

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
(REVENUE DEPARTMENT)
OFFICE OF THE DISTRICT MAGISTRATE (SOUTH EAST),
OLD GARGI COLLEGE BUILDING, BEHIND LSR COLLEGE
LAJPAT NAGAR-IV, NEW DELHI


No DM/SE/RR/LAC/ 197-205
ORDER

Date: 12/08/2021

Whereas, earlier, vide notification No. F-ADM/SE/LAC/2016/506 dated 02.09.2019, the land bearing Khasra No. 6min (6727.05 Sq. Mtr.), Khasra No. 8min (1150 Sq. Mtr), Khasra No.13min (3164.5 Sq. Mtr.), Khasra No. 40min (/2360 Sq. Mtr.), Khasra No.156min (9401 Sq Mtr.), Khasra No. 221min (7440 Sq. Mtr.) of village Nagli Razapur in the Sub Division Defence Colony of District South East Delhi were notified under section 11(1) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (30 of 2013) for infrastructure project i.e. construction of 3rd Phase of Elevated Road on Barapulla Nallah from Sarai Kale Khan to Mayur Vihar, New Delhi and published by the Collector in the part I of the NCT of Delhi Gazette, dated 5th September, 2019.

And whereas the draft Rehabilitation and Resettlement scheme [vide Gazette Notification no 155 dated 07 June 2021] was also published in newspapers on 17 June 2021 and after public hearing on 30th June 2021, the draft Rehabilitation and Resettlement scheme was submitted to the Commissioner, Rehabilitation and Resettlement for finalisation of the scheme.

As such now, in pursuance of the directions of the Commissioner, Rehabilitation and Resettlement under sec 18 of RFCTLARR Act 2013, the duly approved Rehabilitation and Resettlement Scheme (Copy in Hindi and English enclosed) prepared under section 16 is being made available in the local language to the Panchayat/Municipal corporation, and the offices of District Collector, the Sub-Divisional Magistrate and the Tehsil and the same shall be published in the affected areas in prescribed manner.


Padmakar Ram Tripathi
Administrator for Resettlement
and Rehabilitation
U/S RFCTLARR ACT, 2013
(South-East), Delhi

Copy for Compliance-

1. Deputy Commissioner SDMC,EDMC
2. Tehsildar (Defence Colony) for ensuring that the affected families are made available copies of the Rehabilitation and Resettlement Scheme and for pasting at prominent places in the area.
3. NT/Kgo (LA Branch) to ensure that the Rehabilitation and Resettlement Scheme is pasted on the notice Board of O/o DM(SE),ADM(SE), SDM/Tehsiladar (Defence Colony) and site of Khasra Numbers.
4. DIO (South East) to ensure that the notice is uploaded on the portal of District Magistrate (South East).
5. Sr. System Analyst, O/o The Divisional Commissioner, 5, Sham Nath Marg, delhi-110054 for uploading on Revenue Department website.

Copy for information :-

1. PS to Pr Secretary (Revenue) cum Divisional Commissioner
2. PA to Dm (South East)
3. PA to ADM (South east)

838/SSA
18-8-2021

AP
2021
19/08/21

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
(REVENUE DEPARTMENT)
OFFICE OF THE DISTRICT MAGISTRATE (SOUTH EAST)
OLD GARGI COLLEGE BUILDING BEHIND LSR COLLEGE
LAJPAT NAGAR-IV, NEW DELHI - 110024.

F. No. DM/SE/RR/LAC/ 196

Date: 12/08/2021

NOTIFICATION

In the exercise of the powers conferred by sub section (2) of section 16 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the Rehabilitation and Resettlement Scheme has been prepared for the families affected with the proposed acquisition of land bearing Khasra No. 6 min (6727.05 sq mtr), 8 min (1150 sq mtr), 13 min (3164.5 sq mtr), 40 min (2360 sq mtr.), 156 min (9401 sq mtr.), 221 min (7440 sq mtr), total measuring 30242.55 sq mtr of village NangliRazapur for infrastructure project i.e. construction of 3rd Phase of Elevated Road on Barapulla Nallah from Sarai Kale Khan to Mayur Vihar, New Delhi.

Preface:-

Vide Preliminary notification No. 197 dated 02.09.2019 issued by District Magistrate (South-East), Govt. of NCT, the land bearing Khasra No. 6 min (6727.05 sq mtr), 8 min (1150 sq mtr), 13 min (3164.5 sq mtr), 40 min (2360 sq mtr.), 156 min (9401 sq mtr), 221 min (7440 sq mtr), of village NangliRazapur was notified for acquisition u/s 11 (1) of Right to Fair Compensation and Transparency in Land Acquisition Act, 2013 for infrastructure project i.e. construction of 3rd Phase of Elevated Road on Barapulla Nallah from Sarai Kale Khan to Mayur Vihar, New Delhi.

Vide above notification, Additional District Magistrate (South East) was appointed as the administrator under sub section (1) of Section 43 of the said Act for Rehabilitation & Resettlement of affected families due to acquisition of the said land as mentioned above.

As per section 16 of the Right to Fair Compensation and Transparency in Land Acquisition Rehabilitation & Resettlement Act, 2013, Draft Rehabilitation & Resettlement Scheme is to be prepared by the Administrator. The Section 16 is as follows: -

"16. Preparation of Rehabilitation and Resettlement Scheme by the Administrator-

1. *Upon the publication of the preliminary notification under sub-section 1 of section 11 by the Collector, the Administrator for Rehabilitation and Resettlement shall conduct a survey and undertake a census of the affected families, in such manner and within such time as may be prepared, which shall include-*

a) *particulars of lands and immovable properties being acquired of each affected family;*



- b) livelihoods lost in respect of land losers and landless whose livelihoods are primarily dependent on the land being acquired;
- c) a list of public utilities and Govt. buildings which are affected or likely to be affected, where resettlement of affected families is involved;
- d) details of amenities and infrastructural facilities which are affected or likely to be affected, where resettlement of affected families is involved;
- e) Details of any common property resources being acquired.

2. The Administrator shall, based on the survey and census under sub-section (1), prepare a draft Rehabilitation & Resettlement Scheme, as described which shall include particular of the Rehabilitation & Resettlement entitlement of each land owner and land less whose livelihood are primarily dependent on the land being acquired and where resettlement of affected families are involved:-

- i. A list of Government buildings to be provided in Resettlement area
- ii. Details of the public amenities and infrastructural facilities which are to be provided in the resettlement area.

3. The draft Rehabilitation & Resettlement Scheme referred to in sub-section (2) shall include time limit for implementing Rehabilitation & Resettlement Scheme.

4. The draft Rehabilitation & Resettlement Scheme referred to in sub-section (2) shall be made known locally by wide publicity in the affected area and will be discussed in the concerned Gram Sabhas or Municipalities.


5. A public hearing shall be conducted in such a manner as may be prescribed, after giving adequate publicity about the date, time and venue for the public hearing at the affected area:

Provided that in case where an affected area involves more than one Gram Panchayat or Municipality, public hearings shall be conducted in every Gram Sabha and Municipality where more than twenty-five per cent. of land belonging to that Gram Sabha or Municipality is being acquired:

Provided further that the consultation with the Gram Sabha in Scheduled Areas shall be in accordance with the provisions of the Provisions of the Panchayats (Extension to the Scheduled Areas) Act, 1996 (40 of 1996).

6. The Administrator shall, on completion of public hearing submit the draft Scheme for Rehabilitation and Resettlement along with a specific report on the claims and objections raised in the public hearing to the Collector."

Hearing under section 15(1) of the RFCTLARR Act, 2013 was done by the then Collector, District South East in respect of acquirement of land bearing 6 min (6727.05 sq mtr), 8 min (1150 sq mtr), 13 min (3164.5 sq mtr), 40 min (2360 sq mtr), 156 min (9401 sq mtr) and 221 min (7440 sq mtr), total measuring 30242.55 sq mtrs, on the basis of the request received from Executive Engineer Flyover Project Division F-21. Notices were served to the affected parties



on 01.09.2019 and the hearings on the objections were conducted by the District Magistrate/Collector on 04.11.2019, 28.11.2019, 13.12.2019, 16.01.2020 and finally on 13.02.2020. Based on the same, the District Magistrate/Collector recommended vide report DM/SE/LAC/2016/316 dated 22.10.2020 that total area of the land measuring will be 30242.55 Sqr. Mtrs. at village NangliRazapur.

Total 09 objections in all were received during the hearings. It was observed that the objections raised by the bhumidars were more or less same in nature, were related to the rate of compensation and included the following:-

1. The proposed land is jointly owned by the villagers of village NangliRazapur and they have agreed to give the aforesaid land in public interest subject to compensation is provided at market rate.
2. The villagers also claimed compensate/damage against the remaining adjacent land as the same will be affected adversely due to acquisition.
3. The villagers also claimed that the market value of proposed land be assessed on the basis of rates charged by DDA from PWD against the similar type of land of village NangliRazapur, the credit facilities provided by IDBI and matter so decided by the Hon'ble ADJ Court.
4. The villagers also claimed 25% of the market value as severance charges.
5. Before initiating the acquisition proceeding, alternative plots to the villagers are allotted in nearby area as per scheme or plan.

Thereafter, an order no. ADM/SE/LAC/RR/2020/211-A dated 29.09.2020 was issued to obtain a report under Section 11 of the Right to Fair Compensation and Transparency in Land Acquisition Rehabilitation & Resettlement Act, 2013 from Tehsildar (Defence Colony). As such, a field survey was conducted on 21.10.2020 of the proposed land bearing khasra No. 6, 8, 13, 40, 156, 221, total measuring 30242.55 sq mt of village NangliRazapur was conducted by the team, comprising Naib Tehsildar (Land Acquisition), Kanoongo (Land Acquisition), Revenue staff of the Sub Division (Defence Colony), field staff of BDO (South East) along with the officer/officials from PWD. Subsequently, pursuant to directions vide Order No. ADM/SE/LAC/2016/427 dated 11.11.2020, another field survey was conducted on 03.02.2021 as prescribed u/s Section 16(1) of Right to Fair Compensation and Transparency in Land Acquisition Rehabilitation & Resettlement Act, 2013 in the affected area of village NangliRazapur by the Kanoongo (LAC), Patwari (Helqua Patwari), PWD representatives and the land owners of village NangliRazapur, Delhi and the report in this regard was submitted on 11.02.2021.

In accordance with Rule 7(5) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Compensation, Rehabilitation and Resettlement and Development Plan) Rules, 2015 and Section 16(4) of the Right to Fair



Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the draft Rehabilitation and Resettlement Scheme was given wide publicity [published in vide Gazette No 155 dated 08.06.2021 and two daily newspapers being circulated in the locality / area (including one regional newspaper)] and the public hearing [under section 16 (5) of the RFCTLARR Act, 2013] for factoring in the claims and objections of the interest holders was conducted on 30.06.2021.

As per scrutiny of revenue records and on consideration of the submissions of the objections of the interest holders in the public hearing conducted on 30.06.2021, the particulars of lands and immovable properties of affected family, livelihoods lost, a list of public utilities/Government buildings / amenities and infrastructural facilities affected and details of any common property resources being acquired are mentioned in the succeeding paragraphs.

(A). Particulars of lands and Immovable properties being acquired of each affected family:-

a) List of land holding in the affected area:

Total land being acquired: 6 min (6727.05 sq mtr), 8 min (1150 sq mtr), 13 min (3164.5 sq mtr), 40 min (2360 sq mtr), 156 min (9401 sq mtr) and 221 min (7440 sq mtr), total measuring 30242.55 sq mtrs

Nature of land:- Agricultural (Sailab).

Khasra no. & Area	Area under acquisition (in Sq. Mtr) & Bigha/Biswa	Name of owners	Remarks
6 min	1202.05 Sq. Mtr	Rishal Singh s/o Rambal, etc : co-sharerers	Ravinder s/o Santoshi Prasad, Manju w/o Sh. Satish are in cultivatory possession as per joint survey report
6 min	2950 Sq. Mtr	Rishal Singh s/o Rambal, etc : co-sharerers	Anil Kumar s/o Late Zile Singh is in cultivatory possession as per joint survey report
6 min	875 Sq. Mtr	Rishal Singh s/o Rambal, etc : co-sharerers	Bhopal Singh s/o Late Tej Ram is in cultivatory possession as per joint survey report
6 min	1700 Sq. Mtr	Rishal Singh s/o Rambal, etc : co-sharerers	Mohan Singh, Rajeev both Late Aman Singh, Sanjeev, Deepak Chauhan s/o Ajit Singh, Pinki Chauhan w/o Sandeep & Hari Singh s/o Mahipal are in cultivatory possession as per joint survey report
8 min	1150	Rishal Singh s/o	½ Kulwant, Sumant, Nishant Rana s/o

	Sq. Mtr	Rambal, etc : co-sharerers	Jaswant Rana ½ Virender Kumar s/o Dev Karan are in cultivatory possession as per joint survey report
13 min	3154 Sq. Mtr	Rishal Singh s/o Rambal, etc : co-sharerers	Diwan Singh, Ritupran, Surya Prakash s/o Narottam Singh & Mukesh Chauhan s/o Late Bal Kishan are in cultivatory possession as per joint survey report
13 min	10.5 Sq. Mtr	Rishal Singh s/o Rambal, etc : co-sharerers	Anit Chauhan, Punit Chauhan, Ajay Chauhan s/o Hukam Singh is in cultivatory possession as per joint survey report
40 min	1760 Sq. Mtr	Rishal Singh s/o Rambal, etc : co-sharerers	Jagdish s/o Devraj, Amit Chauhan, Punit Chauhan, Ajay Chauhan s/o Hukham Singh is in cultivatory possession as per joint survey report
40 min	600 Sq. Mtr.	Rishal Singh s/o Rambal, etc : co-sharerers	Jagdish s/o Devraj, Amit Chauhan, Punit Chauhan, Ajay Chauhan s/o Hukham Singh is in cultivatory possession as per joint survey report
156 min	9401 Sq. Mtr.	Rishal Singh s/o Rambal, etc : co-sharerers	River Yamuna flows through this segment.
221 min	7050 Sq. Mtr.	Shamlatdeh	Nirbhay Singh s/o Sh. Tek Ram is in cultivatory possession as per joint survey report, one shop of seeds and one dairy (Teen Structure) is exits on the said land
221 min	390 Sq. Mtr.	Shamlatdeh	RajanSethi & M.L.Gupta s/o Durga Dass Gupta are in cultivatory possession as per joint survey report

b. List of trees, building, other immovable properties or assets attached to the land or building being acquired:-

Trees:

- Kh. No. 6 - 6 trees (1 Bakayan, 1 Shimbali, 1 Neam, 1 Shatut, 1 Jamun and 1 Bailpather),
- Kh. No. 8 - 1 trees Bakayan,
- Kh. No. 13 - 2 trees (Bakayan) and
- Kh. No. 221 - 78 trees (7 Shatut, 10peepal, 1 Mango, 4 Guava, 2 Jamun, 2 Beri, 10 Neam, 2 Bel Pather, 1 Orange, 5 Mausmi, 1 Anar, 3 Chikku, 10 Bakayan, 8Fykus, 1 Gulmohar, 6 Popular, 5 Teak)

Other immovable properties or assets:-

Kh.No. 6 (2 borewell), Kh. No. 8 (01 borewell), Kh. No. 13 (02 borewell), Kh. No. 40 (02 borewell), Kh. No. 221 (01 borewell).

(B) Livelihoods lost in respect of land losers and landless whose livelihood are primarily dependent on the lands being acquired:-

The villagers had replied that only the villagers who are holding and cultivating the land as per their shares, are the affected families and there is no landless person. Only the livelihood of the villagers and their families/dependents are affected by the proposed land acquisition.

As per chapter 7.2.1 of Social Impact Assessment Report, Eight Tenant Households will lose their residence and Eleven Tenant Households will experience a decline in their income from cultivation as a result of the proposed acquisition, but as per survey report of Tehsildar (Defence Colony) dated 11.02.2021, the land owners are the cultivators as per their share and regarding hutments, it was reported that no huts are found at the time of survey carried out on 08.02.2021.

As per local inquiry report, it is evident that the recorded owners have other land in the village and that their family are not primarily dependent on this land for their livelihood and that they have other sources of income.

List of trade or businesses in the affected area: The proposed land for acquisition is an agricultural land which can be used for cultivation purpose only. Hence, may be treated as not applicable.

List of persons belonging to SC/ST Handicapped or physically challenged persons in the affected area: Nil

(C). A list of public utilities and Govt. building which are affected or likely to be affected where resettlement of affected families is involved: Nil

The proposed land for acquisition is an agricultural land which is being used for cultivation purpose only. No living quarters/human settlements are getting affected and so the affected families may not be classified in the category of displaced families. Therefore, resettlement will not be applicable for the affected families. Also, the acquisition does not affect any amenities and infrastructural facilities as it do not exist in the vicinity.

This has been treated as Not Applicable.

(D). Details of the amenities and infrastructural facilities which are affected or likely to be affected, where resettlement of affected families is involved:-

The proposed land for acquisition is an agricultural land which is being used for cultivation purpose only. No living quarters/human settlements are getting affected and so the



affected family may not be considered in the category of displaced families. Therefore, resettlement is not applicable for the affected family. Also, the acquisition does not affect any amenities and infrastructural facilities as none exist.

This has been treated as Not Applicable.

(E) Details of any common property resource being acquired :-

The proposed land for acquisition is an agricultural land which is used for cultivation purpose only. No common property.

This has been treated as Not Applicable.

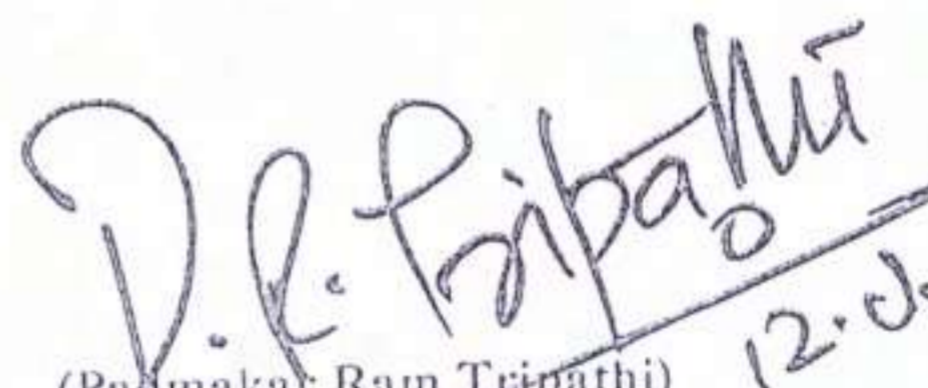
REHABILITATION & RESETTLEMENT SCHEME:

As per Section 43 of Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 the undersigned has been appointed as the administrator for drafting Rehabilitation & Resettlement Scheme. This Rehabilitation & Resettlement Scheme (RR Scheme) has been drafted in consonance with Section 16, 31, 41, 42 (if applicable), 43, Second schedule of RFCTLARR Act, 2013 and Rule 7, 9 (if applicable), 16, Form IV (if applicable) and Form VII of RFCTLARR (Compensation, Rehabilitation and Resettlement and Development Plan) Rules, 2015.

The Rehabilitation and Resettlement Scheme is prepared on the basis of Second Schedule [Elements of Rehabilitation and Resettlement Entitlements for all the affected (both land owners and families whose livelihood is primarily dependent on land acquired) in addition to those provided in the First Schedule] and is summarized in the format (enclosed). This has the approval of Commissioner Rehabilitation and Resettlement i.e. Principal Secretary (Rev)/ Divisional Commissioner under Section 17 and 18 of RFCTLARR Act, 2013.

F.No. DM/SE/RR/LAC

Dated: .08.2021


(P. Ram Tripathi) 12.0.21
Administrator for Resettlement and Rehabilitation
Under RFCTLARR ACT, 2013
South East, Delhi

Summary format for Rehabilitation and Resettlement Scheme (Elements of Rehabilitation and Resettlement entitlements for all the affected families)

1. Name of the project	3 rd phase of the project, for construction of Elevated Road over the Barapullaha Nallah starting from Sarai Kale Khan to Mayur Vihar, New Delhi.
2. Name/Number of persons interested in the land and the nature of their respective claim for Rehabilitation and Resettlement	As mentioned at Serial No. 4
3. Time limit for provision of Rehabilitation and Resettlement entitlements given to the affected families	Within 18 months from the date of award u/s 23 RFCTLARR Act, 2013

4. Rehabilitation and Resettlement Entitlements						
Sl. No.	Name of claimants/affect family	Father's/Husband Name	Aadhar No.	Occupation	Rehabilitation and Resettlement entitlement	Remarks
1.	Ravinder Manju	Sh. Santoshi Prasad Sh. Satish	NA	FARMER	i. Provision of housing unit in case of displacement	i. NA, as there is no displacement of affected family.
2.	Anil Kumar	Late Zile Singh	NA	FARMER	ii. Land to be allotted	ii. NA, it is not an irrigation project.
3.	Bhopal Singh	Late Tej Ram	NA	FARMER	iii. Offer for Developed Land	iii. NA, as land is not being acquired for urbanization purpose.



	IV. Annuity/employment	IV. IVA, as there is no displacement of affected family nor loss of livelihood (families having alternate sources of income).
4. Mohan Singh, Rajeev Sanjeev, Deepak Chauhan Pinki Chauhan & Hari Singh	Late Aman Singh Sh. Ajit Singh Sh. Sandeep Sh. Mahipal	NA NA NA NA
5. 1/2 Kulwant, Sumant, Nishant Rana 1/2 Virender Kumar	Sh. Jaswant Rana Sh. Dev Karan	NA NA
6. Diwan Singh, Ritupran, Surya Prakash & Mukesh Chauhan	Sh. Narottam Singh Late Bal Kishan	NA NA
7. Amit Chauhan, Punit Chauhan, Ajay Chauhan	Sh. Hukam Singh	NA
8. Jagdish Amit Chauhan, Punit Chauhan, Ajay Chauhan	Sh. Devraj Sh. Hukham Singh	NA NA

iv. Annuity/employment

v. Subsistence grant for displaced family for period of one year

vi. Transportation cost for displaced family

vii. Cattle shed, petty shop

viii. One time grant to artisan, small traders and certain others

ix. Fishing rights

x. One time resettlement allowances

xi. Stamp duty and registration fee

iv. IVA, as there is no displacement of affected family nor loss of livelihood (families having alternate sources of income).

v. NA, as there is no displacement of affected family

vi. NA, as there is no displacement of affected family

vii. NA as 02 Petty shops found are unauthorised.

viii. NA, as land being acquired is not a non-agricultural land/ commercial/ industrial structure in the affected area.

ix. NA, it is not a irrigation/hydel project.

x. Affected family shall be given one time grant of Rs 50,000/- only.

xi. To be borne by the requisition department/body (PWD).

(Padmakar Ram Tripathi)
Administrator for
Resettlement and Rehabilitation
under RECTLARR ACT, 2013
South East, Delhi

[Handwritten Signature]
12-8-24

[Handwritten Mark]