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Administration of Dadra and Nagar Haveli U.T., (Revenue Department) Silvassa.

No. ADM/RD/LND//4/33/2004

dtd./57/03/2004

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Some instances have come to the notice of the undersigned where the tribal land holders were not paid full sale consideration by the purchaser, as fixed by the Collector. Even then, the land in question was allowed to be transferred in the name of purchaser and the purchaser thereafter sold the same at lucrative prices. This is a serious matter and involves exploitation of tribals. It has also been noticed that non-tribals manage to get the Power of Attorney from the tribal land holders and carry out the land affairs allegedly without the complete knowledge of illiterate tribals. In order to safeguard the interest of tribal land holders, following instructions are issued for strict compliance.

- While the sale deed is presented for registration, the Sub-Registrar shall ensure that it is signed by recorded tribal land holder(s) only and that no Power of Attorney holder shall be allowed to substitute him/her. The usual procedure for taking photographs/thumb impression of the tribal land owner will be invariably followed.
- 2. The Sub-Registrar while accepting the sale deed shall invariably verify that the tribal land holder has received full sale consideration fixed by the Collector as per conditions imposed in the sale permission order.\ For this purpose, he shall obtain affidavit sworn by the purchaser to the effect that tribal land holder has received full sale consideration. The affidavit shall contain the details of payment made to the tribal.
- 3. It is noticed that additional Fixed Deposit to be paid by the purchaser, over and above the sale consideration fixed by the Collector, is being adjusted from the amount of sale consideration, by the purchaser. This is in violation of the existing guidelines. The Sub-Registrar shall ensure that Fixed Deposit and Additional Fixed Deposit are made as per condition of sale permission order.

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- 4. If tribal owner/co-owner dies during intervening period of grant of permission and execution of sale deed, the Sub-Registrar shall not register the sale deed unless deceased's heirs are brought on revenue records after following proper procedure.
- 5. The Revenue Officers while conducting inquiry in the land matters shall insist on hearing tribal land holder in person

All the Revenue Officers dealing with land matters are directed to strictly comply with the above instructions. These instructions are in addition to earlier instructions, issued to safeguard interest of tribal land holders.

This issues with the approval of Secretary(Revenue)/Hon'ble Administrator vide diary No.502 dtd. 26/02/2004.

(Vijay Kumar)
Collector,
Dadra & Nagar Haveli,
Silvassa.

То

- 1. The Resident Dy. Collector, DNH, Silvassa.
- 2. The Resident Dy. Collector, DNH (Khanvel)
- 3. The Deputy Collector (HQ), DNH.
- 4. The Mamlatdar, DNH, Silvassa.
- 5. The Associate Town Planner, DNH, Silvassa.
- 6. The Survey & Settlement Officer, DNH, Silvassa.
- 7. The Land Acquisition Officer, DNH, Silvassa.
- 8. The Land Reforms Officer-I, DNH, Silvassa.
- 9. The Sub-Registrar, DNH, Silvassa
- 10. The Circle Officer, Silvassa.
- 11. The Circle Inspector, Khanvel.
- 12. All Patel Talaties, DNH.
- 13. The Revenue Aval Karkoon, DNH, Silvassa.

Copy for information to:

- 1. PS to Secretary (Revenue)/Hon'ble Administrator, DD&DNH, Silvassa.
- 2. PS to Commissioner & Secretary(Finance), DD&DNH, Silvassa.