

GOVERNMENT OF MEGHALAYA  
REVENUE DEPARTMENT

....

No. RDA. 62/86/10

Dated Shillong, the 3rd June, 1997.

OFFICE MEMORANDUM

It has been observed that the words "Administrative sanction" appearing at para 3 (page 2) of this Department's Office Memorandum No. RDA. 62/86/4, dated 18.9.1993, copy enclosed, may not have been fully understood, and has been interpreted to mean the actual "financial sanction" of the expenditure involved for payment of land compensation. Such an interpretation would thus necessitate the sanction and placement of funds at the disposal of the concerned collector before issue of Notification under section 4 of the Land Acquisition Act, 1894, which would not be in consonance with the provisions of the Land Acquisition Act.

It is hereby clarified that the term "administrative sanction" has been used to mean the conveyance of approval of the Administration Department concerned of the proposal for acquisition of land for any project, after the same has been cleared by planning/ Finance Departments as the case may be, with regard to availability and provisions of fund for payment of land compensation to interested parties and other technicalities involved in such matters. It is reiterated that the important requirement is that fund should be available as and when required by the concerned collector at short notice for payment of compensation to interested parties within the time limit prescribed by law with the minimum interest payable, and also to avoid lapsing of land acquisition proceedings with consequential initiation of fresh proceedings at an enhanced amount of compensation.

It is also further clarified that in respect of the Departments of the Central Government, their agencies, and autonomous bodies including Defence and para-military forces no land acquisition proceedings may be initiated and processed unless such proposals are accompanied by a certificate to the effect that the approval of the concerned Ministry exists for the purpose and that requisite fund, can be placed at the disposal of the collector as and when required and well ahead of the period of validity of the proceedings under the Land Acquisition Act, 1894, as amended.

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can be placed at the disposal of the Collector as and when required and well ahead of the period of validity of the proceedings under the Land Acquisition Act, 1894, as amended. Further, in view of the requirement that all Land Acquisition Cases for Central Government Departments etc., are required to be cleared by the Land Acquisition Advisory Committee of the State Government, it may be ensured that approval and sanction of the concerned Ministry is obtained only after the clearance of the Land Acquisition proposal by the Land Acquisition Advisory Committee is obtained.

These instructions shall come into effect Immediately.

Sd/- W.M.S. Pariat,  
Commissioner & Secretary to the Govt. of  
Meghalaya, Revenue Department.

Memo No. RDA. 62/36/10(A), Dated Shillong, the 3rd June, 1997.  
Copy forwarded for information and necessary action to :-

1. All Administrative Department.
2. All Heads of Departments.
3. All Deputy Commissioners & Sub-Divisional Officers.
4. All Chief Executive Members of Autonomous District Councils.
5. All Corporations and Autonomous bodies etc., under the Central (within the State). They are also requested to adhere to the above instructions.
6. All State Governments, under kings.
7. Planning/Finance/Law Department.
8. Deputy Director of Military Lands and Cantonments, Eastern Commands, Fort William, Calcutta - 21.
9. Military Estates Officer, Gauhati Circle, P.O. Silpukhuri, Gauhati-3.

By order etc.,

Sd -

Deputy Secretary to the Govt. of  
Meghalaya, Revenue Department.