From:
Khanjan Lal,
Secretary,
Govt. of Uttar Pradesh.

To:
1. All Divisional Commissioners, Uttar Pradesh
2. All District Magistrates, Uttar Pradesh

Revenue, Section-1     Lucknow, Dated 30 May, 1994

Sub: Delegation of powers to Divisional Commissioners to authorize acquisition of land in excess of 12.5 acres only for industrial purposes under section 154(2) of U.P. Zamindari Abolition and Land Reforms Act, 1950

Sir,

I have been directed to state that under section 154(2) of U.P. Zamindari Abolition and Land Reforms Act, 1950 the State Government can authorize acquisition of land in excess of 12.5 acres under certain circumstances and in public interest. The State Government, after due consideration and to accelerate the industrialization in the State, has decided to simplify the procedure for acquisition of land. It has been therefore decided to delegate the power of the State Government to authorize acquisition of land in excess of 12.5 acres to Divisional Commissioners only for industrial purposes. The State Government has delegated the aforesaid power under section 154(2) of U.P. Zamindari Abolition and Land Reforms Act, 1950 to Divisional Commissioners vide Government Notification No.180/One-1-1(43)/1994 dated May 30, 1994 (copy enclosed).

2. Copy of the G.O. No.10/1-1(7)/89/RA.1 dated January 9, 1989 issued by Department of Revenue, Section-1 on the said subject is enclosed for ready reference. The powers delegated for industrial purposes to Divisional Commissioners shall be utilized according to procedure prescribed hereunder:

(i) The entrepreneur shall give an application to the concerned GM, DIC for purchase of land in excess of 12.5 acres.

(ii) The details of column 1 to 9 of the proforma enclosed with aforesaid G.O. dated 09.01.1989 shall be made available by GM, DIC to the concerned District Magistrate.

(iii) The details at sl. no. 10 to 20 of the proforma enclosed with G.O. dated 09.01.1989 shall be prepared by the District Magistrate.

(iv) The District Magistrate shall send the proposal for acquisition of land to the Divisional Commissioner after filling sl. no. 1 to 20 of the proforma enclosed with G.O. dated 09.01.1989.

(v) The Divisional Commissioner, after due consideration, take action for providing permission.
3. The compliance of the time limit for disposal of applications in the aforesaid G.O. should be ensured. The Divisional Commissioners should also ensure that permission after due consideration should be given following the provisions of U.P. Zamindari Abolition and Land Reforms Act, 1950 and U.P. Land Ceiling Act, 1960 and a copy of it should be endorsed to Department of Revenue, Section-I for keeping record of land for which permission has been given. The G.O. dated January 9, 1999 shall be deemed to have been amended to that extent for granting permission for industrial purposes but for other purposes it shall continue to be operative.

4. The aforesaid procedure shall be followed from the date of issue of the G.O. The applications pending with the government before the issue of the G.O. shall be disposed-off at the government level as return of such applications to Divisional Commissioners will cause undue delay.

5. Please acknowledge receipt of the letter.

Encl.: As above

Yours faithfully,

(Khanjan Lal)
Secretary

No. 180/One-1-3(43)/1994 of date

Copy to the following for information and necessary action:

1. All Principal Secretaries/Secretaries, Govt. of Uttar Pradesh
2. Commissioner and Secretary, Board of Revenue, U.P., Lucknow
3. All Heads of Departments and Heads of Offices, U.P.
4. All Sections of the Secretariat

By Order,

(Suraj Prakash Saxena)
Special Secretary