

# **The M.P. Tractor Dwara Tori Gai Bhoomiyo Par Asudhar Shulka Niyam, 1974**

MADHYA PRADESH

India

## **The M.P. Tractor Dwara Tori Gai Bhoomiyo Par Asudhar Shulka Niyam, 1974**

### **Rule**

### **THE-M-P-TRACTOR-DWARA-TORI-GAI-BHOOMIYO-PAR-ASUDHAR-S of 1974**

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The M.P. Tractor Dwara Tori Gai Bhoomiyo Par Asudhar Shulka Niyam, 1974Published vide Notification No. B. 7-94-73-2-14, dated 4-7-1975, M.P. Gazette, Part 4 (Ga), dated 5-9-1975 at pages 535-539In exercise of the powers conferred by Section 14 of the Madhya Pradesh Tractor Dwara Tori Gai Bhoomiyo Par Asudhar Shulka Adhiniyam, 1972 (No. 4 of 1973), the State Government hereby makes the following rules, the same having been previously published, as required by sub-section (1) of the said section, namely :-

#### **1.**

These rules may be called the Madhya Pradesh Tractor Dwara Tori Gai Bhoomiyo Par Asudhar Shulka Niyam, 1974.

#### **2.**

In these rules, unless the context otherwise requires,-(a)"Act" means the Madhya Pradesh Tractor Dwara Tori Gai Bhoomiyo Par Asudhar Shulka Adhiniyam, 1972 (No. 4 of 1973);(b)"Form" means a form appended to these rules;(c)"Pre-harvest operation" means tractorisation operation carried out during the period beginning after rainy season and ending on the 15th March;(d)"Post-harvest operation" means tractorisation operation carried out during the period commencing from the 16th March and ending on the start of rainy season;(e)"Section" means a section of the Act;(f)"Revenue year" means the Revenue year as defined in the Madhya Pradesh Land Revenue Code, 1959 (No. 20 of 1959).

### 3.

(1)The Authorised Officer shall prepare a list of benefited lands situated within the area of his jurisdiction specifying the rate of betterment levy in column (8) of Form I under clause (h) of sub-section (1) of Section 5 as additional particular along with the particulars specified in the columns other than column (8) of the said form as required under clauses (a) to (g) of sub-section (1) of Section 5 of the Act.(2)The Authorised Officer shall publish the list so prepared in Form I as required by sub-section (2) of Section 5 of the Act.

### 4.

(1)The Authorised Officers shall make an order of determination of betterment levy payable by holder/holders of benefited land/lands in Form II under sub-section (1) of Section 8.(2)The Authorised Officer shall notify the aforesaid order of determination betterment levy, under sub-section (2) of Section 8 in Form II in one of the following manners-(a)by handing over of individual holder to him in person and obtaining acknowledgement thereof,Or(b)by handing over order of individual holder to his agent, if any, and obtaining acknowledgement thereof,Or(c)in the event of non-availability of holder or his agent, by affixing the copy of the order at the holder's residence at a conspicuous place,Or(d)by posting the order to the holder by Registered A.D.(3)The copy of the notified order be placed for public inspection in Tahsil and Gram Panchayat Offices during office hours for a period of one month from the date of issue of the said order.

### 5.

The amount of betterment levy realised under the Act shall be credited as State Revenue, under sub-section (2) of Section 9 in the following head namely :-"106. Minor Irrigation, Soil Conservation and Area Development - Other receipts."

### 6.

(1)When the cost of tractorisation operation undertaken on any land has been fixed and if the same has been recovered in full or part thereof from the holder under sub-section (1) of Section 10, the amount so recovered shall be adjusted towards the betterment levy under the Act by Transfer Entry under M.P.T.C. Volume I, Section 9 Misc. Payment Rules 417 to 421 crediting the amount under the head as mentioned in Rule 5.(2)The application for refund under sub-section (2) of Section 11 shall be made in Form III to the Authorised Officer within sixty days of the notification of order under sub-section (2) of Section 8.(3)The refund shall be made by issue of Refund voucher under sub-section (4) of Section 11 and as per procedure laid down in M.P.T.C. Volume I, Section 9 Misc. Payment Rules 417 to 421.(4)Form I(See Rule 3)List Showing Benefited Lands by Tractorisation situated in the Village.....of.....Tahsil District.....

**1. It is notified that every holder of benefited land, included in this list, who objects to the inclusion of his land or to correctness of any particulars regarding his holding or any other matter in the list, may present objection in writing to the under signed on or before.....stating the nature of his objection and the relief sought by him.**

**2. The objection preferred in this respect shall be enquired into on at.....**

**3. This list is published in the Gazette and is also placed for public inspection in Tahsil and Gram Panchayat Offices during the office hours and shall be available for that purpose for a period of two months from the date of publication :-**

Serial No.	Name of the holder or benefited land along withhis Lather's Name	Khasra No.	Area benefited in hectares
(1)	(2)	(3)	(4)
Agricultural year of Tractorisation	Nature of land before tractorisation operation	Tractorisation operation carried out as	Rate of betterment levy per hectare
Cultivated or Fallow	Pre-harvest or post harvest operation		
(5)	(6)	(7)	(8)
Amount of betterment levy payable by holder	Amount, if any paid by holder towardstractorisation	Other particulars, if any	Remarks
(9)	(10)	(11)	(12)

.....Authorised Officer(SEAL)Form II[See Rule 4 (1) and (2)]Order Imposing Betterment Levy under the Madhya Pradesh Tractor Dwara Tori Gai Bhoomiyo Par Asudhar Shulka Adhiniyam, 1972No.....Dated.....19.....Under sub-section (1) of Section 8 of the Act it is hereby ordered that following amount shall be payable by the holder/holders of the benefited land/lands situated in village Tahsil District as a betterment levy.Signature of Authorised Officer(SEAL)

Serial No.	Name of the holder of benefited land along withhis Father's Name and place of residence	Khasra No.	Area benefited in hectares	Agriculture year of tractorisation
(1)	(2)	(3)	(4)	(5)

Nature of land before tractorisationoperation	Tractorisation operation carried outas
Cultivated or Fallow	Pre-harvest or post harvest operation

(6)

(7)

Rate of betterment levy per hectare (8)	Amount of betterment levy payable by holder (9)	Amount, if any paid by holder towardstractorisation operation (10)
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Amount, if any to be recovered as betterment levyunder Act (11)	Amount, if any to be refunded to the holder (12)	Remarks (13)
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Signature of Authorised Officer(SEAL)Form III[See Rule 6 (2)]Application for RefundTo,The  
Collector/SDODistrict/Sub-DivisionMadhya PradeshDear  
Sir,I,.....son.....of.....resident of.....Village..... of  
Tahsil..... and holder of..... land having Khasra No. situated in  
village.....Tahsil.....request that as per order No.....dated.....issued by the  
Authorised Officer an amount of Rs..... is refundable to me for the following reasons.  
You are requested to order the refund of the said amount.(1)My land having Khasra  
No.....has not been included in the above said order issued under Section 8 of the Act but  
the cost of tractorisation operation for the land amounting to Rs..... has been paid by me  
under Receipt/Challan No..... dated..... of office/Treasury.Or(2)An amount of Rs  
has been paid by me under Receipt/Challan No..... dated..... of office/Treasury as  
a cost of tractorisation operation. This is in excess of Betterment Levy ordered by Authorised Officer  
under Section 8 of the Act by Rs.....Signature of Applicant.