PROCEEDINGS OF THE SPECIAL COLLECTOR (L.A.), GNSS., KADAPA
PRESENT: SRI D. SATISH CHANDRA, M.Com, L.L.B.,

Ref.No.B/178/2017

Dated: 25/02/2019


4. G.O.Ms.No.34 dt:15.04.2015 of Water Resources (R&R-A2) Department Government of Andhra Pradesh (Powers conferred as appropriate Government under Sec.3e of LARR Act-2013)

ORDER:-

The Special Deputy Collector has reported that, on the requisition received from the Executive Engineer, PBC Division, Pullivendula vide reference 1st read above, the Special Deputy Collector (L.A), PBC/MRC, Kadapa has submitted Preliminary Notification proposal in the reference 2nd read above for approval and the same were approved by the Special Collector(L.A), G.N.S.S., Kadapa vide this office reference 3rd read above.

He also reported that the Declaration proposal for which the lands notified for acquisition is going to be lapsed on 26.02.2019 and the time is not enough to pass the award. Hence he requested for extension of the time for 12 months U/s 25 of the RFCTLAR&R Act-2013.

Further, he also reported that the Declaration for which the lands notified for acquisition is going to be lapsed on 26.02.2019 and during the enquiry U/s 16 of the LA Act the ryots are severally objected and they are demanding for high compensation to their lands, otherwise they are not willing to lose their lands.
The Special Deputy Collector has also conducted the meetings with villagers repeatedly and convinced the ryots that the Government will provide all the R & R benefits if cooperated subject to eligibility for acquisition of their lands. Accordingly the villagers have given consent for giving their lands and therefore, requested for further extension of one year time for completion of land acquisition proceedings.

As regards to rule position it is submitted that the Section 19(7) of the RFCTLAR&R Act, 2013 reads as follows:

“It is provided under sub section 7 of section 19 of the RFCTLAR&R Act-2013 that:

“Where no declaration is made under sub-section (1) within twelve months from the date of preliminary notification, then such notification shall be deemed to have been rescinded:

Provided that in computing the period referred to in this sub-section, any period or periods during which the proceedings for the acquisition of the land were held up on account of any stay or injunction by the order of any court shall be excluded;

Provided further that the appropriate Government shall have the power to extend the period of twelve months, if in its opinion circumstances exist justifying the same:

Provided also that any such decision to extend the period shall be recorded in writing and the same shall be notified and be uploaded on the website of the authority concerned.”

Further, I submitted that the Government vide G.O. Ms. No.34 Water Resources (R&R-A2) Department dt: 15.04.2015 has delegated the powers of appropriate Government under section 3(e) of LARR Act-2013 to the Special Collectors (L.A) on behalf of the District Collector in the light of the New Land Acquisition Act i.e “The Right to Fair Compensation and Transparency in Land Acquisition Rehabilitation and Resettlement Act, 2013 and Rules”.

In the above circumstances reported by the Special Deputy Collector(LA), PBC/MRC, Kadapa in the reference 5th read above, and the powers conferred by the Government in the reference 4th read above, I hereby extend the time for a period of twelve months i.e., from 26.02.2019 to 25.02.2020.
The Special Deputy Collector (LA), PBC/MRC, Kadapa is also directed to take necessary action for completion of the entire land acquisition proceedings for excavation for excavation of Intiobayapalli Lift Scheme Lift - II under Pulivendula Branch Canal within the extended period without fail, as there shall be no further extension of period in this regard.

The A2-Assistant is hereby instructed to take immediate necessary action for uploading the proceedings on the official website concerned without fail.

Special Collector (LA),
G.N.S.S., Kadapa.

The Special Deputy Collector, (LA), PBC/MRC, Kadapa.

Copy to the A2 Assistant is hereby instructed to take immediate necessary action for uploading the proceedings on the official website concerned without fail.