundaries of the land to be demarcated.

(9) As soon as may be after the execution of the assignment deed, the Tahsildar of the taluk in which such land is situate shall take steps to make necessary changes in the Revenue records to survey and demarcate the land and to issue a patta in Form No. 21.

33. Reservation for public purposes.- Notwithstanding anything hereinbefore contained, the Land Board may at any stage after a land is surrendered or taken possession of and before the execution of the deed of assignment under sub-rule (2) of rule 32, reserve any such land or portion thereof for public purposes, such reservation and determination of public purposes, being made in such manner as it thinks fit ; and on such reservation, such land or portion shall be deemed to be land not available for assignment.

34. Register of lands reserved and assigned.- A register of lands reserved and assigned shall be maintained in Taluk Office in respect of lands within the taluk and such register shall be in Form No. 22.

FORM NO. 1

(See rule 4)

Statement under section 95 (2)

1. Name and address of the person filing the statement :

2. Whether the statement relates to an adult unmarried person or family or any other person :

3. Name and address of the adult unmarried person/members of the family/other person by whom the land is owned or held :

4. (a) If the person specified in item (3) is a minor, lunatic, idiot or a person subject to like disability is the person specified in item (1) :-
 - (i) His guardian ?
 - (ii) His manager ? or
 - (iii) the person in charge of such person or of the property of such person ?

- (b) If the return relates to a family, is the person specified in item (1), the husband/wife/ guardian of the minor children :

- (c) In the case of any other person, is the person referred to in item 1 competent to file the statement ? and the nature of authority :

5. (a) If the return relates to a family, particulars of the members of the family as on the 1st April 1981 :

Name	Date of birth	Age
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(i) Husband :

(ii) Wife :

(iii) Minor unmarried children :

(b) If the return relates to an adult unmarried person, his age as on 1st April 1981 and his date of birth :

6. Particulars of all lands owned or held or possessed under a mortgage in the State on the 1st April 1981 (including lands exempted under section 91) by the adult unmarried person/family/other person to whom the statement relates been furnished in Annexure A ?

7. (a) Is there any encumbrance on the land included in Annexure A and, if so,

(b) have particulars of the encumbrance been furnished in Annexure B ?

8. (a) Is there any litigation pending in respect of any land included in Annexure A and, if so,

(b) have particulars of the litigation been furnished in Annexure C ?

9. (a) Is there any arrears of land revenue or other amounts recoverable as arrears of land revenue or attachment or restraint on alienation in respect of any land included in Annexure A and, if so,

(b) have particulars of such arrears and of the proceedings pending for collection of such arrears or the particulars of such attachment or restraint on alienation been furnished in Annexure D ?

10. (a) Is any land included in Annexure A in the possession of other persons by way of mortgage or otherwise and if so,

(b) have particulars of such land been furnished in Annexure E ?

11. (a) Is exemption claimed under section 91 of the Act in respect of any land included in Annexure A, and if so,

(b) have particulars of such land been furnished in Annexure F ?

12. (a) Is any land in respect of which exemption has been granted by the Government included in Annexure A and if so,

(b) have particulars of such land been furnished in Annexure G ?

13. (a) Has any land or interest therein been disposed of (including land or interest disposed of under the transactions permitted under section 94)-

(i) in the case of a family or adult unmarried person, after the 22nd March, 1968 ; and

(ii) in the case of any other person, after the 1st April 1980 and if so,

Section- VI. Land liable to be purchased by the cultivating tenants or kudikidappukars or to be resumed by the land-lord under the provisions of the Act.

Note :- 1. The particulars should be furnished under different sections as shown above.

2. If the land for which particulars are furnished is not a registered subdivision, boundaries of it for easy identification should be mentioned against each serial number in the remarks column.

Signature of the person furnishing the statement.

ANNEXURE - B

Particulars of encumbrance on the land included in Annexure-A

(Details of lands mortgaged to Government, Cooperative Societies and other bodies or corporations as security for loans also should be shown in this annexure)

Serial Number	District	Taluk	Village	Survey number and subdivision
(1)	(2)	(3)	(4)	(5)

Extent acres and cents	Particulars of encumbrances with the names and addresses of the creditors (with details of amount, document creating encumbrances, etc)	Remarks
(6)	(7)	(8)

Place :

Signature of the person furnishing the statement

Date:

ANNEXURE - C

Particulars of any pending litigation in respect of the land included in Annexure-A

Serial number	District	Taluk	Village	Survey number and subdivision number
(1)	(2)	(3)	(4)	(5)

Extent acres and cents (6)	Particulars of the litigation pending the case number with the year, the name of the Court and the names of the parties. (7)	Remarks (8)
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Place:

Signature of the person furnishing the statement.

Date :

ANNEXURE - D

Particulars of arrears of land revenue and other amounts recoverable as arrears of land revenue or attachment or restraint on alienation in force in respect of land included in Annexure-A

Serial number (1)	District (2)	Taluk (3)	Village (4)	Survey number and subdivision number (5)	Extent in acres and cents (6)
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Amount of arrears (7)	Particulars of proceedings pending for collection of arrears of land revenue (8)	Particulars of attachment (9)	Particulars of restraint on alienation (10)	Remarks (11)
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Rs. P

Place :

Signature of the person furnishing the statement.

Date :

ANNEXURE - E

Particulars of land in the possession of others by way of mortgage or otherwise.

Serial Number (1)	District (2)	Taluk (3)	Village (4)	Survey number and subdivision number (5)
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Extent acre and cent (6)	Name and address of the person in possession (7)	The nature of the possession with details of documents under which the person possesses. (8)	Remarks (9)	

Place :

Signature of the person furnishing the statement.

Date :

ANNEXURE - F

Particulars of land in respect of which exemption is claimed under section 91 of the Act.

Serial number (1)	District (2)	Taluk (3)	Village (4)	Survey number and subdivision number (5)
<hr/>				
Extent in acre and cent (6)	Purpose for which the land is now being used and from what date (7)	Provision on section 91 under which exemption is claimed (8)	Reasons for claiming such exemption (9)	Remarks (10)

Place :

Date :

Signature of the person furnishing the return.

ANNEXURE - G

Particulars of land for which exemption has been granted by Government.

Serial number (1)	District (2)	Taluk (3)	Village (4)	Survey number and subdivision number (5)
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Extent (6)	Purpose for which exemption was granted with Government Order No. and date (7)	Have the conditions prescribed been satisfied. (8)
---------------	---	---

Place :

Signature of the person furnishing the statement.

Date :

ANNEXURE - H

Particulars of land or interest which have been disposed of after 22nd March, 1968 / 11th April, 1980.

Serial number (1)	District (2)	Taluk (3)	Village (4)	Survey number and subdivision number (5)	Extent in acre and cent (6)	How disposed of (7)
----------------------	-----------------	--------------	----------------	---	--------------------------------	------------------------

To whom disposed of and his address (8)	Reason for disposal (9)	Date of disposal, number, and year of the document, the name of Sub-Registry Office (10)	Whether the transfer was in favour of a person who was tenant of the holding before 28th April, 1962 and who continued so till the date of transfer (11)
--	----------------------------	---	---

Whether the transfer was in favour of a religious, charitable or educational institution of a public nature solely for the purpose of the institution (12)	If by way of gift, the name (of person) and the address to whom the gift was given ? (13)	Remarks (14)
---	--	-----------------

Place :

Signature of the person furnishing the statement.

Date :

Extent in ordinary acres and centre	Extent in standard acres	Whether mortgaged to Government. Co-operative Societies or other bodies or Corporations as security for loan	Remarks
(7)	(8)	(9)	(10)

Place :

Signature of the person furnishing the statement.

Date :

SECTION - II

Lands proposed to be surrendered

Serial number (1)	District (2)	Taluk (3)	Village (4)	Survey number and subdivision number (5)
----------------------	-----------------	--------------	----------------	---

Class of land in Schedule II to the Mahe Land Reforms Act as on 22nd March 1968 (6)	Extent in ordinary acres and cents (7)	Extent standard acres (8)
--	---	------------------------------

Whether mortgaged to Government or other bodies or Corporations as security for loan	Details of improvements	Market value of land and improvements (separate value of land and improvements to be furnished)	Remarks
(9)	(10)	(11)	(12)

Place :

Signature of the person furnishing the statement.

Date :

FORM NO. 2

(See rule 5)

Statement under section 95A

1. Name and address of the person filing the statement :

2. Whether the statement relates to an adult unmarried person or family or any other person

3. Name and address of the adult unmarried person/members of the family/other person by whom the land is owned or held :

4. (a) If the person specified in item (3) is a minor, lunatic, idiot or a person subject to a like disability, is the person specified in item (1) :-

(i) His guardian ?

(ii) His manager ? or

(iii) the person in charge of such person or of the property of such person ?

(b) If the return relates to a family, is the person specified in item (1), the husband/wife/ guardian of the minor children :

(c) In the case of any other person, is the person referred to in item 1 competent to file the statement ? and the nature of authority ?

5. (a) If the return relates to a family, particulars of the members of the family as on the 1st April 1981.

Name	Date of birth	Age
------	---------------	-----

(i) Husband :

(ii) Wife :

(iii) Minor/ unmarried children :

1.

2.

(b) If the return relates to an adult unmarried person, his age as on 1st April 1981 and his date of birth :

6. Have particulars of all lands owned or held or possessed under a mortgage in the State on the 1st day of April 1981 (including lands exempted under section 91) by the adult unmarried person/ family/other person to whom the statement relates been furnished in Annexure A ?

7. (a) Is there any encumbrance on the land included in Annexure A and, if so,

(b) have particulars of the encumbrance been furnished in Annexure B ?

8. (a) Is there any litigation pending in respect of any land included in Annexure A and, if so,

(b) Have particulars of the litigation been furnished in Annexure C ?

9. (a) Is there any arrears of land revenue or other amounts recoverable as arrears of land revenue or attachment or restraint on alienation in respect of any land included in Annexure A and, if so,

(b) Have particulars of such arrears and of the proceedings pending for collection of such arrears or the particulars of such attachment or restraint on alienation been furnished in Annexure D ?

10. (a) Is any land included in Annexure A in the possession of other persons by way of mortgage or otherwise and if so,

(b) Have particulars of such land been furnished in Annexure E ?

11. (a) Is exemption claimed under section 91 of the Act in respect of any land included in Annexure A, and if so,

(b) Have particulars of such land been furnished in Annexure F ?

12. (a) Is any land in respect of which exemption has been granted by the Government included in Annexure A and if so,

(b) Have particulars of such land been furnished in Annexure G ?

13. (a) Has any land or interest therein been disposed of (including land or interest disposed of under the transactions permitted under section 94)-

(i) in the case of a family or adult unmarried person, after the 22nd March, 1968 ; and

(ii) in the case of any other person, after the 1st April 1980 and if so,

(b) Have particulars of such transaction and the land or interest involved in such transaction been furnished in Annexure H ?

14. (a) Where any land or interest therein disposed of between the 28th April 1962 and 22nd March 1968 (including land or interest disposed of under the transactions permitted under section 95 (1) by adult unmarried person or family and if so,

(b) Have particulars of such transaction and the land or interest involved in such transaction been furnished in Annexure I ?

I have furnished in Annexure J, the particulars of land which is desired to be retained and the land which is proposed to be surrendered.

I hereby declare that to the best of my knowledge and belief, the information furnished in the form and in Annexures A to J is a full and complete information of the entire holding of the person or family specified in item 3 within the Mahe region and that the said person or family or any member of the family does not own or hold any other land either individually or jointly with others within the Mahe region.

Place :

Signature of the person furnishing the statement.

Date :

Particulars of all lands owned or held or possessed under mortgage on the 1st April 1981 by adult unmarried person or family or other person.

Serial number	District	Taluk	Village	Survey number and subdivision number	Class of land specified in Schedule II to the Mahe Land Reforms Act as on 22nd March, 1968
(1)	(2)	(3)	(4)	(5)	(6)

Extent in ordinary acres and cents	Extent in standard acres	Nature of interest in the land	Remarks
(7)	(8)	(9)	(10)

Section- I. Land held as owner.

Section- II. Land held as mortgagee.

Section- III. Land held as tenant.

Section- IV. If the person to whom the statement relates is the creator of a Private Trust or the person establishing an institution or the successor-in-interest of such person, such lands owned or held by private trust or private institutions.

Section- V. Where a member of a family or an adult unmarried person has share in the lands owned or held by a co-operative society or a joint family the particulars of the lands owned or held by the Cooperative Society or joint family and the share of such member or adult unmarried person in such lands.

Section- VI. Land liable to be purchased by the cultivating tenants or kudikidappukars or to be resumed by the land-lord under the provisions of the Act.

Notes :-1. The particulars should be furnished under different sections as shown above.

2. If the land for which particulars are furnished is not a registered subdivision, boundaries of it for easy identification should be mentioned against each serial number in the remarks column.

Signature of the person furnishing the statement.

Particulars of encumbrances on the land included in Annexure-A

(Details of lands mortgaged to Government, Cooperative Societies and other bodies or corporations as security for loans also should be shown in this annexure)

Serial number	District	Taluk	Village	Survey number and subdivision number
(1)	(2)	(3)	(4)	(5)

Extent in acres and cents	Particulars of encumbrances with the names and addresses of the creditors (with details of amount, document creating encumbrances, etc.)	Remarks
(6)	(7)	(8)

Place :

Signature of the person furnishing the statement.

Date :

ANNEXURE - C

Particulars of any pending litigation in respect of the land included in Annexure-A

Serial number	District	Taluk	Village	Survey number and subdivision number
(1)	(2)	(3)	(4)	(5)

Extent acres and cents	Particulars of the litigation pending the case number with the year, the name of the Court and the names of the parties.	Remarks
(6)	(7)	(8)

Place :

Signature of the person furnishing the statement.

Date :

ANNEXURE - D

Particulars of arrears of land revenue and other amount recoverable as arrears of land revenue or attachment or restraint on alienation in force in respect of land included in Annexure-A

Serial number	District	Taluk	Village	Survey number and subdivision number	Extent in acres and cents
(1)	(2)	(3)	(4)	(5)	(6)

Amount of arrears	Particulars of proceedings pending for collection of arrears of land revenue	Particulars of attachment	Particulars of restraint on alienation	Remarks
(7)	(8)	(9)	(10)	(11)

Place :

Signature of the person furnishing the statement.

Date :

ANNEXURE - E

Particulars of land in the possession of others by way of mortgage or otherwise.

Serial Number	District	Taluk	Village	Survey number and subdivision number
(1)	(2)	(3)	(4)	(5)

Extent in acre and cent	Name and address of the person in possession	The nature of the possession with details of document under which the person possesses	Remarks
(6)	(7)	(8)	(9)

Place :

Signature of the person furnishing the statement.

Date :

ANNEXURE - F

Particulars of land in respect of which exemption is claimed under section 91 of the Act.

Serial number	District	Taluk	Village	Survey number and subdivision number
(1)	(2)	(3)	(4)	(5)
<hr/>				
Extent in acre and cent	Purpose for which the land is now being used and from what date	Provision in section 91 under which exemption is claimed	Reasons for claiming such exemption	Remarks
(6)	(7)	(8)	(9)	(10)

Place :

Signature of the person furnishing the return

Date :

ANNEXURE - G

Particulars of land for which exemption has been granted by Government.

Serial number	District	Taluk	Village	Survey number and subdivision number
(1)	(2)	(3)	(4)	(5)
<hr/>				
Extent	Purpose for which exemption was granted with Government Order No. and date		Have the conditions prescribed been satisfied.	
(6)	(7)		(8)	

Place :

Signature of the person furnishing the statement.

Date :

ANNEXURE - H

Particulars of land or interest which have been disposed of after 22nd March, 1968 / 11th April, 1980.

Serial number	District	Taluk	Village	Survey number and subdivision number	Extent in acre and cent	How disposed of	
(1)	(2)	(3)	(4)	(5)	(6)	(7)	
To whom disposed of and his address				Reason for disposal		Date of disposal, number and year of the document, the name of the Sub-Registry Office	Whether the transfer was in favour of a person who was the tenant of the holding before 28th April, 1962 and who continued so till the date of transfer
(8)	(9)		(10)			(11)	
Whether the transfer was in favour of a religious, charitable or educational institution of a public nature solely for the purpose of the institution				If by way of gift, the name (of person) and the address to whom the gift was given ?		Remarks	
(12)				(13)		(14)	

Place :

Signature of the person furnishing the statement.

Date :

ANNEXURE - I

Particulars of land disposed of from 28th April, 1962 to 22nd March, 1968 (both days inclusive).

Serial number	District	Taluk	Village	Survey number and subdivision number	Extent	How disposed of
(1)	(2)	(3)	(4)	(5)	(6)	(7)
To whom disposed of and his address			Reason for disposal		Date of disposal, number of the document, with year and name of the Sub-Registry Office	Whether the transfer was in favour of a person who was the tenant of the holding before 28th April, 1962 and continued so till the date of transfer
(8)	(9)		(10)			(11)

Whether the transfer was in favour of a religious, charitable or educational institution of a public nature solely for the purpose of the institution	Whether by gift and if so, the name and address of the person to whom the gift was given ?	Remarks
(12)	(13)	(14)

Place :

Signature of the person furnishing the statement.

Date :

ANNEXURE - J

Particulars of land desired to be retained and particulars of land proposed to be surrendered.

Section - I

LAND TO BE RETAINED

Serial	District	Taluk	Village	Survey number and subdivision number	Class of land in Schedule number II to the Mahe Land Reforms Act as on 22nd March, 1968.
(1)	(2)	(3)	(4)	(5)	(6)

Extent in ordinary acres and cents	Extent in standard acres	Whether mortgaged to Government Cooperative Societies or other bodies or corporations as security for loan	Remarks
(7)	(8)	(9)	(10)

Place :

Signature of the person furnishing the statement.

Date :

SECTION - II

Lands proposed to be surrendered

Serial number	District	Taluk	Village	Survey number and subdivision number
(1)	(2)	(3)	(4)	(5)

Class of land in Schedule II to the Mahe Land Reforms Act as on 22nd March 1968	Extent in ordinary acres and cents	Extent in standard acres	
(6)	(7)	(8)	
Whether mortgaged to Government or Co-operative societies or other bodies or corporations as security for loan	Details of improvement	Market value of land and improvements (separate value of land and improvement to be furnished)	Remarks
(9)	(10)	(11)	(12)

Place :

Signature of the person furnishing the statement.

Date:

FORM 3

(See rule 11)

IN THE LAND BOARD

Draft statement of lands to be surrendered

GENERAL

- (a) Number assigned to the case by the Land Board :
- (b) Name and address of the person who filed the ceiling statement :
- (c) Whether the ceiling statement relates to adult unmarried person/family/any other person

Note : Items (b) and (c) need not be filled where proceedings are initiated under section 85 (7).

PART - A

Description and other details of the person to whom this draft statement relates (figures in columns 4 to 9 to be given in acres and cents)

- 1. Whether the draft statement relates to adult unmarried person/family/any other person ?
- 2. Where it relates to adult unmarried person or a person other than a family, the name and address of such person :

3. Where it relates to a family, the name and address of the members of the family with status (whether husband, wife or children).

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.

4. Total extent of land owned, held and possessed under a mortgage :

5. Total extent of land to which exemption under section 91 applies :

6. Ceiling area applicable to the person to whom the statement relates :

7. Extent of land to be surrendered :

8. Extent of land if any taken possession under section 96 (5) :

9. Balance extent if any, to be surrendered.

PART - B

Details of the total extent of lands (including lands exempted under section 91 and lands voluntarily transferred after 22nd March, 1981 in respect of which the transfer is treated as invalid under section 94) owned, held and possessed under a mortgage as provisionally assessed for the purpose of determining the extent of land to be surrendered.

Taluk	Village	Survey No. and Sub-Division No.	Extent and as for as practicable description sufficient to identify (where in respect of any land any voluntary transfer is treated as invalid under section 94 the name of the registry and the year and number of the document effecting such transfer should be specified and the words "invalid under section 94" noted against such description)	Classification according to Schedule II to the Act
(1)	(2)	(3)	(4)	(5)

PART - C

Details of land eligible for exemption under section 91 (1) and lands exempted section 91 (3)

Taluk	Village	Survey number and subdivision number	Extent in acres & cents with description (to the extent practicable) sufficient to identify the land.	Reasons for exemption
(1)	(2)	(3)	(4)	(5)

PART - D

Details of extent of land (in acres and cents) taken possession under section 96 (5)

Taluk	Village	Survey number and subdivision number	Extent with description (to the extent practicable) to identify the land.	Date of taking possession
(1)	(2)	(3)	(4)	(5)

Part - E

Particulars of the extent in (acres and cents) and identity of the lands to be surrendered after excluding lands taken possession under section 96 (5) as provisionally assessed)

Taluk	Village	Survey number and subdivision number	Extent with description (to the extent practicable) to identify the lands	Name of other persons if any claiming interest in the lands
(1)	(2)	(3)	(4)	(5)

(By order of the Land Board)

Place :

Signature :

Date :

Designation :

FORM 4

[See rule 13 (1)]

Individual notice of draft statement

IN THE LAND BOARD

Ceiling Case No.

TO

.....

.....

(Here enter name and address)

Please take notice that if you have any objection to the Land Board determining under section 95 (5) (c) the extent and identity of the lands to be surrendered by the person to whom the enclosed draft statement relates on the basis of the particulars of extent and identity specified in Part E of the said draft statement, you may file or cause to be filed through a pleader or a recognised agent or sent by registered post acknowledgment due, your objection in writing on or before the expiry of fifteen days from the date of receipt of this notice ; and appear before the Land Board at on the day of 1981 ... to participate in the enquiry to determine the extent and identity of the land to be so surrendered, failing which you are informed that the Land Board will in your absence proceed to determine the extent and identity to be so surrendered.

Given under the hand and seal of the Land Board on this the day of 198
.....

(By order of the Land Board)

Place :

Signature

Date :

Designation

Seal

Form 5

[See rule 13 (3)]

Public notice regarding surrender of surplus lands

LAND BOARD

Ceiling Case

In the matter of determination of the extent and identity of lands to be surrendered in excess of the ceiling area applicable to (here enter the name and address of the adult unmarried person/members of the family/other person) the Land Board has prepared under rule 11 of the Mahe Land Reforms (Ceiling) Rules, 1981, a draft statement indicating the extent and identity of such lands and has under rule 12 of the said rules published in such statement (here enter the names of the offices where it is published).

Any person who has any claim to or interest in ownership or possession or both of such lands may file or cause to be filed their objections, if any, in writing to the Land Board within 15 days from the

date of publication of this notice and appear before the Land Board at a. m./ p. m. on 198 in support of his objections.

(By order of the Land Board)

Signature

Designation

FORM 6

(See rule 14)

Extract of order under section 95 (5) (c)

IN THE LAND BOARD

GENERAL

1. Number assigned to the case by the Land Board :
2. Name and address of the adult unmarried person/members of the family/other person to whom the order relates :
3. Total extent of land owned, held and possessed under a mortgage :
4. Total extent of land to which exemption under section 91 applies :
5. Ceiling area applicable to the person to whom the order relates :
6. Extent of land to be surrendered :
7. Extent of land, if any, taken possession under section 96 (5) :
8. Balance extent, if any, to be surrendered :

PART - A

Details of the total extent (in acres and cents) of lands (including lands exempt under section 91 and lands voluntarily transferred after 19th day of March, 1968 and in respect of which the transfer is treated as invalid under section 94) owned, held and possessed under a mortgage.

Taluk	Village	Survey number and subdivision number
(1)	(2)	(3)

Extent and as far as practicable description sufficient to identify the lands (where in respect of any land any voluntary transfer is treated as invalid under section 94, the name of the registry, and the year and number of the document effecting such transfer should be specified and the words "invalid under section 94" noted against such description)

Classification according to Schedule II to the Act.

(4)

(5)

PART - B

Details of land exempted under section 91 (1) and (3).

Taluk	Village	Survey number and subdivision number	Extent (in acres and cents) with description (to the extent practicable) sufficient to identify the lands
(1)	(2)	(3)	(4)

PART - C

Details of extent of land taken possession under section 96 (5)

Taluk	Village	Survey number and subdivision number	Extent with sufficient description (to the extent practicable) to identify the land	Date of taking possession
(1)	(2)	(3)	(4)	(5)

Part - D

Particulars of the extent (in acres and cents) and identity of the lands to be surrendered after excluding lands taken possession under section 96 (5)

Taluk	Village	Survey number and subdivision number	Extent with description sufficient to identify the lands	Whether owned and held or owned but not held or held but not owned or possessed under a mortgage (where any land is in possession of a person by virtue of or claiming under a transfer invalid under section 94 the transferor is to be treated as person in possession)	Name(s) and address (es) of the person(s) bound to surrender and to whom notice under section 96(1) is to be sent.
(1)	(2)	(3)	(4)	(5)	(6)

Note : The name of the person if any in possession by virtue of or claiming under a transfer invalid under section 94 and to whom notice under section 96 (1) is sent should also be included as one of the persons bound to surrender.

(By order of the Land Board)

Place :

Signature :

Date :

Designation :

FORM 7

[See rule 15 (1)]

Application to set aside order under section 95 (5) or 95 (7)

BEFORE THE LAND BOARD

Number assigned by Land Board to the ceiling case in which the order sought to be set aside is passed :

Date on which the order under section 95 (5) or 95 (7) sought to be set aside is passed by the Land Board :

Applicant (Name and address) :

The applicant is interested in the land directed to be surrendered, his interest being -

(Here enter the nature and extent of the interest and also specify the land in which he has interest)

The Land Board determined the extent of land to be surrendered without hearing the applicant :

The applicant was not able to appear before the Land Board before it passed the order because,

(Here set forth the ground relied on to show that the applicant was prevented by sufficient causes from appearing)

The applicant will be substantially prejudiced if the order is not set aside.

The applicant therefore prays that the order passed by the Land Board determining the extent of land to be surrendered without hearing this applicant be set aside.

Applicant

DECLARATION

I declare that what is stated above is true to the best of my knowledge and belief.

Applicant

FORM 8
(See rule 16)

Notice of re-hearing date

IN THE LAND BOARD

Ceiling Case No. :

TO

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

(Here enter name and address)

Whereas the Land Board has on the day of 198 determined the extent and identity of the land to be surrendered by Thiru in this case ;

And whereas the Land Board on the day of 198 on application under section 95 (8) made by Thiru set aside an order determining the extent and identity of the land ;

And whereas the Land Board has reposted the case for determination afresh of the extent and identity of the land to be surrendered in this case to the to the day of 198 at a.m./p.m. at

You are informed that you may appear before the Land Board at the said time and place and participate in the hearing of the case ;

Failing which you are informed that the Land Board will proceed to determine in your absence the extent and identity of the land to be surrendered.

Given under the hand and seal of the Land Board.

(By order of the Land Board)

Place :
Date :

Signature :
Designation :

[See rule 17 (2)]

Additional separate statement

BEFORE THE LAND BOARD

1. Name and address of the person filing the statement :

2. (1) whether this statement is filed after -

(a) the final settlement of claims for resumption of lands held by a person as tenant ? or

(b) acquisition (after the date notified under section 93) ?

(2) The date of final settlement or acquisition referred to in sub-item (1) :

3. Whether any statement under section 95 (2) has been previously filed or whether Land Board has taken any proceedings under section 95 (7) if so, the number assigned to such statement or proceedings and the result of it or the stage at which it stands :

4. Full details of final settlement of claims for resumption or acquisition,as the case may be:

Place:

Date:

Signature:

I declare that the facts stated above are true.

Signature :

FORM 10
(See rule 18)

Notice of demand for surrender

IN THE LAND BOARD

Case No. of 19

To

(Here enter name and address)

Whereas the Land Board has determined on 19 that the ownership/possession/ownership and possession of the lands mentioned in the sub-joined schedule be surrendered by you ;

And whereas such lands have vested in the Government ;

You are hereby directed to surrender the same to (here enter name and designation of the office) before the expiry of seven days from the date of service of this notice.

Take notice that in case you default to make the surrender before the said date, the officer above said shall, on behalf of the Government, take possession of the lands or assume ownership thereof.

SCHEDULE

Taluk and village	Survey number	Extent with description sufficient to identify the land	Whether ownership or possession or both to be surrendered
(1)	(2)	(3)	(4)

Given under the hand and the seal of the Land Board on this the day of 19

(By order of the Land Board)

Seal

Signature

Designation

FORM 11
(See rule 19)

Authorisation

IN THE LAND BOARD

Case No. of 19

To

(Here enter name and designation of officer)

Whereas the Land Board has demanded the surrender of the land specified in the notice of demand for surrender hereto enclosed, you are hereby authorised to accept the surrender of the said land.

If the person bound to make the surrender fails to do so, you are authorised to take possession of the land or assume ownership of such land soon after the date specified for the surrender and demarcating the land before the date specified in that notice for taking possession or assuming ownership by you.

Given under the hand and seal of the Land Board on this the day of 19

(By order of the Land Board)

Seal

Signature

Designation

FORM 12
[See rule 20 (2)]

Declaration

BEFORE THE LAND BOARD

Case No. of 19

I,, son/daughter of Thiru/Tmt residing at
... do hereby declare that I have surrendered this the day of 19
... .. the ownership/possession/ownership and possession of the lands described in the sub-
joined schedule in due compliance with the demand made on me by the Land Board in its notice
dated under sub-section (1) of section 96 in Form 10.

SCHEDULE

Taluk	Village	Survey number and subdivision number	Extent with description sufficient to identify the land.
(1)	(2)	(3)	(4)

Signature

Witnesses :

- 1.
- 2.

Party and witnesses signed in my presence

Signature of the officer

Endorsement of officer

Taken possession/assumed ownership

Name and signature of the officer

Witnesses :

Name, address and signature :

- 1.
- 2.

Countersigned
Name and signature of the **Tahsildar**

(Seal of Tahsildar)

Date :

FORM 13

(See rule 21)

Certificate

BEFORE THE LAND BOARD

Case No. 19

Whereas the Land Board had demanded under section 96 (1) Thiru/Tmt son/daughter of Thiru/Tmt, residing at notice dated in Form 10 to surrender on or before the day of 198 ownership/possession/ownership and possession of the lands described in the subjoined schedule to me ;

And whereas the above said person has failed to make the surrender (Here enter the name and designation of the officer) authorised by Authorisation No. dated to take possession/assume ownership have this the day 198 taken possession/ assumed ownership of the lands described in the said Schedule.

SCHEDULE

Taluk	Village	Survey number and subdivision number	Extent with description sufficient to identify the land.
(1)	(2)	(3)	(4)

Signature

Witnesses :

Name, address and designation :

- 1.
- 2.

Countersigned

Name and signature of the Tahsildar

Date

(Seal of Tahsildar)

FORM 14

[See rule 22 (1)]

BEFORE THE LAND BOARD

Case No. of 19

TO

... ..

... ..

(Here enter name and address)

Whereas in your statement under sub-section (2) of section 95 you have indicated the lands described in the sub-joined as land proposed to be surrendered;

And whereas the Land Board has proposed to take under section 96 (5) possession of such lands ;

You are hereby informed that Thiru (Here enter name and address of the officer to be deputed) has been deputed to take possession of such land on or before the day of 19

SCHEDULE

Taluk	Village	Survey number and subdivision number	Extent with description sufficient to identify the land.
(1)	(2)	(3)	(4)

(By order of the Land Board)

Place : **Signature**

Date : **Designation**

FORM 15

[See rule 22 (3)]

Record of possession

BEFORE THE LAND BOARD

Case No. of 19

I, (here enter name and address of the officer) deputed by the Land Board to take possession of the lands described in the subjoined schedule do hereby take possession of the same.

SCHEDULE

Taluk	Village	Survey number and subdivision number	Extent with description sufficient to identify the land.
(1)	(2)	(3)	(4)

Place :

Signature

Date :

Name, address and signature of witnesses :

- 1.
- 2.

Note : The officer should as far as practicable try to obtain the signature of the person to whom intimation has been given. If he is willing to sign his signature may be obtained below.

Countersigned

Name and signature of the Tahsildar

Date :

(Seal of Tahsildar)

FORM NO 16
(See rule 26)

Register of lands vested in Government under sections 96 and 97

Serial No.	Case/File number of the Land Board and Taluk Office proceedings in which possession, ownership or both was or were surrendered, taken or assumed.	Village	Survey number and subdivision number	Extent with description sufficient to identify the land
(1)	(2)	(3)	(4)	(5)

Class of land as in Schedule IV to the Act	Nature of interest vested in Government and where ownership only vests, name and address of the person who is in possession
(6)	(7)

Name and address of kudikidappukars, if any thereon at the time of surrender or taking possession	How dealt with whether reserved for public purpose or assigned on registry and the number of the proceedings in which orders were passed for reservation or assignment	Remarks
(8)	(9)	(10)

FORM NO. 17

[See rule 28 (1)]

Notice inviting applications for assignment of surplus lands

The undersigned invites applications to reach his office on or before the day of 198 from persons eligible under section 106 of the Mahe Land Reforms Act, 1968 for assignment on registry subject to the conditions and restrictions enumerated in rule 30 of Mahe Land Reforms (Ceiling) Rules, 1981 and on payment of the purchase price specified in section 107 for the land described in the subjoined schedule. The undersigned shall be competent to reserve any of the lands described in the schedule at any time before the execution of the deed of assignment under sub-rule (2) of rule 32.

SCHEDULE

Taluk	Village	Survey number and subdivision number	Extent with description sufficient to identify the land	Name and address of the person who surrendered the land or from whom possession taken
(1)	(2)	(3)	(4)	(5)

Whether right to possession alone or possession with ownership is to be assigned	Classification of land as in Schedule IV to the Act as decided by the Land Board	Approximate purchase price per acre
(6)	(7)	(8)

Place :

Land Board/Secretary, Land Board

Date :

(Seal)

FORM 18
[See rule 29 (1)]

Application for assignment of surplus lands before the Land Board

1. Name of applicant and his address (specifying in particular the village where he ordinarily resides) :

2. Occupation of the applicant :

3. Whether the applicant is a landless agricultural labour ?

4. Whether the applicant is a kudikidappukaran on the land ?

5. If the applicant is a kudikidappukaran, whether he has filed any application under section 88 B for purchase of the kudikidappu and lands adjoining thereto ? If so, the details of the application and the stage at which it stands :

6. Whether the applicant is-

(a) a member of any scheduled caste ?

(b) a member of any scheduled tribe ?

(c) convert to Christianity from

(i) Scheduled Castes ?

(ii) Scheduled Tribes ?

7. Whether the applicant is-

(a) a landlord who is not entitled to resume any land

(b) a small holder ?

(c) a tenant of a kudiyruppu ?

[If answer to sub-item (a) or (b) or (c) of item 6 or item 7 is "Yes", furnish in a separate sheet (to be attached to this application) the reasons for claiming to be such] :

8. Whether the applicant possesses any land ? If so, its extent, the taluk and village in which it is situate, its survey number and sub-division number and other particulars thereof :

9. Names of all members of the applicants family with age of each and his/her relationship with the applicant :

10. Whether the members of his family (husband, wife and their unmarried minor children or such of them as exist) possesses any land and if so, its extent, the taluk and village in which it is situate, its survey number and subdivision number and other particulars thereof :

11. Whether the applicant is willing to pay the purchase price in lump ?

12. Where the parcel of land available for assignment is more than one acre in extent, a descriptions of the portion which the applicant prefers for assignment :

13. If the land applied for is not assigned to him, is he willing to be considered for assignment of any other parcel of surplus land that may become available -

(i) in the same village where the land is situate ?

(ii) in adjacent villages ?

Declaration

I hereby declare that the particulars furnished in the application are true and correct to the best of my knowledge and belief.

I also declare that no other members of my family has applied for assignment of any surplus land or any other Government land.

I further declare that in the event of the land being assigned to me, I shall abide by all the terms and conditions of the assignment in the deed of assignment and in the Mahe Land Reforms Act, 1968 and the Mahe Land Reforms (Ceiling) Rules 1981 for the time being in force.

Place :

Signature of applicant.

Date :

FORM 19

[See rule 32 (1)]

IN THE LAND BOARD

Offer of Assignment

Proceedings No.

To

(Here enter name and address)

Whereas in pursuance of a notice issued on under rule 28 of the Mahe Land Reforms (Ceiling) Rules 1981, inviting applications for assignment of land specified in such notice, you have applied for assignment ;

And whereas the Land Board has decided to offer the land mentioned in the subjoined schedule for assignment to you subject to the conditions and restrictions specified in rule 30 of the said rules and on payment of the purchase price specified in section 107 of the Mahe Land Reforms Act, 1968 ;

And whereas the Land Board fixes the purchase price of the land offered for assignment to you at Rs. calculated at the rate of per acre, the said land being classified as (here enter the class in Schedule IV to the Act to which it belongs) ;

You are requested to deposit the purchase price in lump or its first instalment thereof, you being entitled to pay the purchase price either in lump or in 16 equal annual instalments, in the Government Treasury at to the credit of the Land Board and produce the chalan receipt before the Office of the on or before the day of 198

Failing which you are informed that this offer will stand cancelled as provided in sub-rule (6) of rule 32 of the said rules.

Please note (i) that if you want the time for payment of the purchase price to be extended, you may apply to the Land Board for such extension and the Land Board may, if good reasons exist, extend such time ; (ii) if you require any assistance to identify and locate the land offered for assignment to you, you may approach the Village Officer of the village in which the land is situate who will render all assistance to you to identify the land.

SCHEDULE

Taluk and village	Survey number and subdivision number	Extent and sufficient description to identify the land	Nature of interest to be assigned right to possession or possession with ownership	Name and address of the person who surrendered or from whom possession was taken	Remarks
(1)	(2)	(3)	(4)	(5)	(6)

Place :

Name, designation and address.

Date :
(Seal)

FORM 20

[See rule 32 (2)]

Deed of Assignment

This deed of assignment made on day of
 ... One thousand nine hundred and between the Lieutenant-Governor of Pondicherry (hereinafter called the Assignor) of the one part and Thiru (here enter name, age, address, etc) (hereinafter called the Assignee) of the other part ;

Whereas the assignee has applied for the assignment and assignor has sanctioned the assignment in favour of the assignee of the land mentioned and described in the schedule hereunder written ;

Now these presents witness and it is hereby mutually agreed as follows :-

1. In Consideration of the sum of Rs. being the entire purchase price of the said land remitted into the Treasury by the assignee to the credit of the Land Board, the assignor doth hereby demise unto the assignee by way of assignment all the land mentioned and described in the schedule hereunder written to hold the same permanently and for ever, subject to the provisions of Mahe Land Reforms Act, 1968 ; the conditions and restrictions specified in rule 30 of the Mahe Land Reforms (Ceiling) Rules, 1981 and the conditions herein set forth ;

In Consideration of the sum of Rs. being the entire purchase price of the said land out of which a sum of Rs. has been remitted into the... .. Treasury as per chalan No. dt.... .. or paid by the assignee and the balance of Rs.....has been agreed to be paid in instalments as hereinafter mentioned, the assignor doth hereby demise unto the assignee by way of assignment all the lands mentioned and described in the schedule hereunder written to hold the same permanently and for ever, subject to the provisions of the Mahe Land Reforms Act, 1968 ; the conditions and restrictions specified in rule 30 of the Mahe Land Reforms (Ceiling) Rules, 1981 and the conditions herein set forth ;

2. The assignee shall pay the balance of purchase price of the said lands in equal annual instalments, each instalment amounting to Rs. together with the interest % per annum on the amount outstanding. The payments shall be made into the Treasury to the credit of the Land Board on or before the day of month of every year during the next years commencing with the year 198 or paid to on or before such day.

3. The assignee shall pay on the due dates the land revenue assessment, cess and local taxes, and such other dues if any, in force from time to time in respect of the said lands with effect from the year in which the assignment is sanctioned.

4. The assignment shall be liable to be modified or cancelled if it is found that it was made under mistake of facts or owing to misrepresentation or fraud. The assignment shall also be modified or cancelled if it is known that the extent assigned to the assignee is in excess of the limits prescribed in the Mahe Land Reforms Act, 1968, or the rules issued thereunder or has made the total land in his possession more than one acre.

5. In the event of the modification or cancellation of the assignment as aforesaid, the lands assigned to the assignee shall be resumed summarily in part or in full as the case may be and on such resumption the assignee shall not be entitled to any compensation for his improvement but may be refunded the amount of the purchase price paid by him or proportionate part thereof. The assignee shall however be liable for the damages, if any, caused by him the same shall be recovered from the assignee by appropriating the purchase price to be refunded by him and if the amount of the damages claimed exceeds the purchase price paid by him, the balance shall be recovered from the assignee.

6. All sums found due to the assignor under or by virtue of these present shall be recovered from the assignee and his properties movable and immovable under the provisions of the Pondicherry Revenue Recovery Act, as if such sums were arrears of land revenue.

In witness whereof the for and on behalf of the Lieutenant-Governor of Pondicherry and Thiru/Tmt, the assignee have hereunto set their hands and the seal of has been affixed hereto the day and year first above written.

SCHEDULE

District Taluk and Village	Survey number and subdivision number	Extent with description sufficient to identify the land	Nature of interest assigned whether right to possession or possession with ownership
(1)	(2)	(3)	(4)
Name and address of the persons who surrendered the land or from whom possession was taken as land in excess of the ceiling limit and number of the proceedings relating to it.			Remarks
(5)			(6)

Signed, sealed and delivered by Thiru for and on behalf of the Lieutenant-Governor of Pondicherry.

In the presence of witnesses :

1.

2.

Signed by Thiru (The Assignor)

In the presence of witnesses :

1.

2.

Signed by Thiru (The Assignee)

FORM 21

[See rule 32 (9)]

Form of patta

Number :

Taluk :

Village :

Pattadar : Name and address

The amount of tax as per this patta should be paid to the Village Officer of the village according to the kist bandi mentioned below and the receipt obtained therefor.

Station :

Tahsildar

Date :

Kist :

Amount

Rs. P

1. Survey number :

2. Subdivision number :

3. Wet or dry :

4. Area : Acre (Hectares)

Cent (Acre)

5. Tax :

FORM 22

(See rule 34)

Register of Land reserved and assigned

(For each order of reservation or assignment a separate page should be used)

1. Serial number :

2. Serial number assigned to it in Form No. 16 of the Register :

3. Total extent of the parcel of land as entered in the register in Form No. 16 :

4. If reserved for public purposes, the extent so reserved, the nature of public purpose and the proceedings number of the order :

5. If assigned, the name and address of the assignee and the reference number of the proceedings relating to assignment and date and number of the Deed of Assignment :

6. Extent assigned with sufficient description :

7. Amount of purchase price :

8. Payment of purchase price in lump :

Chalan No. and date and name of Treasury :

Amount of purchase price and interest if any :

9. If purchase price is paid in instalments, details of remittance :

Amount of instalment due (1)	Amount of interest due (2)	Date due (3)	Date of remittance (4)	Name of Treasury (5)	Particulars of remittance into Treasury (Chalan number and date.) (6)
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					
11.					
12.					