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S. E. RAILWAY

PRIVATE SIDING AGREEMENT

MEMORANDUM OF AGREEMENT made this.....

10th day of June, 1955 BETWEEN THE PRESIDENT OF INDIA acting through the South Eastern Railway Administration (hereinafter called

"the Railway Administration") of the ONE PART and M/S SAIL Megha Kataburu Iron Ore project having a private siding at Karampada (hereinafter called the applicant) of the OTHER PART. Civil Regulation No. 184 of 1944, Dist. Singhbhum, Thana - Chaubasa, Kiri Bura, Regd. G.O. 184 of 1944, Lodi Road, New Delhi

WHEREAS THE applicant is desirous of having a private siding laid by the Railway Administration at Karampada from the Karampada station yard of the South Eastern Railway taking off from Kilometre No. 488 between Tupsa and Kiri Bura Station of the S. E. Railway as shown in red and green on the plan bearing CE's No. 3-2277 hereto annexed for the purpose of the carrying on the Applicant's business in the Applicant's premises situated at Karampada District Singhbhum

AND WHEREAS the Railway Administration is willing to lay the said siding for the said Applicant upon and subject to the terms and conditions herein after set forth :

NOW, THEREFORE, this Agreement witnesseth as follows :

1. Interpretation-In these presents unless the context otherwise requires, the following words and expression have the meaning and shall be interpreted as specified, namely :-

- (a) Words importing the singular number include the plural number and vice versa.
- (b) "Person" includes a firm or other association or body of individuals and a Company or other corporate body.
- (c) "The Railway Administration" means the President of India, acting through the General Manager for time being South Eastern Railway and any officer of the South Eastern Railway authorised by any such General Manager to deal with any matters with which these presents are concerned.
- (d) "The Applicant" means the person named as partly hereto of the other part and includes in the case of a firm or other association or body of individuals, the individual person or persons for the time being and from time to time constituting the firm, association or body and, in the case of a company, corporation or body corporate the successor in business of interest such company, corporation or body corporate for the time being.
- (e) "Works" means the premises belonging to or occupied or used by the Applicant which are connected with the South Eastern Railway system by the siding hereinbefore mentioned.
- (f) "Undertaking" includes all land, Railway lines, works buildings, engines rolling stock and other movable or immovable property now or at any time hereafter forming part of or appertaining to the South Eastern Railway system and all engines and rolling stock (whether belonging to the South Eastern Railway system or not) passing over such system.
- (g) "South Eastern Railway system" includes Private and Assisted Sidings constructed by the Railway Administration for the use of other persons.