

PROCEEDINGS OF THE DISTRICT COLLECTOR, VISAKHAPATNAM.

PRESENT : SRI J.SYAMALARAO, I.A.S.

Sub: Lands - Assignments - Ex-Servicemen - Visakhapatnam district - Bheemunipatnam Mandal- Kothavalasa Village - Sy.No.99 and 100 Ext.4.99 Cts - Assignment granted in favour of Sri D.Madhusudhanarao, Ex-Serviceman - Representation of the assignee requesting to accord permission to sell away the land in terms of G.O.Ms.No.1117 Dt.11.11.1993- permission accorded - Orders issued.

- Read:-1) Representation of Sri D.Madhusudhanarao, resident of Visakhapatnam. Dt.29.09.2007, 03.02.2010.
2) Report of the Tahsildar, Bheemunipatnam in Lr. Rc.No.724/2007/C/Dt.03-11-2007.
3) Govt. Memo No.3561/ Assn.1(2)/2009 -4 Dt.03.03.2010
4) Report of the RDO Visakhapatnam in Lr.Rc.No6068/2007/A Dt. 19.05.2010 and 06.08.2010

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ORDER:

Sri D.Madhusudhanarao, Ex-Serviceman, vide reference 1st read above, has submitted a representation and stated that he was granted Assignment for an extent of Ac.5.00 Cts in Sy.No.73P (New Sy.Nos 99 and 100) of Kothavalasa village of Bheemunipatnam Mandal under Ex-serviceman Category in the year 1981 and ever since he is in possession and enjoyment of said land, and therefore he requested to issue NOC to sell away the land as per the provision laid down vide G.O.Ms.No.1117/dt.11-11-93 for his medical treatment.

The Tahsildar, Bheemunipatnam and the Revenue Divisional Officer, Visakhapatnam vide reference 2nd and 4th read above submitted reports, respectively, which discloses that an extent of Ac.5-00 Cts in Sy.No.73 Part of Kothavalasa Village was provisionally assigned in favour of the applicant Sri D.Madhusudhana Rao, Ex-Serviceman vide D.R.No.284/90/ B3 Dt.24-04-1981 of the Tahsildar, Bheemunipatnam. He has been in continuous possession, and enjoyment of the land by way of raising cashew plantation. At the time of Scrutiny of Sub-Division record, the extent which was provisionally assigned has been arrived at Ac.4.96 Cts only, and the Survey Numbers were de-noted as 99 and 100 (i.e Ac.2.92 Cts in Sy.No.99 and Ac.2.04 Cts in Sy.No.100) of Kothavalasa Village. Subsequently, he was issued D-Form Patta vide D.R No.284/90/C Dt.22.10.2006.

The Revenue Divisional Officer has further stated that, in the instant case, though the "D" Form patta issued in the year 2006, but the provisional assignment was granted way back in the year 1981 and since then the assignee is in continuous possession and enjoyment of the land assigned in his favour. It was also reported by him that, the Government in their Memo No.3561/ Assignment.I(2)/2009-4/Dt.3.3.2010 have issued permission in a similar case in Anandapuram Mandal, wherein it is stated that in consultation with the Law Department and it is observed that since the land is utilized for cultivation from the date of Provisional Assignment and issue of D.Form patta is only formality, the delay in issue of D.Form patta to the land will not deprive the applicant for the benefit of the orders issued in G.O.Ms.No.1117 Revenue (Assignment.I) Dept., dt.11.11.1993 In view of the said clarification of the Government, the present Assignee is at liberty to alienate his assigned land after a period of 10 years., that the period of 10 years stipulated for sale of land assigned in favour of Ex-Serviceman has lapsed from the grant of provisional assignment.

In the light of above position the Tahsildar, Bheemunipatnam and the RDO Visakhapatnam, vide reference 2nd and 3rd read above, have recommended to accord permission to Sri D.Madhusudhana Rao, Ex-Serviceman

Therefore, in view of the circumstances stated above, Sri D.Madhusudhanarao, Ex-Serviceman is hereby permitted to sell away the land, which was assigned in his favour measuring Ac.4.96 Cts covered by Sy.No.99 and 100 of Kothavalasa Village of Bheemunipatnam Mandal as per the provision laid vide G.O.Ms.No.1117 Revenue Dept Dt.11.11.1993 read with the Government Memo No.3561/Assignment.I(2)/2009-4/Dt.3.3.2010. Further, the land in question is hereby withdrawn from the purview of Sec. 22-A of Registration Act.

The Sub-Registrar, Anandapuram is requested to take necessary further action in the matter.

(This has got approval of the Collector, Visakhapatnam)

Sd/- D.V.Reddy
For Collector,
Visakhapatnam.

//t.c.b.o//

GAZ. SUPERINTENDENT (E)

To

Sri D.Madhusudhanarao, Ex-Serviceman C/o Flat No.301, Saibandhu

Enclave, 6-14-5, East Point Colony, 1st Lane, Visakhapatnam-17.

The Sub-Registrar, Anandapuram.

The District Registrar, Visakhapatnam.

The Tahsildar, Bheemunipatnam

The Revenue Divisional Officer, Visakhapatnam.