

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

COMPENSATION – Government assigned lands coming under submergence in Major and Medium Irrigation & Power Projects etc – Payment of compensation to assigned lands, when resumed for public purpose – Orders – Issued.

REVENUE (ASSIGNMENT.I) DEPARTMENT

G.O.Ms.No.1307,

Dated : 23-12-1993

Read the following : -

- 1 G.O.Ms.No.180, Rev.(B) Dept., dt 9-2-84
- 2 G.O.Ms.No.603, Rev.(B) Dept., dt 28-5-86
- 3 G.O.Ms.No.43, Rev.(B) Dept., dt 23-1-88
- 4 G.O.Ms.No.428, Rev.(B) Dept., dt 25-4-92
- 5 From the CLR, Lr.No.G1/2632/80, dt 22-2-92

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ORDER :-

In G.O.Ms.No.180, Revenue (B) Department, dt 9-2-84 and G.O.Ms.No.603, Revenue (B) Department, dt 28-5-86, orders were issued to the effect that Government lands, which have been assigned on “D” form patta to landless poor persons and which will come under submersion of any Major, Medium Irrigation and Power Projects, or are required for industrial projects, shall be resumed by the Government and the assignees of such lands shall be paid compensation on compassionate grounds at the market value fixed for similar patta lands in the village, which were acquired under the provision of Andhra Pradesh Land Acquisition Act 1984. It was however, ordered that no compensation need be paid, where alternative lands are given to the assignees.

2. Subsequently the said orders were modified in G.O.Ms.No.43, Revenue (B) Department, dt 23-1-1988 restricting such compensation to be commensurate with the verifiable improvements made to the land by the assignees. Further clarification was issued in G.O.Ms.No.428, Revenue (Asn.I) Department, dt 25-4-92.

3. The Commissioner of Land Revenue in his letter 5th read above, has stated that it is just and proper that the assignees, whose lands are resumed once for all in Projects, are paid suitable compensation on par with other pattadars, as they are also displaced by virtue of resumption of their lands and they also lose their livelihood. It is, therefore, suggested that, exgratia equivalent to the market value of the land, be paid subject to certain conditions.

4. In the Empowered Committee Meeting held on 21-6-93, during the discussions, the issue regarding payment of compensation equivalent to the market value to the assignees, whose lands are resumed once for all for public purpose on par with other pattadars as suggested by Commissioner of Land Revenue came up for discussion and it was decided to place the proposal before the Cabinet.

5. The Government after careful examination of the matter in consultation with the commissioner of Land Revenue, Irrigation and Command Area Development Department and Finance Department hereby order payment of / ex-gratia equivalent to the market value, to the assignees whose lands are resumed for the projects and other public purposes and equivalent to valuation for other private orchards and structures, wells etc removing the distinction stipulated in para (3) of G.O.Ms.No.428, Revenue (Asn.I) Department, dt 25-4-92, subject to the following conditions:-

- (a) that the amount is to be treated as ex-gratia;
- (b) that the assignees would not be entitled for making references under Section 18 and Section 28-A of Land Acquisition Act to the Courts;
- (c) an amount equivalent to 15% for the lands resumed prior to 30-4-82 and 30% after what date, on the market value payable under Section 23(2) of Land Acquisition Act may be considered for

being included in the total ex-gratia payable to the assignees as solatium;

- (d) that the assignees will not be entitled for interest or additional market value under the Land Acquisition Act;
- (e) that the above conditions shall be made applicable to all the assigned lands resumed on or after 9-2-1984 (i.e. that date of issue of G.O.Ms.No.180, Revenue, dated 9-2-04, in supersession of G.O.Ms.No.43, Revenue (B) Department, dt 23-1-88.

6. The Commissioner of Land Revenue shall take action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**M.NARAYANA RAO,
SECRETARY TO GOVERNMENT**

To

The Commissioner of Land Revenue, AP, Hyderabad
The Commissioner of Land Revenue & Urban Land Ceilings, AP, Hyderabad
The Special Collector, Sriram Sagar Project
The Special Collector, Nagarjuna Sagar Project, Vijayapuri
The Collector, Srisailam Project, Kurnool District
The Special Collector, Telugu Ganga Project, Nellore
The Chief Engineer, Major Irrigation, Hyderabad
The Chief Engineer, Medium Irrigation, Hyderabad
The Chief Engineer, Minor Irrigation, Hyderabad
The Chief Engineer, Nagarjuna Sagar Project Dam Hill Colony, Vijayapuri North
The Officer on Special Duty, Telugu Ganga Project, Kadapa
All Collectors

Copy to Irrigation & Command Area Development Department
Copy to Irrigation (EES &T) Department
Copy to General Administration(Spl.B) Department (With reference to Council Resolution No.253/93, dt 14-12-93)
Copy to Finance & Planning (Fin.Wing) Department
Copy to Revenue Asn.II, III, IV Sections
Copy to Social Welfare Department
Copy to LA Section
Copy to SF/SCs

// FORWARDED : : BY ORDER //
SECTION OFFICER