

THE MANIPUR LAND REVENUE AND LAND REFORMS (ALLOTMENT OF LAND) RULES, 1962.

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| 1. (1) These rules may be called the Manipur Land Revenue and Land Reforms (Allotments of Land) Rules, 1962. | Short title and commencement. |
| (2) They shall come into force at once. | |
| 2. In these rules, unless the context otherwise requires – | Definitions. |
| (a) ‘Act’ means the Manipur Land Revenue and Land Reforms Act, 1960 (33 of 1960); | |
| (b) ‘allottee’, when used with reference to land the possession whereof has been taken by the person in whose favour it has been allotted in accordance with these rules, includes any person succeeding to the rights of the allottee; | |
| (c) ‘landless’ in relation to a person means one who, either by himself or, if he has a family, together with his family, does not possess or hold land exceeding one basic holding; | |
| <p>Explanation :- For the purpose of this clause, the word ‘family’ shall have the meaning assigned to it in chapter XI of the Act and includes a parent;</p> | |
| (d) ‘landless agricultural worker’ means an individual who is landless and whose main source of livelihood is agricultural labour; | |
| (e) ‘scheduled castes’ shall have the meaning assigned to them in the Constitution; | |
| (f) ‘section’ means a section of the Act; | |
| (g) ‘town land’ means any land within the limits of a municipality notified area or cantonment. | |
| 3. No one who is not an Indian national shall be eligible for allotment of land under section 14. | Eligibility for allotment of land. |
| <p>Explanation:- For the purposes of this rule a person shall be deemed to be an Indian national –</p> | |
| (a) in the case of a public company as defined in the Companies Act, 1956, only if a majority of the directors of the company are citizens of India and not less than fifty-one per cent of the share capital thereof is held by persons who are either citizens of Indian or companies as defined in the said Act; | |
| (b) in the case of a private company as defined in the said Act, only if all the members of the company are citizens of India; | |

- (c) in the case of a firm or other association of individuals, only if all the partners of the firm or members of the association are citizens of India; and
- (d) in the case of an individual, only if he is a citizen of India.

Application of rules.

4. (1) Subject to the provisions of sub-rules (2) and (3) allotment of land belonging to the Government shall be made in accordance with these rules.

(2) Rules 5 to 12 shall not apply to the allotment of any town land.

(3) Rules 5 to 17 shall not apply to the allotment of land coming under any of the following categories :-

- (a) land set apart or likely to be set apart under section 13;
- (b) land acquired or held for any particular public purpose;
- (c) land required for rehabilitation of displaced persons;

Area of land to be allotted.

5. The area of land to be allotted to any one person under sub-section (1) of section 14 shall ordinarily be –

- (a) in the case of allotment of land for agricultural purposes-
 - (i) if the allottee is an individual, such area as together with the area of land, if any, already held by the allottee may not exceed one basic holding; and
 - (ii) if the allottee is a co-operative society, such area as together with the areas of land, if any, already held by the society or its members, may not exceed the area that may be allotted to the society at the rate of one basic holding for every member;
- (b) in the case of allotment of land for construction of a dwelling house, such area not exceeding one-fifth of an acre.

Order of preference for allotment of land for agricultural purposes.

(6) In allotting land for agricultural purposes, the Deputy Commissioner shall follow the following order of preference, namely:-

- (i) a tenant who has been evicted from any land on the ground that it is required for personal cultivation of the land-owner and who is landless;
- (ii) a landless agricultural worker;.....
- (iii) an individual evicted under section 15 who does not come under any of the categories mentioned in the foregoing clauses and who does not hold land exceeding one basic holding;

- (iv) an individual not holding land in excess of one basic holding;
- (v) any other person.

7. In allotting land for construction of a dwelling house, the Deputy Commissioner shall follow the following order of preference, namely:-

- (i) a landless agricultural worker or an artisan, not owning any house or site for a house;
- (ii) any other person not owning any house or site for a house and who intends to build the house for personal habitation.

Order of preference for allotment of land for construction of dwelling house.

Explanation:- A person shall be deemed to be a person not owning any house if he owns no permanent structure for residential purposes within the territory of Manipur.

8. In allotting land to persons belonging to any of the categories mentioned in rules 6 and 7 –

- (i) between persons of the same category, one belonging to any of the scheduled castes shall be preferred; and
- (ii) between an individual entitled to a particular preference and a registered co-operative society constituted for the purpose of which the land is to be allotted and consisting exclusively of persons entitled to the same or higher preference, the society shall be preferred.

Preference to persons belonging to scheduled castes and to co-operative societies.

9. Where there are two or more applicants for the same land who are entitled to the same preference under rules 6 to 8, the allotment shall be made to the person in whose favour lot is drawn.

Allotment to be by lots.

10. Notwithstanding anything contained in rules 6 to 9, no allotment under sub-section (1) of section 14 shall ordinarily be made —

- (a) in favour of an individual if he does not reside within a distance of eight kilometres of the village in which the land is situated;
- (b) in favour of a co-operative society, if more than one half of its members do not reside within a distance of eight kilometres of the village in which the land is situated.

Allotments to be made to persons residing within eight kilometres.

Explanation :- The distance referred to in clauses (a) and (b) shall be reckoned by the route normally used from the residence of the person concerned to the village in which land is allotted.

11. (1) An allottee of land for agricultural purposes shall pay premium therefore at the following rates, namely :-

- (i) in the case of land previously cultivated, at twenty times the net annual income from such land as calculated in accordance with the provisions of section 143;
- (ii) in the case of other land, at thirty times the annual land revenue assessed thereon.

Premium payable for allotment of land.

(2) Any person allotted land for construction of a dwelling house shall pay premium equal to the market value of the land.

(3) The premium may be paid in lump sum or in such annual instalments not exceeding twenty as may be specified by the Deputy Commissioner together with interest at 2½ % per annum on the unpaid amount.

(4) The premium or the first instalment thereof, as the case may be, shall be paid on or before the date of taking possession of the land; and each subsequent instalment shall be payable on the same date in the succeeding years.

(5) Any amount payable under this rule shall, if it remains unpaid after the due date, be recoverable in the same manner as an arrear of land revenue.

12. Notwithstanding anything contained in rule 11, no premium shall be payable :-

(a) by a landless agricultural worker or a co-operative society of landless agricultural workers in respect of land referred to in clause (ii) of sub-rule (1) of Rule 11.

Or

(b) by a landless agricultural worker or an artisan or a co-operative society of landless agricultural workers or artisans in respect of land allotted under sub-rule (2) of rule 11.

13. (1) Notwithstanding anything contained in the foregoing rules, no land lying within fifteen metres of the centre line of any public road in a town or within twenty metres of the centre line of any main road or within five metres of the centre line of any village road and no town land shall be allotted without the prior sanction of the Administrator.

Explanation :- For purposes of this rule, the roads specified in the schedule to these rules shall be deemed to be main roads

(2) The Deputy Commissioner shall obtain the views of the Municipal Board concerned before allotting any land, the management of which has been transferred to a Municipal Board.

14. An amount equal to the market value of the land shall be charged as premium for allotment of any town land.

15. An allotment of land under sub-section (1) of section 14 shall be subject to the following conditions, namely : -

(i) The land shall not be transferred by the allottee within ten years from the date of allotment without the written consent of Deputy Commissioner;

Provided that the land may be mortgaged to a co-operative society, a co-operative bank or land mortgage bank or land mortgage bank or the Government without such consent.

(ii) An allottee on giving three months' notice before the end of an agricultural year and on payment of all Government dues in respect

of the allotted land up to the end of said agricultural year may surrender the land allotted to him. On such surrender being made, the land shall revert to the Government.

- (iii) In case the allottee is a co-operative farming society and the registration of such society is cancelled within ten years from the date of allotment, the land allotted to such society shall thereupon be deemed to have been resumed by the Government and the Government shall not be liable to pay any compensation. Any person holding or retaining possession of such land thereafter shall be deemed to be a trespasser.
- (iv) In case of waste land allotted for agricultural purposes, the allottee shall bring the whole area under cultivation within three years from the date of allotment.
- (v) The allottee shall be liable to pay such amount as land revenue as may be assessed under the Act and the rules made thereunder.
- (vi) The allottee shall within the time fixed in the allotment order pay to be the Government an amount equal to the market value of the trees and structures, if any, standing on the land.
- (vii) The allotment shall be liable to be cancelled if, except in cases falling under clause(iv), the land is not used within 2 years of the date of allotment for the purpose for which it was allotted or if the allottee commits a breach of any of the conditions of allotment or the provisions of those rules and the Deputy Commissioner may re-enter on the land:

Provided that no such cancellation or re-entry shall be made unless the allottee is given a reasonable opportunity of being heard.

- (viii) No compensation shall be payable by the Government on account of cancellation of any allotment or of any re-entry by the Deputy Commissioner under these rules, but if the allottee has build any constructions on the land he shall be allowed a reasonable opportunity to remove the same.

16. Notwithstanding anything contained in rules 5 to 15, the Deputy Commissioner may, by an order in writing, suspend or remit Payment of any premium or any part thereof if in his opinion the allottee has not sufficient means to make such payment:

**Exemption
from paym-
ent of pre-
mium**

Provided that, before allowing suspension or remission of payment of premium in whole or in part in respect of town land, prior approval of the Administrator shall be obtained.

17. Notwithstanding anything contained in rules 5 to 15, if the Deputy Commissioner is of opinion that any land, belonging to Government because of its unusual size, or awkward shape or situation, cannot suitably be allotted according to the foregoing

rules, he may allot it to such person and in such manner, as may appear to him most suitable in the circumstances of the case:

Provided that, in the case of town land the Deputy Commissioner shall obtain the approval of the Administrator before making any allotment.

18. The allotment of land under sub section (2) of section 14 shall be subject to the following conditions, namely : -

- (i) The allottee shall be liable to pay a premium equal to the market value of the land;

Provided that the Administrator may, by order by writing, exempt an allottee of any land from the payment of premium or any part thereof, if in his opinion, the allottee has not sufficient means to make such payment.

- (ii) The allottee shall be liable to pay such land revenue as may be specified in the allotment order:

Provided that the land revenue so specified shall not exceed the land revenue assessed in accordance with section 19.

- (iii) The land shall be liable to be resumed by the Government if used for a purpose other than that for which it has been allotted, or if the allottee has committed a breach of any of the conditions of allotment.

- (iv) No compensation shall be payable by the Government on account of resumption of any land under clause (iii) except when a premium has been paid by the allottee in respect of the allotment of land; and in a case where such premium has been paid, the compensation payable by the Government shall be the amount so paid as premium or the market value of the land at the time of resumption, which ever be less.

- (v) If the land be resumed by the Government, it shall have the option of –

- (a) taking over any constructions built on the land on payment of their cost or their market value at the time of resumption, which ever be less;

Or

- (a) requiring the allottee to remove the constructions and to restore the land to its original condition within a reasonable period to be fixed by the Administrator, which period may be extended by the Administrator from time to time. Should the allottee fail to comply with the order for the removal of constructions or **to restore the land to its original condition** within the time so fixed or, as the case may be, within the extended period, the constructions shall vest in the

Government without payment of any compensation there for and the cost incurred in restoring the land to its or original condition shall be recoverable from the allottee as arrear of land revenue.

- (vi) Any other condition which the Administrator may consider reasonable to impose, in view of the special circumstances of any individual case.

S C H E D U L E
(See Rule 13(1))
DETAILS OF MAIN ROADS

Sl. No.	Name of the road now declared as Highways for the purpose of the Bombay Highways Act as extended to Union Territory of Manipur.	Classification of Road	Remarks
1	2	3	4
National Highways.			
			National Highway No.
1.	Mao-Imphal-Moreh Road.	National Highway	39
2.	New Motorable Cachhar Road (Imphal-Jiribam-Silchar Road)	-do-	53
3.	Jesami-Imphal -Tipaimuk Road	-do-	150
State Highways .		State Highway	Under Manipur. P.W.D
1.	The Sagolband Khumbong Road	-do-	-do-
2.	The Manbahadur Limbu Road	-do-	-do-
3.	The Old Cachar Road	-do-	-do-
4.	Tiddim Road (Imphal Churachandpur Singhat Border)	-do-	-do-
5.	Imphal Ukhru Road	-do-	-do-
6.	Kangpokpi Tamenglong Road	-do-	-do-
7.	New Lital Ukhru Road	-do-	-do-
8.	Sansak Chassad Huining Road	-do-	-do-
9.	Imphal Tamenglong Road via Kangchup	-do-	-do-
10.	Tadubi Kharasom Ukhru Road	-do-	-do-
11.	Ukhru Tolloi Road	-do-	-do-
12.	Kharasom Jasami Road	-do-	-do-
13.	Ukhru Paoyi Chingjaroi Road	-do-	-do-
14.	Tadubi Chingseikhulen Tolstoi Ukhru Road	-do-	-do-

1	2	3	4
		State Highway	Under Manipur P.W.D
15.	Sansak Phungyar Road	-do-	-do-
16.	Churachandpur-Sugnu-Chakpikarong Road	-do-	-do-
17.	Pheidinga Leimakhong Road	-do-	-do-
18.	Thanga Keibul Road	-do-	-do-
19.	Road from mile 23 rd (Tiddim Road) to Phubala Tourists Home	-do-	-do-
20.	Road from (Tiddim Road) mile 37 to Churachandpur Inspection Bungalow	-do-	-do-
21.	Tengnoupal to Chakpikarong via Larong, Chalong, Tenku,Monbi	-do-	-do-
22.	Road connecting Kangchup and with Tiddim Road via Haorang, Maklang, Ngairangbam,Khumbong, Heikrujam	-do-	-do-

No. 7/1/71-R
SECRETARIAT: REVENUE DEPARTMENT

NOTIFICATION
 Imphal, the 23rd March, 1971

In exercise of the powers conferred by section 98 of the Manipur Land Revenue and Land Reforms Act, 1960 (33 of 1960) read with section 21 of the General Clauses Act, 1897 (10 of 1897) the Administrator, Manipur, hereby makes the following rules to amend the Manipur Land Revenue and Land Reforms (Allotment of Land) Rules, 1962, namely : -

**THE MANIPUR LAND REVENUE AND LAND REFORMS
 (ALLOTMENT OF LAND) FIRST AMENDMENT
 RULES, 1971.**

Short title & comment. 1. (1) These rules may be called the Manipur Land Revenue and Land Reforms (Allotment of Land) First Amendment Rules, 1971.

(2) These rules shall come into force with immediate effect.

Amendment of rule 2. 2. For the existing clause(d) of rule 2 of the Manipur Land Revenue and Land Reforms; (Allotment of Land) Rules 1962 (hereinafter referred to as the principal rules) the following shall be substituted namely:-

‘(d) “Landless agricultural worker means an individual who is landless and whose main source of livelihood is agricultural labour and includes an individual who holding less than a basic holding, has surrendered it in consideration of being allotted a compact basic holding;”

3. For the existing rule 6 of the principal rules the following shall be substituted, **Amendment of rule 6** namely :-

“In allotting land for agricultural purposes, the Deputy Commissioner shall follow the following order of preference namely:-

Order of preference for allotment of land for agricultural purpose.

- (i) a tenant who has been evicted from any land on the ground that it is required for personal cultivation of the landowner and who is landless;
- (ii) a landless agricultural worker who is a person rendered landless on account of land acquisition proceedings;

- (iii) a landless agricultural worker who does not fall under category (ii) above;
- (iv) an individual evicted under section 15 who does not come under any of the categories mentioned in the foregoing clauses and who does not hold land exceeding one basic holding;
- (v) an individual not holding land in excess of one basic holding;
- (vi) any other person".

**Omission
of rule 12.**

- 4. The existing rule 12 of the principal rules shall be deleted.

By order etc.

**S.C. VAISH,
Secretary to the Govt. of Manipur.**

**GOVERNMENT OF MANIPUR
SECRETARIAT: REVENUE DEPARTMENT**

O R D E R S
Imphal, the 29th January, 2003

No. 21/66/96-R : In partial modification of Government order of even number dated 10th June, 2002, the Governor of Manipur is pleased to constitute a Cabinet Sub-Committee of the following Ministers to look into all cases of allotment of land in Lamphelpat and Imphal area (including greater Imphal areas).

- | | | | |
|----|---------------------------|---|----------|
| 1. | Chief Minister | - | Chairman |
| 2. | Minister (Forest & Envt.) | - | Member |
| 3. | Minister (Works) | - | Member |
| 4. | Minister (Revenue) | - | Member |
| 5. | Minister (IFCD) | - | Member |
| 6. | Minister (MAHUD & Law) | - | Member |

The Commissioner/Secretary (Revenue), Government of Manipur shall be the convenor of the Committee.

This issues with the approval of the Cabinet as per decision taken on 27-12-2002.

Sd/-

(I.S. Laishram)
Commissioner (Revenue),
Government of Manipur

Memo No. 21/66/96-R:

Imphal, the 29th January, 2003

Copy to:

1. The Secretary to Chief Minister, Govt. of Manipur.
2. The PS to All Ministers concerned.
3. The PS to Chief Secretary, Govt. of Manipur.
4. The PS to Spl. Secy. (Cabinet), Govt. of Manipur.
5. Guard File.

(W. Kumar Singh)
Under Secretary (Revenue),
Government of Manipur