

Maharashtra Abolition of Subsisting Proprietary Rights to Mines and Minerals in Certain Lands Rules, 1986

MAHARASHTRA

India

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Rule

MAHARASHTRA-ABOLITION-OF-SUBSISTING-PROPRIETARY-RIGHTS of 1986

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Maharashtra Abolition of Subsisting Proprietary Rights to Mines and Minerals in Certain Lands Rules, 1986 Published vide Notification No. INM. 1085/CR-486/L-5, dated 29th September 1986 [No. INM. 1085/CR-486/L-5, dated 29th September 1986.] [Published in M.G.G., 1986, Part IV-B, Page 1002] - In exercise of the powers conferred by sub-section (1) of section 13 of the Maharashtra Abolition of Subsisting Proprietary Rights to Mines and Minerals in Certain Lands Act, 1985 (Maharashtra XVI of 1985) and of all other powers enabling it in this behalf the Government of Maharashtra hereby makes the following Rules, the same having been previously published as required by sub-section (2) of the said section 13, namely :-

1. Short title.

- These rules may be called the Maharashtra Abolition of Subsisting Proprietary Rights to Mines and Minerals in Certain Lands Rules, 1986.

2. Definitions .

- In these rules, unless there is anything repugnant in the subject or context, -(a)"Act" means the Maharashtra Abolition of Subsisting Proprietary Rights to Mines and Minerals in Certain Lands Rules, 1986.

3. Form of application under section 5 .

- An alienee entitled to the amount under sub-section (1) of section 5 of the Act, shall make an application to the Competent Authority on or before the 31st December, 1986 being the extended date fixed by the Competent Authority, in the Form, if the alienee has not already applied on or before the 31st December, 1985: Provided that, nothing in this rule shall effect the application, if any, made to the Competent Authority before or after the date of publication of these rules in the Official Gazette and no such application shall be rejected by the Competent Authority merely on the ground that the application is not made in the Form.

4. Court-fees.

- Every appeal made to the Maharashtra Revenue Tribunal under section 7, read with section 9 of the Act, shall bear a court-fee stamp of rupees ten. Form (See rule 3) To The competent Authority, From Name of the applicant

.....Village
.....Taluka
.....Sir, I was a holder of
the alienated rights to mines and minerals in the following land in the village.....taluka
.....districtSurvey
No.....AreaAssessment
.....The rights existed and were subsisting till 6th August 1985, that is till the
passing of the Maharashtra abolition of Subsisting Proprietary Rights to Mines and Minerals in
Certain Lands Act, 1985. In support of this, I rely upon the following documents, -

1.

2.

3.

4.

5.

and the provisions of sectionof.....Act by which their abolition was saved prior
to the 6th August, 1985. I promise to produce the said documents, if and when so required.

2. (a) In the following lands, minerals, namely

**.....were extracted during the period from
6th August, 1982 to 6th August, 1985 :-**

VillageSurvey No.Assessment
.....In support of this, I rely on the following documents which I promise to
produce, it and when called upon to do so.(Give a list of documents, if any)(b)Although no minerals
were exploited in the following lands during the period between 6th August, 1982 to 6th August,
1985, I claim that they contain economically exploitable minerals :-Village
.....Survey
No.....Area.....In support of my claim I rely on the
following documents which I promise to produce, if and when called upon to do so.(Give a list of
documents, if any)

**3. I, therefore, claim, in accordance with the provisions of section 5 of the
Act, Rs.....for my sub-soil rights in lands referred to in paragraph 2(a)
above and Rs.....for my sub-soil rights in respect of the lands
referred to in paragraph 2(b) above, for the abolition and acquisition of my
rights to mines and minerals in the said lands.**

Yours faithfully,Signature of the Applicant.Place :Date :