

The Madhya Bharat Abolition of Jagirs Rules

MADHYA BHARAT

India

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Rule THE-MADHYA-BHARAT-ABOLITION-OF-JAGIRS-RULES of 1953

- Published on 2 July 1953
- Commenced on 2 July 1953
- [This is the version of this document from 2 July 1953.]
- [Note: The original publication document is not available and this content could not be verified.]

The Madhya Bharat Abolition of Jagirs Rules Published vide Notification M.P. Gazette Part 4 (g). Page 217, dated November, 28, 1958, vide Notification No. 775/4019/28-58-8-11-58

1.

In these rules, 'Act' means the Madhya Bharat Abolition of Jagirs Act, Samvat 2008 (No. 28 of 1951).

2.

Subject to the provision of sub-section (2) of section 15, the amount of compensation payable to a Jagirdar under section 8 shall, after making the deductions with respect to the dues and debts under section 14, be paid to him in annual instalments as shown below-(i)Where the gross annual income of the Jagirdar does not exceed Rs. 500-two annual instalments;(ii)Where the gross annual income of the Jagirdar exceeds Rs. 500 but does not exceed Rs. 750-three annual instalments;(iii)Where the gross annual income of the Jagirdar exceeds Rs. 750 but does not exceed Rs. 2,000-four annual instalments;(iv)Where the gross annual income of the Jagirdar exceeds Rs. 2,000-ten annual instalments.Such instalments shall become payable to him on the 4th December, of each year.

3.

The simple interest due under sub-section (2) of section 8 up to date of any instalments shall be paid to the Jagirdar along with that instalment.

4.

The amount of compensation and interest payable under these rules shall be debited to the head "65-Payment of Compensation to Landholders, etc., on the abolition of the Zamindari system, A-Compensation- compensation to the Jagirdars on the abolition of Jagirdari system."

5.

Where the amount of compensation determined by the Jagir Commissioner under section 13 is subsequently modified, enhanced or reduced in consequence of any order passed in appeal under section 29/the instalments remaining unpaid shall be adjusted accordingly. Where, however, the excess amount of compensation and interest paid thereon cannot be recovered out of the subsequent instalments, it shall be recovered as an arrears of land revenue, if within one month from the date of communication of the order in such proceedings, the payee fails to refund to excess amount. The excess payment so recovered shall be accounted for as a minus expenditure under the head "Compensation of Jagirdars on the abolition of Jagirdari system."

6.

Decision of the Jagir Commissioner under section 18, shall be communicated in Form 'A'. Such decision shall be accompanied by a Statement in Form 'B' prepared by the Compensation Officer showing the amount to be deducted from the instalment for payment to the maintenance holder, to co-sharer and the Zamindar, the Jagirdar and also other amounts to be recovered from the instalment and a copy thereof shall, in addition to the persons mentioned in section 13, be also forwarded to the Secretary, Revenue.

7.

The Jagir Commissioner shall prepare a register in Form 'C' showing the amount of compensation determined and the net amount payable to each jagirdar after making the deductions specified in section 14. The Compensation officer shall also cause to be prepared a register in Form 'D' showing the amount of annual instalment payable to each jagirdar and the deductions made therefrom in accordance with the Act.

8.

After issue of the memo in Form 'A' the following procedure shall be followed-(1)The jagir Commissioner shall issue an order sanctioning payment of the amount of compensation of instalment thereof, as the case may be, payable to the jagirdar as per memo in Form 'A', and for adjustment of amount of deductions as specified in the said Form. A copy of the order shall be forwarded to the Collector, Compensation Officer, Deputy Compensation officer and to the Accountant-General.(2)The Tahsildar shall be the drawing and disbursing officer and shall arrange to make the payment of compensation or the instalment of the jagirdar and also to the maintenance

holder, co-sharer, Zamindar, etc., as specified in Form 'B'. The amount shall be drawn from the treasury by an abstract contingent bill and on payment of the amount to jagirdar or the payee, hid receipt shall be obtained in Form T. 60. The Tahsildar shall also arrange to make the adjustment of the amount deducted from Compensation or the instalment of compensation by drawing the amount from the head "65-Payment of compensation of land holders,m etc., on abolition of Zamindari system", and crediting it by a challan to the respective receipt head or the head of loans and advances, as the case may be.(3)The Tahsildar shall prepare in duplicate a detailed contingent bill of the amount drawn and disbursed during each month and shall send both the copies to the office of the jagir Commissioner. One copy shall be sent by the jagir Commissioner with the original voucher of payments, to the Accountant-General after countersigning the bill, and the duplicate copy shall be retained in his office for record.(4)The Deputy Compensation Officer shall maintain a proper account of the payment and adjustment so made in register in Form 'D' .

9.

(1)If the jagirdar or the person entitled to receive the amount out of the compensation does not appear to receive the compensation on the due date, and, if he applies in writing that the amount may be remitted to him by money order, it may be drawn by A.C. Bill and remitted by money order less money order commission. The Money order receipt shall be attached with the detailed contingent bill. If a money order is returned unpaid, the amount shall be kept in revenue Deposit.(2)If the jagirdar or the person entitled to get compensation does not appear to receive the amount personally, but gives and authority letter in favour of any other person, and applies in writing that the amount may be paid to the person producing the authority letter, the amount shall be paid to such person on proper identification. The receipt of the original payee and of the person producing the authority letter shall be obtained as per rule of the Subsidiary Treasury Rules.(3)The amount may also be remitted to the payee through a recognised bank, if he so desires.(4)If the person entitled to payment does not appear to receive the amount or refuses to accept the amount within six months from the date fixed for payment, or by the 15th March of any year, if this period from the date of payment and 15th March is less than six months, the amount shall be placed in revenue deposit. The Deputy Compensation Officer shall serve a notice to the payee of such deposit specifying the treasury in which the deposit has been

10.

If on account of death or otherwise of the Jagirdar, co-sharer, maintenance holder or Zamindar, the change in the name of the Jagirdar, maintenance holder, co-sharer and the Zamindar has been made by any competent authority, such change shall be communicated to the Accountant-General for record.

11.

In the event of the death of a Jagirdar, co-sharer, maintenance holder or Zamindar, his legal representative will be entitled to receive the amount and it shall be paid to such representative on the production of the requisite legal authority. If the total amount to be paid is Rs. 500, the Collector

may dispense with the usual legal formality and make payment, on execution, by the legal representative, of an indemnity bond with such sureties as the Collector may require, if he is satisfied of the right and title of the claimant and considers the undue delay and hardship would be caused by insisting on the production of letter of administration.

12.

A monthly statement of payments in Form 'E' showing the amount of compensation including interest paid during the preceding month and in the current month shall be forwarded by the Deputy Compensation Officer to the Commissioner, Land Reforms and Jagirs by the 10th of succeeding month.

13.

A statement in Form 'F' showing the outstanding balance of compensation at the end of the financial year shall so long as the payment has not been made to all the Jagirdars, be forwarded by the 15th of May, by the Compensation Officer to the Commissioner, Land Reforms and Jagirs.

14.

The Compensation Officer shall send a statement in Form 'G' to the Commissioner, Land Reforms and Jagirs not later than 15th August in each year, so long as the compensation to all the Jagirdars has not been paid, for making provision in the budget for the next year. Form 'A' Office of the Commissioner, Land Reforms and Jagirs Madhya Bharat Region Madhya Pradesh, Gwalior Under rule 6 of the rules framed under Section 39 of the Madhya Bharat Abolition of Jagirs Act, Samvat 2008 (No. 28 of 1951). No..... Date..... Memo The amount of compensation payable to Shri..... Jagirdar, Thikana..... Pargana..... District..... under Section 8 of the said Act and the amount to be deducted from compensation under Section 4 (1) (e) of the said Act and recoverable under Section 14 is determined as under-

Total compensation determined	.....	Rs.P.
Deduction-		
(1)	Arrears of revenue, cesses or other dues in respect of Jagir Land for the period prior to 4-12-1952.	.....
(2)	Any sum due under clause (d) of Section 4 (1)	.....
(3)	Land Records management cost to be recovered from Jagirdar under Revenue	.....
(4)	Loan advanced by Government-	
	(i) Amount.....	
	(ii) Interest.....	
(5)	Loan advanced by the Court of Wards-	

(i) Amount.....
(ii) Interest.....
(6) Arrears of nemnuk and maintenance allowance
Total deductions
Net compensation payable

Instalment of
compensation payable

Jagir Commissioner
Dated.....

No.....
Forwarded to-

1. Compensation Officer, Land Reforms and Jagirs

2. Deputy Compensation Officer, Land Reforms and Jagirs.....

3. Shri.....Jagirdar,Thikana.....

4. The Revenue Secretary, M.P. Bhopal.

5. The Accountant-General, M.P., Gwalior Branch, Gwalior.

Form 'B'Office of the Compensation Officer, Land Reforms and JagirsUnder rule 6 of the rules framed under Section 39 of the Madhya Bharat Abolition of Jagirs Act, Samvat 2008 (No. 28 of 1951).The following amounts shall be deducted out of the annual instalment payable under Jagir Commissioner, Memo No.....dated..... to Shri.....Jagirdar.....Thikana..... Pargana.....District.....and paid to the persons entitled to the amount or credited to the respective receipt head or adjusted against the advance made-

Rs.P.

Name of instalment
Instalment payable
Particulars of deductions-
Amount of advance
from the grant of 5
lakhs due from
(1) theJagirdar or any
other advance made by
Government
(2) Amount advanced to

	Jagirdar out of the income of Samvat 2009 and 2010 of the Jagir Land	
(3)	Amount due if any under clause (d) of section 4 (1).	.....
(4)	Maintenance allowance payable to maintenance holder.	.....
(5)	Amount payable to the Co-sharer	.....
(6)	Amount payable to the Zamindar or Jagirdar	.....
(7)	Amount payable to Government but recovered by the Jagirdar from Jagir Land after 4-12-1952	.....
(8)	Amount recoverable under orders of competent authority.	.....
	Total deductions	_____
	Balance amount payable to Jagirdar	_____
		Compensation Officer Dated.....
	No.....	

Forwarded to-

1. The Commissioner, Land Reforms and Jagirs, M.B. Region, Gwalior
2. The Collector.....
3. The Deputy Compensation Officer, Land Reforms and Jagirs.....
4. The Accountant-General, M.P. Gwalior Branch, Gwalior.....

5. Shri.....Jagirdar.....

6. Shri.....Maintenance holder

7. Shri.....Co-sharer.....

8. Shri.....Zamindar or the Jagirdar.....

Form 'C'(Under rule 7 of rules framed under Section 39 of the Madhya Bharat abolition of jagir Act, Samvat 2008)Register showing the compensation amount payable to the jagirdarName of Pargana.....Name of District.....

Serial No.	Name of the Jagirdar.	Name of Jagir, No. of village and name ofPargana.	Gross income (Col. No. 22 of Rup Karmank No. 1)	Tanka due from the Jagirdar for the basic year.
1	2	3	4	5

Deductions on account of expenses of collection, Land records and establishment and any sum due from Jagirdar for basic year (Col. No. 8 of Rup Kramank 2).	Basic income (Cols. Nos. 4-5).	Amount of deductions as per Col. 12 of Rup Kramank 2.	Total amount of deductions as per Col. No. 13 of Rup Kramank 2.	Net income (Col. Nos. 4-9).
6	7	8	9	10

Amount of compensation payable.	Arrears of revenue, cesses and other dues before 4-2-52 due from the Jagir Col. Nos. 5. 8. 11. 20. 23 of supplementary statement No. 3 of Rup Kramank 1.	Any sum due under clause (d) of section 4(1).	Land Records management cost to be recovered from the Jagirdar under Revenue Department Memo. No. 179/JC, dated 2-7-53 up to 3-12-52.
11	12	13	14

Deduction

Land advanced by Government	Loans from the Court of wards due from theJagirdar, Col. No. 17 of supplementary Statement No. 3 of RupKarmank 1				
Amount	Interest.	Total.	Amount.	Interest.	Total.
15	16	17	18	19	20

Arrears of Nemnuks and maintenance allowances. Col. 26 of supplementary statement No. 3 of Rup Kramank 1.	Total deduction (Col Nos. 12, 13, 14, 17, 20 and 21.)	Net amount payable to Jagirdar	Remarks
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(Col. Nos.
11-22).

21

22

23

24

Form 'D' Under rule No. 7 of the rules framed under Section 39 of the Madhya Bharat Abolition of Jagirs Act, Samvat 2008 Register showing the amount of compensation and interest paid to the Jagirdar. Name of Jagirdar..... Name of Jagir..... Pargana..... District..... Net amount payable to Jagirdar Rs..... (As per Col. No. 23 of Form No. 1.) Details of deductions from Compensation.

Part I

Financial year.	Name of instalment.	Amount of instalment payable.	Date on which instalment becomes due.	Interest payable.	Previous instalment or balance thereof and interest payable.
1	2	3	4	5	6
Instalment paid in excess it any recoverable from Jagirdar.	Total amount payable with interest.	Amount of advance from the grant of 5 lacs or any other advance made by Govt., and due from Jagirdar.	Amount advanced to Jagirdar out of the income of Samvat 2000.	Amount due under clause (d) section 4(1).	Maintenance allowance payable to maintenance-holder.
7	8	9	10	11	12

Part II

Amount payable to Co-sharer.	Amount payable to Zamindar of Jagirdar.	Amount due to Government recovered by Jagirdar from Jagir land after 4-12-52.	Any other amount recoverable under orders of a competent authority.	Total Deductions.	Balance amount payable to Jagirdar.	Initials of the Officer.
13	14	15	16	17	18	19
Details of payment authorised	Treasury Voucher No. and date. Name of payee.	Progressive total of payment.	Balance outstanding.	Initials of the officer.	Remarks	

A C. Bill No. and
date.

Compensation
amount with
interest.

20 21 22 23 24 25 26 27

Note - The amount of interest in columns 6 and 8, 18, 22, 24 and 25 should be shown in red ink separately. Form 'E' (Under rule 12 of the rules framed under Section 39 of the Madhya Bharat Abolition of Jagirs Act, Samvat, 2008) Statement showing payment of compensation for the month of.....

Amount payable under the scheme for the year	Details of payment	Balance outstanding at the end of the month (Cols. 13).	Remark
Amount paid up to the end of previous month	Amount paid during the month	Progressive total of payment made to the end of the month	
1	2	3	4
			5
			6

Compensation Officer

No..... Dated.....

Forwarded to the Commissioner, Land Reforms and Jagirs, M.B. Gwalior Compensation Officer Form 'F' (Under rule No. 13 of the rules framed under Section 39 of the Madhya Bharat Abolition of Jagirs Act, Samvat 2008) Statement showing the outstanding balance of compensation at the end of March.....

Name of the District	Total of the compensation and interest payable under the scheme	Amount paid at the end of the previous year	Amount paid during the financial year	Progressive total of the amount paid up to the end of the year	Balance outstanding at the end of the year	Remarks
1	2	3	4	5	6	7

Compensation Officer

No..... Dated.....

Forwarded to the Commissioner, Land Reforms and Jagirs, M.B. Gwalior Compensation Officer Form 'G' (Under rule No. 14 of the rules framed under Section 39 of the Madhya Bharat Abolition of Jagirs Act, Samvat 2008) Statement showing the amount required for payment of compensation and interest during the financial year.....

Name of the District Amount required Remarks

1 2 3

Compensation Officer

No..... Dated.....

Forwarded to the Commissioner, Land Reforms and Jagirs, Madhya Bharat, Gwalior. Compensation Officer