

The Rajasthan Colonisation (Gang Canal Lands Permanent Allotment and Sale) Rules, 1956

RAJASTHAN

India

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Rule

THE-RAJASTHAN-COLONISATION-GANG-CANAL-LANDS-PERMANENT of 1956

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The Rajasthan Colonisation (Gang Canal Lands Permanent Allotment and Sale) Rules, 1956 Published vide Notification No. F. 6 (34) Revenue/2/56, dated 3-1-1957 - Rajasthan Gazette, Part 4-C, Extraordinary, dated 21-2-1957 In exercise of the power conferred by section 28 read with section 7 of the Rajasthan Colonisation Act, 1954 (Act No. XXVII of 1954), the State Government is hereby pleased to make the following rules, namely, the Rajasthan Colonisation (Gang Canal Lands Permanent Allotment [and sale] [Inserted by Notification dated 16.03.1963 - Rajasthan Gazette, dated 23.05.1963.]) Rules, 1956.

1. Short title, commencement and extent of applicability.

(1) These Rules may be called the Rajasthan Colonisation (Gang Canal Lands Permanent Allotment [and sale] [Inserted by Notification dated 16.03.1963 - Rajasthan Gazette, dated 23.05.1963.]) Rules, 1956. (2) They shall come into force at once. (3) These Rules shall apply [to commanded and un-commanded lands in the Gang Canal Area] [Substituted by Notification dated 12.11.1957 - Rajasthan Gazette, dated 18.11.1957.].

2. Interpretation.

- [(1)] [Renumbered and Added by Notification dated 19.02.1974 - Rajasthan Gazette, dated 01.03.1974.] In these the word "Zamindar" shall have the same meaning as given in the Rajasthan Tenancy Act, 1955 (Act 3 of 1955). (2) ["land less person" means a person who has been a resident of Rajasthan since before the 1st day of April, 1955 and is by profession a bona fide agriculturist or

bona fide agricultural labourer and whose primary source of income is agriculture: Provided that such person neither holds any tenure land any where in excess of 15 bighas nor is a sub-tenant of any such land (in excess of 15 bighas) from which he is not liable to ejection under the provisions of the Rajasthan Tenancy Act, 1955 (Rajasthan Act 3 of 1955) or under any other law for the time being in force in the area in which the land is situated, nor is entitled for permanent allotment of 15 bighas or more land any where under any other rule, condition or law.] [Renumbered and Added by Notification dated 19.02.1974 - Rajasthan Gazette, dated 01.03.1974.] [Provided further that a released 'Sagri' as certified by the Sub-Divisional Officer will be treated as landless person of that village. Explanation. - For the purpose of this proviso 'Sagri' means the bonded labourer as defined in the Bonded Labour System (Abolition) Act, 1976 (Central Act 19 of 1976).] [Added by Notification dated 27.08.1976 - Rajasthan Gazette, dated 02.09.1976.] [Provided further that the following categories of persons shall not be deemed to be landless persons, namely :-(a) an employee other than a casual or work charged employee of the Government or of a commercial or industrial establishment or concern, his wife and children dependent on him; (b) a person who has sold, or otherwise transferred, the whole or part of the land held by or allotted to him other than land transferred to or acquired by the Government or statutory bodies, and thereby reduces the size of his holding to become a landless person.](3) ["Beneficiary of the integrated Rural Development Programme" means a person who has been identified as being below the subsistence level and included in the Integrated Rural Development Programme and certified as such by the Collector or his authorised representative. (4) "Integrated Rural Development Programme" means a programme undertaken by the State Government to identify the poorest persons subsisting below the poverty line, as well as the subsistence level, and residing in rural area, and to provide productive assets and benefits for their economic upliftment.] [Added by Notification No. F. 4(25) Revenue/Col/77, dated 10.11.1982 - Rajasthan Gazette, Part IV-(C), dated 25.11.1982, page 526.](5) ["Index price" means the market value of the land determined, from time to time, by the District Level Committee constituted under the provision of the Rajasthan Stamp Rules, 1955 with respect to land of similar soil class for the area in which the land to be sold is situated.] [Inserted by Notification No. F. 4(10) Col./95, dated 5.5.99 - Rajasthan Gazette, Extraordinary, Part IV-C(I), dated 19.5.99, page 29(5) - 1999 RSCS/Part II/page 416/H. 351.]

3. Persons eligible for allotment of land.

(1) The persons eligible for allotment of lands, on a permanent basis, shall be following in the order of priority in which they are mentioned hereunder, namely :-(i) [Tenants who have been cultivating land temporary on the basis of three years girdawri since before 1947 and who cultivate or can reasonably be expected to cultivate personally; [Substituted by Notification dated 22.05.1958 - Rajasthan Gazette, dated 04.09.1958.](ii) Zamindars who held, on or before the 1st day of July, 1947, less than 25 bighas of perennial land or less than 50 bighas of nonperennial irrigated land.](iii) Tenants who were allotted land for the first time in 1952 for temporary cultivation on the basis of 3 years girdawri, such allotment having been continued in subsequent years and who cultivate or can be reasonably expected to cultivate their land personally. [Explanation. - It is not necessary that a tenant should have been continuously cultivating the same piece of land on temporary cultivation lease; if he has been holding land on temporary cultivation lease anywhere in the Gang Canal area and has been cultivating it personally, he shall be eligible for permanent

allotment of land under this clause.] [Substituted by Notification dated 17.05.1962 - Rajasthan Gazette, dated 21.06.1962.](iv)Tenants who have been cultivating land since before 1947 either under a lease or on batai;(v)Tenant who have been cultivating barani land in the same chak or tehsil since before 1947;(vi)[Tenants who have been cultivating barani land from 1952 onwards.] [Substituted by Notification dated 17.05.1962 - Rajasthan Gazette, dated 21.06.1962.](vii)[xxx] [Deleted and renumbered and substituted by Notification dated 19.02.1974 - Rajasthan Gazette, dated 01.03.1974.][(vii-A.) Temporary cultivators who were allotted land [[on or before 1.1.1995] [[Substituted by Notification No. F. 4(11) Col./97, dated 13.9.2001 - Rajasthan Gazette, Extraordinary, Part IV-C(I), dated 12.10.2001, page 135(2) = 2002 RSCS/page II/page 151/H. 135 for the following:'(vii-A) Temporary cultivators who were allotted land for the first time in 1953 for temporary cultivation, on the basis of three years' girdawari such allotment and temporary cultivation having been continued in subsequent years upto the year, 1962 and who cultivate, or can reasonably be expected to cultivate the land personally, subject to the condition that land is available.'], whether this temporary cultivation lease renewed or not or has been cancelled and such cultivators having possession on such land till the date of allotment] and who cultivate or can reasonably be expected to cultivate the land personally, subject to the condition that land is available.](viii)[(a) Landless person of Scheduled Caste and Scheduled Tribes residing in the same chak;[Deleted and renumbered and substituted by Notification dated 19.02.1974 - Rajasthan Gazette, dated 01.03.1974.](b)other landless persons of the same chak:]Provided that among landless persons described in the above sub-clauses a T.C. lease-holder shall be given priority:Provided further that if landless persons of the relevant priority are not available in the same chak, landless persons of the adjoining chak or village will be allotted lands according to the prescribed authority.(ix)[The tenants, including displaced persons, who were allotted half square of land in 1952 in pursuance of Notification No. F. 3(375) Revenue II/51, dated the 25th August, 1951, may be given half square of land more in order to make up one full square if they have applied for further allotment; provided that such allotment of an additional half square shall be made after all pending applications are disposed of and subject to the condition that after the allotment of the additional half square the total area of land with the allottee shall not exceed 15.6 acres and that the price to be charged from him shall be equal to the prevailing market price: [Inserted and added vide Notification dated 16.03.1963 - Rajasthan Gazette, dated 23.05.1963.]Provided that in the case of persons whose applications for permanent allotment of land has been rejected on account of there being a gap of one year in temporary cultivation since 1947, a break of two years in continuous possession and cultivation from 1947 to 1962 may be condoned by the Collector so as to make them eligible for allotment of land; and in the case of persons whose applications has been rejected on account of there being a gap of one year in temporary cultivation after 1952, one year's break in continuous possession and cultivation from 1952 to 1962 may be similarly condoned.] [Added by Notification No. F. 4(10) Revenue/Col/75, dated 27.12.1982 - Rajasthan Gazette, Extraordinary, Part IV-(C), dated 11.01.1983, page 333.][Provided that a landless person who does not hold any tenure land anywhere in Rajasthan or such land as he holds is less than 2 ½ acres of irrigated land or 5 acres of un-irrigated land shall be given preference within the category specified in sub-rule (1) which appertains to him.] [Added by Notification No. F. 4(10) Revenue/Col/75, dated 27.12.1982 - Rajasthan Gazette, Extraordinary, Part IV-(C), dated 11.01.1983, page 333.][[(2) Notwithstanding anything contained in Rule 4, small patch, small patches of land upto five bighas of irrigated land and ten bighas of non irrigated land, may be allotted to a person holding land in same square of

person holding adjoining land, if the person is prepared to pay half of the index price or reserve price whichever is higher, in two instalments, the first instalment being payable within fortnight of order of allotment in the current financial year of the allotment. The due date in respect of second instalment shall be the date of the year of corresponding to the date on which the date of allotment was done in the next financial year. Interest shall be charged thereon at the rate of 12% per annum from the date of default of payment of an instalment on the due date.] [[Substituted by Notification No. F. 4(10) Col./95, dated 5.5.99 - Rajasthan Gazette Extraordinary Part IV-C(I), dated 19.5.99. page 29(5) = 1999 RSCS/Part II/page 416/H. 351 for the following: '(2) Notwithstanding anything contained in rule 4, small patches of land [upto two acres of irrigated land or four acres of un-irrigated land] may be sold to a person holding land in the same square [or a person holding adjoining land] if the person is prepared to pay [four times of the price as fixed in rule 7] in [three yearly instalment.] If any instalment is not paid up on the due date thereof, interest shall be charged thereon at the rate of 9% per annum]: Provided that the total land already in his possession plus the small patch shall not make his total holding in excess of [ceiling limit]: Provided further that if there are more than one person holding land in the same square [or a person holding adjoining land] who want the small patch, it shall be put to auction and given to the highest bidder amongst the persons holding the land in the same square] [or a person holding adjoining land'.]]: Provided that the total land already in his possession plus the small patch shall not make his total holding in excess of ceiling limit: Provided further that if there are more than one person holding land in the same square or a person holding adjoining land who want to purchase the small patch, it shall be put to auction and given to the highest bidder amongst the persons holding the land in the same square or a person holding adjoining land]; (3) [Notwithstanding anything contained in sub-rule (1) of Rule 3, the Collector of the District shall allot land on priority to a landless person of the village, Tehsil, or the District respectively, identified as a Beneficiary of the Integrated Rural Development Programme.] [[Added by Notification dated 19.09.1978 - Rajasthan Gazette, dated 20.09.1978 and Substituted by Notification No. F. 4(25) Revenue/Col/77, dated 10.11.1982 - Rajasthan Gazette, Part IV-(C), dated 25.11.1982, page 526 for the following: '-(3) Notwithstanding anything contained in sub-rule (1) of rule 3, the Collector of the District shall allot land on priority to a landless person of the village, the tehsil or the District respectively, identified under Antodaya Scheme of the State Government for assistance. ']]

3A. [[Inserted by Notification. No. F. 4(3) Col./99, dated 26.9.2004 - Rajasthan Gazette, Extraordinary, Part IV-C(I), dated 31.1.2005, page 141(1) = 2006 RSCS/Part II/page 7/H. 6.]

(1) Notwithstanding anything contrary contained in these rules "medium path" of Government land measuring more than 5 bighas of irrigated land and ten bighas of un-irrigated land but not more than 10 bighas of irrigated land and 20 bighas of un-irrigated land may be allotted to a tenure tenant whose tenure land adjoins such medium patch, subject to the ceiling area at the rate of index price: Provided if more than one tenant of the adjoining land apply for allotment of the same medium patch, the allotment shall be made by sealed bid to highest bidder subject to the ceiling limit. (2) The price of such medium patch shall be payable by the allottee in two instalments, the first instalment being payable within a fortnight of the order of allotment in the current financial year of the allotment. The due date in respect of second instalment shall be the date of the year of

corresponding to the date on which the date of allotment was done, in the next financial year. Interest at the rate of 12% per annum shall be charged from the defaulter of payment of an instalment on the. due date.]

4. Extent of allotment.

(1) To every person eligible for allotment under Rule 3 the maximum land that may be so allotted shall, subject to availability, not exceeding 25 bighas of perennial land or 50 bighas of non-perennial irrigated land: Provided that—(a) a zamindar holding land as such in excess of the scale specified in this rule shall continue to hold the same and shall receive no further allotment; (b) any tenant holding land for temporary cultivation or holding or cultivating barani land shall surrender the same to the Government upon allotment of other land on permanent basis to the full extent permissible by this rule; (c) [In considering the extent of land to be allotted under these Rules the total area of land already held by the applicant, whether in this State or in any other State in India shall be taken into account.] [Inserted by Notification dated 11.05.1962 - Rajasthan Gazette, dated 21.08.1962.] [(?k [Inserted by Notification No. F. 4(7) Revenue/Col/80, dated 26.10.1990 - Rajasthan Gazette, Part IV-(C), dated 07.05.1992, page 22.)] ;fn fdlh vLFkk;h dk Hkwfe ij fujUrf [ksrh laca/kh dCtk gS rks mls 24 ch?kk flafpr Hkwfe ;k bls cjkj ls vukf/kd Hkwfe vkjf{kr ewY; ij vkcafVr dh tk;sxh vkSj ;fn mlds [o;Ld iq= @ iq=ksa ;k o;Ld vfookfgr iq=h @ iqf=;ka]] gS@gSa rks mls@mUgsa vf/kd Hkwfe esa ls 25 ch?kk flafpr ;k bls cjkj ls vukf/kd Hkwfe vkjf{kr ewY; ij vkcafVr dh tk;sxh vkSj ,sls vkcaVu ds i'pkr~ 'ks" k jgh Hkweh vL?kk;h vfHk?kkjh ;k [o;Ld iq= @ iq=ksa ;k o;Ld vfookfgr iq=h @ iqf=;ka] [Substituted by Notification No. F. 4(11) Col./97, dated 13.9.2001 - Rajasthan Gazette Extraordinary Part IV-C(I), dated 12.10.2001, page 135(2) = 2002 RSCS/Part II/page 151/H. 135 for the expression: 'adult son/sons']] ;fn os ,sls vkcaVu ds fy, vkosnu djsa] dks izpfyr cktkj ewY; ij vkcafVr dh tk ldsxh :ijUrq Hkwfe dk vkcaVu jktLFkku d`f" k tksrksa ij vf?kdre lhek vf?kjsi.k vf?kfu;e] 1973 esa vf?kdfFkr vf?kdre {ks= ds v?;?khu gksxk !Li"Vhdj.k-& (1) vfHkO;fDr [o;Ld iq=@iq=h] [Substituted by Notification No. F. 4(11) Col./97, dated 13.9.2001 - Rajasthan Gazette Extraordinary Part IV-C(I), dated 12.10.2001, page 135(2) = 2002 RSCS/Part II/page 151/H. 135 the existing expression 'adult son' or 'sons' appearing in Explanation clause shall be substituted by the expression 'Adult son/daughter' or 'son/daughter' respectively.]] ls ,slk [iq=@iq=h] [Substituted by Notification No. F. 4(11) Col./97, dated 13.9.2001 - Rajasthan Gazette Extraordinary Part IV-C(I), dated 12.10.2001, page 135(2) = 2002 RSCS/Part II/page 151/H. 135 the existing expression 'adult son' or 'sons' appearing in Explanation clause shall be substituted by the expression 'Adult son/daughter' or 'son/daughter' respectively.]] vfHkizsr gS tks [1-1-2001 dks ;k ,lls iwoZ [Substituted by Notification No. F. 4(11) Colo/97/2, dated 18.5.2007 - Rajasthan Gazette, Extraordinary Part IV-C(I), dated 8.6.2007, page 36 = 2007 RSCS/Part II/page 446/H. 409 for the following expression: '1-1-1985']] Hkkjrh; o;Ldrk vf?kfu;e] 1875 ds vuqlkj izkIro; gks !(2),l fu;e ds iz;kstu ds fy, ,d ch?kk flafpr Hkwfe dk vFkZ nks ch?kk vflafpr Hkwfe ds cjkj yxk;k tk;sxk !]Explanation. - A joint and undivided family shall, for the purpose of existing holdings and of allotment of lands under these Rules, be deemed to be one person and dealt with accordingly.[Where land has not been shown in the land records as divided prior to the year 1952 the family shall not be treated as divided, nor shall any allotment be made on the ground that the share of one person comes to less than one square.] [Substituted by Notification dated 16.03.1963 - Rajasthan Gazette, dated 23.05.1963.](2) Where both perennial land and non-perennial or Barani

land is held by, or allotted to, the same person, one bigha of perennial land shall, for the purpose of determining the area so held or allotted, be deemed to be equivalent to two bighas of non-perennial land or three bighas of Barani land.

5. Application for allotment of land.

(1)[Every person eligible for allotment of land on a permanent basis under these rules, shall submit his application [within one month of the date of publication of notice by the Collector in a local newspaper for the purpose. The notice shall also be affixed on the Notice Boards of the Village Panchayat Samiti, Patwarghar, Zila Parishad, Tehsil and D.D.O.'s Office] [Substituted by Notification dated 05.11.1958 - Rajasthan Gazette, dated 11.12.1958.] .][(1-a) Where an applicant is a married agriculturist, the application for allotment shall be submitted in the name of both husband and wife.] [Inserted by Notification No. F. 4(3) Col./99, dated 11.9.2002 - Rajasthan Gazette, Extraordinary Part IV-C(I), dated 19.9.2002, page 22. [w.e.f. 11.9.2002] = 2002 RSCS/Part II/page 791/H. 621.](2)Every application under sub-rule (1) shall be accompanied by an affidavit from the applicant stating the facts which make him eligible for allotment and a complete description and specification of the land sought to be allotted.(3)An application under these rules shall be presented to the Tehsildar within whose Tehsil the land, which is the subject matter of the application is situated.(4)The Tehsildar shall, after making necessary enquiry as to the eligibility of the applicant, submit all applications, with his report on each, to the Collector for final orders.

6. Allotment.

(1)On an application for fresh allotment, the Collector shall consider such application on its own merits and shall, if satisfied that the applicant is eligible for allotment of land in accordance with these rules, allot the land applied for, or any other suitable land if available, on payment of price fixed under Rule 7 and grant the applicant Khatedari rights therein.[(1-a) In case where allotment of land is made to a married agriculturist, the allotment shall be made in the joint name of husband and wife and the allottees, in such case shall be deemed to be joint allottee.] [Inserted by Notification No. F. 4(3) Col./99, dated 11.9.2002 - Rajasthan Gazette, Extraordinary Part IV-C(I), dated 19.9.2002, page 22. [w.e.f. 11.9.2002] = 2002 RSCS/page II/page 791/H. 621.](2)In making allotment of fresh land the Collector shall strictly follow the order of priority laid down in Rule 3 and, subject to that order allotment of land to a particular chak or village shall be made first to the tenant's residing in that particular chak or village and failing them, to the tenants residing in the adjoining chak or village.Explanation. - Criteria for determining the residence of a landless tenant in a particular chak or village will generally be the entry made in Malshumari papers and Girdawari; and if the entries go against the applicant, the burden of proving the residence shall lie on the applicant.(3)Where there are more than one applicant of the same class for any land, it shall be allotted by drawing lots between all such applicants.(4)The sale of land to the owners of small patches of land referred in sub-rule (2) of Rule 3 shall be subject to the payment of price cash drawn in one instalment within six weeks of the date of allotment.(5)[The Land belonging to a member of a Scheduled Caste or a Scheduled Tribe which vests in the State Government under Sections 175 and 176 of the Rajasthan Tenancy Act, 1955 and under Sections 13 and 14 of the Rajasthan Colonisation Act, 1954, shall be allotted only to a member of a Scheduled Caste or a Scheduled Tribe respectively,

in accordance with the provisions of these rules.] [Added by Notification No. F. 4(13) Revenue/Col/83/IV, dated 25.11.1983 - Rajasthan Gazette, Extraordinary, Part IV-(C), dated 26.11.1983, page 241.]

6A. [[Inserted, Substituted by Notification dated 05.06.1970 - Rajasthan Gazette, dated 16.07.1970.]

(1) Notwithstanding anything contained in Rules 3, 4, 5 and 6 and without prejudice to any proceedings pending thereunder, land up to 25 Bighas of irrigated land or 50 Bighas of un-irrigated land may also be allotted to temporary cultivation lease holders to whom land had been allotted under Temporary Cultivation Leases Conditions, 1955 and who are in continuous cultivator possession thereof beginning from 1953 to 1960. (2) In making such allotments the Collector shall call for the relevant information from the Tehsildars and where any other land is found to have been held already by a temporary cultivation lease holder anywhere else, allotment shall be made only to the extent so as to make his total holding equal to 25 Bighas of irrigated and 50 Bighas of un-irrigated land. Explanation. - For the purpose of this Rule 1 Bigha of irrigated land shall be considered as equivalent to 2 Bighas of un-irrigated land.]

7. Fixation and recovery of price.

(1) The Government shall fix the scales at which the price for land allotted under these rules may be charged, and such scales may be different for different kinds of land. (2) Such price will be payable in [15] [Substituted by Notification dated 05.06.1970 - Rajasthan Gazette, dated 16.07.1970.] equal yearly instalments, the first of such instalments being payable at Tehsil headquarters within a month of the Collector's order for allotment [if the land is single cropped, and thirty half yearly instalments if the land is double cropped, and the first such instalment shall be payable before possession of the allotted land is handed over to the allottee] [Inserted by Notification No. F. 4(2) Revenue/Col/81, dated 08.11.1982 - Rajasthan Gazette, Part IV-(C), dated 18.11.1982, page 512.]: [Provided that in the event of total price or all the remaining instalments being paid upto March 31, 1972, a rebate equal to 25% shall be allowed on the amount of price or instalments which have not become due upto this date of payment] [Added by Notification dated 28.11.1970 - Rajasthan Gazette, dated 07.12.1970.]: [Provided further that the Collector may, on application, extend the period mentioned in this sub-rule by not more than six months, or till the date of harvesting of the crops whichever is earlier, in which event the provisions of clauses (i), (iii) and (iv) of sub-rule (4) shall apply] [Inserted by Notification dated 26.11.1962 - Rajasthan Gazette, dated 26.11.1962.]: [(2-A) Notwithstanding anything contained in sub-rule (1) an allottee of the land situated within a radius of 12 KM from the periphery of a city having population of one lakh persons or more, or within a radius of 8 KM from the periphery of town having population of fifty thousand or more but less than one lakh persons or within a radius of 3 KM from the periphery of a town having population of twenty five thousand or more but less than fifty thousand persons shall deposit 25% of the total price of the land at the time of allotment and 15% of the total price after one year of the allotment. The remaining 60% shall be deposited in three equal yearly instalments, the first of which shall be deposited on the expiry of two years commencing from the date of allotment. Provided that an allottee belong to a Scheduled Castes and Scheduled Tribes shall deposit

the price of such land in ten equal yearly instalments. The first instalment shall be deposited after the expiry of two years commencing from the date of the allotment.] [[Inserted by Notification dated 19.09.1978 - Rajasthan Gazette, dated 20.09.1978, substituted by Notification No. F. 19(7) Revenue/Col/78, dated 04.06.1981 - Rajasthan Gazette, Extraordinary, Part IV-(C), dated 15.06.1981, page 67, for the following:-(2-A) Notwithstanding anything contained in sub-rule (1) an allottee of the land situated within the radius of eight miles of a town or city having population of more than ten thousand shall deposit 25% of the total price of the land at the time of allotment and 15% of the total price after one year of the allotment. The remaining 60% in three equal yearly instalments the first of which shall be deposited on the expiry of two years commencing from the date of allotment:Provided that an allottee of Scheduled Castes and Scheduled Tribes shall deposit the price of such land in ten equal yearly instalments. The first instalment shall be deposited after the expiry of two years commencing from the date of allotment.'](3)In case of default in the payment of the total price of the first instalment thereof within the period prescribed by sub-rule (2) the order for allotment shall be liable to cancellation.(4)In case of payment by instalments.-(i)if any instalment is not paid up on the due date thereof interest shall be charged thereon at the rate of [nine per cent] [Substituted by Notification dated 28.11.1970 - Rajasthan Gazette, dated 07.12.1970.] per annum,(ii)if any two consecutive instalments are not paid on the due dates thereof, the order for allotment shall be liable to cancellation;(iii)so long as the total price is not paid up, malikana at the rate of one rupee and eight annas per bigha shall continue to be charged, and(iv)until the total price is paid up, the land which has been allotted shall not be alienated:[Provided that where the allottee fails to deposit the Installments of price of land, no action for cancellation of allotment of land shall be taken by the allotting authority if the allottee deposits the Remaining unpaid price of land without any interest as lump sum up to 31.12.2013.] [Substituted by Rajasthan Notification No. G.S.R. 17, dated 13.6.2013 (w.e.f 21.2.1957).][Provided further that where the allotment of land has been cancelled for non-payment of installments of price of land and land has not been allotted to any other person, the allotment shall be restored if the allottee deposits the Remaining unpaid Price of land without any interest as lump sum upto 31.12.2013.] [Inserted by Rajasthan Notification No. G.S.R. 17, dated 13.6.2013 (w.e.f 21.2.1957).]

7A. [Difference in Prices. [Inserted by Notification dated 24.01.1977 - Rajasthan Gazette, dated 03.02.1977.]

- [(1) If any land allotted as un-command land subsequently becomes command land, than for such land the allottee shall pay to the State Government, the prevailing reserve price on the date the land becomes command land, less the price which he has already paid in terms of un-command land.](2)The price referred to in sub-rule (1), shall be payable by the allottee in five annual instalments, the first instalment being payable within a fortnight of the order. The due date in respect of second and subsequent instalments shall be the date of the year corresponding to the date on which the order was made. Interest at the rate of 9% per annum shall be charged in default of payment of any instalment on due date.(3)If any land allotted as command land is subsequently declared un-command land by competent authority before its price has been fully paid up, the amount paid towards its price as command land will be adjusted towards the price or instalments payable for it as un-commanded land and any mount already paid in excess thereof shall be refunded to the allottee.]

7B. [[Added by Notification No. F. 19(7) Revenue/Col/78, dated 04.06.1981 - Rajasthan Gazette, Extraordinary, Part IV-(C), dated 15.06.1981, page 67.]

In cases in which the cost of development of the allotted land has been borne by the State Government, the cost shall be payable by the allottee at the rates prescribed by the State Government from time to time, along-with the instalments of the price of the land.]

8. Reservation of land for Harijans.

(1) In each Tehsil to which these rules extend, same land on proportionate population basis will be reserved for Harijans out of the total land therein available for allotment. (2) [Every Harijan who is eligible for allotment under these rules shall be allotted land in accordance therewith. Any Harijan who has been continually residing in the village since before 1952 may be allotted land at the rate of 12 ½ bighas if he has a pair of bullocks or camel on the date of allotment or he has been cultivating land as a partner or labour. Such allotments shall be subject to the provisions of Rules 4 and 7.]

[Substituted by Notification dated 14.10.1959 - Rajasthan Gazette, dated 03.12.1959.]

8A. [[Inserted by Notification dated 19.09.1978 - Rajasthan Gazette, dated 20.09.1978 and Substituted by Notification No. F. 19(7) Revenue/Col/78, dated 04.06.1981 - Rajasthan Gazette, Extraordinary, Part IV-(C), dated 15.06.1981, page 67 for the following:-

'8-A Reservation of land for Scheduled Castes and Scheduled Tribes.-Out of the Government land available for allotment within the radius of eight miles of a town or city having population of more than ten thousand, 25% land shall be reserved for allotment to the persons belonging to Scheduled Castes and Scheduled Tribes and the remaining such land shall be allotted to other landless persons eligible for allotment.']) Out of the total Government land available for allotment within a radius of 12 KM from the periphery of a city having population of one lakh persons or more or within a radius of 8 Km from the periphery of a town having population of fifty thousand or more but less than one lakh persons, or within a radius of 3 Km from the periphery of a town having population of twenty five thousand or more but less than fifty thousand persons. 25% land shall be reserved for allotment to the persons belonging to a Scheduled Caste or Scheduled Tribe and the remaining land shall be allotted to other landless persons eligible for allotment.]

9. Special cases.

- Notwithstanding anything contained in these rules the Government may make allotment to any person as a special case: [Provided that Government may delegate the powers of allotment in any case or a class of cases under this rule to the Colonisation Commissioner or the Collector or to any other prescribed authority, subject to such terms and conditions as may be prescribed in this behalf.] [Added by Notification No. F. 18(3) Revenue/Col/77, dated 07.02.1981 - Rajasthan Gazette, Part IV-(C), dated 12.02.1981, page 430.]

9A. [Disposal of Government land by auction. [Added by Notification dated 29.11.1975 - Rajasthan Gazette, dated 29.11.1975.]

- (i) The State Government may reserve any area or class or category of Government land for sale by public auction.(ii)For sale by public auction under sub-rule (i), the provisions of Part-B of the Rajasthan Colonisation (Bhakra Project Government Land Allotment and Sale) Rules 1955, shall mutatis mutandis, apply.]

9B. [Regularisation of certain cases of trespassers. [Inserted by Notification No. F. 4(3) Col./99, dated 26.9.2004 - Rajasthan Gazette, Extraordinary, Part IV-C(I), dated 31.1.2005, page 141(1) = 2006 RSCS/page II/page 7/H. 6.]

(1)Notwithstanding anything contained in these rules and subject to the specific or general directions of the Government allotting authority may, on the advice of the Advisory Committee, instead of ejecting a trespasser from the land occupied by him, allow him to retain possession of the whole, or part of such land subject to the extent of the ceiling area applicable to the allottee under the Rajasthan Imposition of Ceiling on Agricultural Holdings Act, 1973 (Rajasthan Act 11 of 1973).[Provided that such trespasser has been in possession over the trespassed land for minimum five years during preceding seven years from 1.1.2000 and still in continuous possession from 1.1.2000.]Provided that such trespasser has been in continuous possession of the trespassed land for five years or more prior to 1.1.1995.(2)Upon regularisation in the manner indicated in sub-rule (1), the trespasser shall be deemed to have been allotted the land so regularised under these rules and shall be governed by the terms and conditions prescribed in these rules.(3)Such trespasser upon regularisation shall be bound to pay the price at District Level Committee (DLC) rate.(4)The price so fixed under sub-rule (3) shall be paid by the trespasser in four yearly instalments.After scrutinising the papers submitted by the trespasser, if it is found that the case is fit for regularisation, a notice is to be given to the said trespasser indicating the amount assessed and the said trespasser will deposit the first instalment within 15 days serving the notice and as soon as the first instalment paid, the orders for regularisation will be issued by the competent authority. The subsequent instalment shall be payable on or before 15th July of every year.(5)The price of land so fixed shall be deemed to have become due from the date of order of regularisation and an interest at the rate of 18% per annum shall be payable on the amount of the instalment which has fallen due for payment.(6)All instalments together with interest if any, shall be paid at the nearest Treasury or Sub-Treasury.(7)The following rates of rebate shall be allowed to the allottee:-

For payment of the whole price in one lumpsum at the time of allotment.	Persons belonging to the SC/ST Beneficiary of the/IRDP/Displaced Agriculturists/ Displaced landlessAgriculturists/ Released Sagri	Others
	15%	10%]

(8)[Notwithstanding anything contained in these rules, the Agriculture Cooperative Society to whom land was allotted and the said society provided part of that land to its member for cultivation and the said land has been resumed under the Rajasthan (Allotment of Land to Cooperative Societies) Rules, 1959 or voluntarily surrendered by such member or his successor who got

gairkhatedari or khatedari rights in violation of sub-rule (7) of Rule 5 of the said Rules of 1959, if such member, was member of such cooperative society on or before the date of commencement of these amendment rules and same is verified by the concerned registering authority and such members or his successor is bona fide agriculturist and continuously cultivating the said land personally, the allotting authority may on advice of Advisory Committee instead of ejecting him, allot the whole or part of that land subject to ceiling limit on payment of twenty five percent of the reserve price in case of member of Scheduled Castes, Scheduled Tribes, Other Backward Classes and Below Poverty Line families, and on payment of fifty percent of the reserve price in case of others, by reducing the amount already deposited, if any.] [[Substituted by Notification No. F. 4(2) Col./2007, dated 4.8.2008 - Rajasthan Gazette, Extraordinary, Part IV-C(I), dated 12.8.2008, page 113(4). [w.e.f. 4.8.2008] = 2009 RSCS/Part II/page 352/H. 164 for the following expression: '(8) Notwithstanding anything contained in these rules, the Co-operative Society to whom land was allotted and the said society provided that land to its member for cultivation and the said land has been resumed under the Rajasthan (Allotment of Land to Co-operative Societies) Rules, 1959. If the said member or his successor is landless and continuously in possession and cultivating the said land personally, the allotting authority may on advice of Advisory Committee instead of ejecting him, allot the whole or part of that land subject to ceiling limit on payment of 25% of the reserve price in case of member of Scheduled Castes, Scheduled Tribes, Other Backward Classes and Below Poverty Line family and on payment of 50% of the reserve price in case of others'.]]

10. [Appeal and Revision. [[Substituted by Notification No. F. 4(12) Revenue/Col/75, dated 28.01.1981 - Rajasthan Gazette, Part IV-(C), dated 05.02.1981, page 371 for the following:

'10. Appeals.-Any person aggrieved by an order made by the Collector under rule 6 may, within 30 days of the date of such order, appeal to the Commissioner, whose decision shall be final.'](1)Any person aggrieved by an order made by the Collector under Rule 6 may, within 30 days of the date of such order, appeal to the Revenue Appellate Authority.(2)Any person aggrieved by an order of the Revenue Appellate Authority may, within 60 days of the date of such order, file revision to the Board of Revenue for Rajasthan.]

10A. [[Added by Notification No. F. 4(2)Revenue/Col./87, dated 12.7.95 - Rajasthan Gazette, Extraordinary, Part IV-C(I), dated 7.8.95, page 86. [w.e.f. 12.7.95] = 1996 RSCS/Part II/page 105/H. 84.]

Notwithstanding anything contained in these rules, after issuing the allotment order by the Allotting Authority, the allottee at the time of taking possession of the allotted agricultural land, shall be allotted vacant land situated in concerned Chak Abadi by the Colonisation Tehsildar on the principle of first come first served.]] [11. [[Deleted by Notification No. F. 4(24)Revenue/Col./82, dated 26.9.95 - Rajasthan Gazette, Extraordinary, Part IV-C(I), dated 31.10.95, page 131(2) = 1996 RSCS/Part II/page 52/H. 36 the existing provision was: '11- Any person against whom an order cancelling his allotment of land has been passed or whose application for allotment of lands has been rejected by the Allotting Authority, and such order or decision of the Allotting Authority has

been upheld in the first appeal, shall, if he prefers a second appeal or a revision, deposit 25% of the reserve price of such land as security in the Government Treasury and furnish copy of the treasury challan with the memo of Appeal, Revision or Review. In case of his failure to make such deposit the second appeal or the revision or review shall not be entertained.']]xxx]]Notifications Under the Rajasthan Colonisation (Gang Canal Lands Permanent Allotment) Rules, 1956Rule 7

1. [Notification No. F. 6 (36) Revenue/H/54/Irg. (1), dated 4th July, 1960 - Rajasthan Government Gazette, Part 4-C, dated 11-8-1960.]

In exercise of powers conferred by Rule 7 of the Rajasthan Colonisation (Gang Canal Lands Permanent Allotment) Rules, 1956, the State Government hereby fixes the following scales of prices to be charged for the land allotted under the said rules in the area of the Gang Canal Project:-

Category	Area	Price
(a)	Perennial irrigated land	Tehsil of Ganganagar Karanpur, Raisinghnagar and Anupgarh Rs. 400 per bigha. As extra charge of Rs. 100 per bigha will be realised for lands situated within a radius of one mile from any Mandi.
(b)	Non-perennial lands	Rs. 7500 per square or Murrabba 25 bighas.
(c)	Barani Lands	Rs. 2500 per square or Murrabba of Barani, on conversion of Barani land into irrigated land, betterment levy will also be charged at usual rates.

2. [Notification No. F. 22(30) Revenue/Col./65, dated 31-8-1967 - Rajasthan Government Gazette, Extraordinary, Part IV-C, dated 21-9-1967, pages 736-37].

In exercise of the powers conferred by the Rule 7 of the Rajasthan Colonisation (Gang Canal Lands Permanent Allotment) Rules, 1956, and in modification of Irrigation Department Notification No. F. 6 (36) Revenue/II/54/Irg./I dated 4th July, 1960 (published in Rajasthan Rajpatra Part IV-C, dated August 11, 1960 at pages 346 and 347), the State Government hereby refixes the scales at which the price of land allotted under the said rules shall be charged in the Gang Canal Project declared as colony under Revenue Department Notification No. F. 6 (39) Revenue/II/54 dated 3rd September, 1956, in pursuance of clause (ii) of section 2 of the Rajasthan Colonisation Act, 1954, (Rajasthan Act XXVII of 1954), as under:-

Category of land	Price per bigha in rupees
(a)	Nehri Perennial 700/-
(b)	Nehri Non-Perennial 500/-
(c)	Barani 250/-

Provided that within a radius of 2 miles from any Mandi area 25% above the reserve price shall be charged.

3. [Notification No. F. 4 (8) Revenue/Col. 175, dated 9-4-1975 - Rajasthan Gazette, Part IV-C, dated 10-4-1975 page 30.]

S.O. 43. - In exercise of the powers conferred by Rule 7 of the Rajasthan Colonisation (Gang Canal Lands Permanent Allotment and Sale) Rules, 1956 and in partial modification of this department Notification No. F. 22 (30) Revenue/Col./65 dated 31-8-1967 published in Rajasthan Rajpatra Part IV-C ordinary dated 21-9-67 at pages 736-37, the State Government hereby adds the following further proviso in the said Notification:-"Provided further that the land of Johar Paitan shall be allotted/sold at double the scale of prices mentioned above".

4. [Notification No. F. 4 (8) Revenue/Col./76, dated 8-3-1976 - Rajasthan Gazette, Extraordinary, Part IV-C, dated 8-3-1976 page 893-894].

S.O. 288. - In exercise of the powers conferred by Rule 7 of the Rajasthan Colonisation (Gang Canal Lands Permanent Allotment and Sale) Rules, 1956, the State Government hereby amends the Notification No. F. 22 (30)/Revenue/Col./65 dated 31-8-1967, published in Rajasthan Gazette Part IV-C Order, dated 21-9-67 at pages 736-37) as under namely :-In the aforesaid Notification for the figures "700/-", "500/-" and "250/-" the figures "1400/-", "1000/-" and "50/-" shall be substituted respectively.

5. [Notification No. F. 4(8) Revenue/Col./76, dated 13-3-1976 - Rajasthan Gazette, Extraordinary, Part IV-C, dated 13-3-1976, 741.]

G.S.R. 145. - In pursuance of Rule 7 of the Rajasthan Colonisation (Gang Canal Lands Permanent Allotment and Sale) Rules, 1956, the State Government hereby refixes as under the scales at which the price for land allotted under the said rules for different kinds of land shall be charged in the commanded and un-commanded lands in the Gang Canal area:-

Category of land	Price per bigha in Rupees
(a) Nehri Perennial	1,225/-
(b) Nehri Non-Perennial	875/-
(c) Barani	437.50/-

Provided that within a radius of 2 miles from any Mandi area 25% above the reserve price shall be charged.

6. [Notification No. F. 19(7) Revenue/Col./78, dated 4-6-1981, published in Rajasthan Gazette, Extraordinary Part IV-C, dated 6-6-1981 page 55-56]

G.S.R. 20. - In exercise of the powers conferred by Rule 7 of the Rajasthan Colonisation (Gang Canal Lands Permanent Allotment and Sale) Rules, 1956 and in supersession of all previous notifications issued in this behalf, the State Government hereby fixes scales of reserve price for Command and Un-command land allotted under the said Rules, in the Gang Canal area, as under:-

S. No.	Category of land	Price per bigha in rupees
(i)	Nehri Perennial	1,225/-
(ii)	Nehri Non-Perennial	875/-
(iii)	Barani	437.50/-

Provided that:-(i)For Johar Paitan land situated anywhere, or the Government land situated within a radius of 12 Km from the periphery of a city having population of one lakh persons or more, or within a radius of 8 Km from the periphery of a town having population of fifty thousand or more but less than one lakh persons, or within a radius of 3 KM from the periphery of a town having population of 25 thousand or more but less than 50 thousand persons, and allotted to a landless person, the scale of price shall be four times of the reserve price mentioned above for that class of land, however, that from an allottee belonging to Scheduled Caste or Scheduled Tribe, the scale of price shall be double the reserve price mentioned above;(ii)for the land situated within 2 Km from Mandi not falling within the cities and towns mentioned in Proviso (i), the price shall be 25% above the reserve price.Explanation. - The term 'reserve price' means the price fixed under the rules.

7. [Notification No. F. 4(16) Col./98, dated 24.4.2001 - Rajasthan Gazette, Extraordinary, Part IV-C(II), dated 16.6.2001, page 143(4).] = 2001 RSCS/Part II/page 602/H. 520

S.O. 100. - In exercise of the powers conferred by Rule 7 of the Rajasthan Colonisation (Gang Canal Lands Permanent Allotment and Sale) Rules, 1956 and in supersession of all previous notifications issued in this behalf the State Government hereby fixes scales of reserve price for Command and Un-command land allotted under the said Rules, in the Gang Canal Area, as under:-

S. No.	Category of land	Reserve price per Murabba of 25 Bighas (in rupees)
1.	Nali	10.00 lacs
2.	Nahari	8.00 lacs
3.	Un-Command	1.50 lacs
4.	Barani	1.00 lac

Provided that:(i)For Johar paitan land situated anywhere or the Government land situated within a radius of 12 Km. from the periphery of a city having population of one lac persons or more or within a radius of 8 K.M. from the periphery of a town having population of fifty thousand or more but less than one lac persons or within a radius of 3 Km. from the periphery of a town having population of twenty five thousand or more but less than fifty thousand persons and allotted to a landless person, the scale of price shall be four times of the reserve price mentioned above for that class of land however, that from an allottee belonging to a Scheduled Caste or Scheduled Tribe, the scale of price shall be double the reserve price mentioned above.(ii)For the land situated within 2 Km. from

Mandi not falling within the cities and towns mentioned in proviso (i) the price shall be 25% above the reserve price. Explanation. - The term "reserve price" means the price fixed under the rules.