

The Maharashtra Land Revenue (Alluvion and Diluvion) Rules, 1967

MAHARASHTRA

India

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Rule

THE-MAHARASHTRA-LAND-REVENUE-ALLUVION-AND-DILUVION-RULES of 1967

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The Maharashtra Land Revenue (Alluvion and Diluvion) Rules, 1967 Published vide Government Notification No. UNF. 1067-(C)-R, dated 21st August, 1967 (M.G., Part 4B, page 2082) In exercise of the powers conferred by clause (xi), (xiii) of sub-section (2) of section 328, read with sections, 32,33,65 and 66 of the Maharashtra Land Revenue Code, 1966 (Maharashtra XLI of 1966), and in supersession of all previous rule made in this behalf and continued in force by, virtue of the third proviso to section 336 of the said Code, the Government of Maharashtra hereby makes the following rules, the same having been previously published as required by sub-section (1) of section of 329 of the said Code namely:-

1. Short title.

- These rules may be called the Maharashtra Land Revenue (Alluvion and Diluvion) Rules, 1967.

2. Duty of Talathi to ascertain and record increases or decreases due to alluvion and diluvion and report to Tahsildar.

(1) It shall be the duty of every Talathi to ascertain and report to the Tahsildar the increases due to alluvion and losses due to diluvion, in every holding subject to such changes. (2) Where the area of any alluvion land or newly formed island, or of any abandoned river-bed, or any land lost by diluvion exceeds the limits prescribed in Section 3,65 and 66, the Talathi shall also report such increases or decreases in the area of holding to the Tahsildar and act according to the orders passed by the Tahsildar in relation thereto.

3. Holders of land with shifting boundaries may occupy upto such boundaries.

(1)When a holding is bounded on any side by the bank or shore of a river, creek or nala or of the sea, the holder may, subject to the provisions contained in Section 32, 33, 65, 66 occupy and use the land up to such band or shore, notwithstanding that its position may shift from time to time.

4. Disposal of alluvial land.

(1)When alluvial land formed on any bank or shore exceeds one acre, it shall be disposed off by the Collector in the manner provided in sub-section 32.(2)If the occupant of the bank or shore does not accept the offer made by the Collector, and the alluvial land is not required for any public or Government purpose, it may be disposed off by public auction to the highest bidder.

5. Decrease in assessment on land lost diluvion.

(1)If any portion of land in a survey number being less than half an acre in extent is lost by diluvion, the holder thereof shall be entitled to the proportionate decrease in the assessment. It shall be the duty of the Collector to determine the amount of assessment to be so decreased having regard to the total area of the survey number, its assessment and the area lost by diluvion.(2)On re-appearance of the land lost by diluvion in respect of which the assessment is decreased under sub-section (1), the holder shall be liable, if the area on re-appearance exceeds half an acre, in extent to pay such proportionate assessment as may be similarly determined by the Collector.