

Rajasthan Land Revenue (Allotment of Unoccupied Government Land for Lime-Kilns) Rules, 1965

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¹Rajasthan Land Revenue (Allotment of Unoccupied Government Land for Lime-Kilns) Rules, 1965

In exercise of the powers conferred by Section 261 read with Section 102 of the Rajasthan Land Revenue Act, 1956 (Raj. Act 15 of 1956), the State Government hereby makes the following rules for the allotment of Government owned unoccupied agricultural land for the setting up of lime kilns, namely—

Rule 1. Short title and commencement.—(1) These rules may be called the Rajasthan Land Revenue (Allotment of Unoccupied Government Land for Lime-Kilns) Rules, 1965.

(2) They shall come into force at once.

Rule 2. Classes of land that may be allotted.—Land for the establishment of kiln may be allotted by way of lease out of the following categories of unoccupied Government-owned agricultural land under the control of the Tehsil, namely : —

- (i) unculturable lands classified as gair mumkin of user:
Provided that lands used as cremation-grounds or burial- grounds, grazing grounds or pasture land and pals of embankments of tanks and nadas or jors the water of which is used by the village cattle, even though classified as unculturable shall not be so allotted; or ²[Provided further that no land of any category within the radius of one km. of the Abadi Area of a city, town or village shall be allotted for the establishment of Lime-kilns.]
- (ii) where suitable land classified an unculturable is not available, culturable waste lands or lands classified as banjar qadim or over seven years fallow, or banjar jadid or five or six years fallow; or
- (iii) where lands of the categories mentioned in the preceding clauses are not available, the lowest class of barani land:
Provided that no irrigated land classed as Chahi, nehri or talabi shall be allotted in any case.

Rule 3. Maximum area to be allotted.—The maximum area of land to be allotted for a lime-kiln shall not exceed one bigha, the bigba taken as being equal to five eights of an acre.

³**Rule 4. Period of Lease.**—The initial period of lease shall be five years subject to its renewal at the option of the allottee for five years at a time:

Provided that no such first or subsequent renewal shall be allowed where due to the expansion of the abadi, the distance of kiln from the nearest abadi boundary has been reduced to less than one kilometre.]

1. Pub. in Raj. Govt. Gaz., Part 4(ga), dated 8-4-1965.
2. Added vide Noti. No. F. 6(3) Rev./Gr. IV/79, dated 15-6-1979, Pub. in the Raj. Govt. Gaz., Exty., Part 4(ga)(I), dated 15-6-1979.
3. Substituted vide Noti. No. F. 6(3) Rev./Gr. V/79, dated 13-5-1991, Pub. in the Raj. Govt. Gaz., Part 4(ga)(I), dated 21-6-1992.

Rule 5. Rent to be paid.—(1) The rent to be charged shall be rupees ¹[hundred] per bigha, or part of a bigha, per annum and shall be payable in advance along with the application when sanctioned and on the expiry of each year of lease.

(2) No premium of royalty or water-rate shall be charged.

Rule 6. Form of application for allotment.—An application for allotment of land for a lime-kiln under these rules shall be submitted to the Tehsildar of the Tehsil in which the land is situated in Form A appended to these rules.

Rule 7. Enquiry and disposal of application.—(1) The Tehsildar after calling for a report from the Patwari of the circle within the land is situated and after making such enquiry as he deems fit, shall submit the case with his recommendation to the Collector in Part II of Form A.

(2) The Collector may either reject the application after giving an opportunity of being heard to the applicant, or sanction the allotment under the power delegated to him by the State Government by Notification No. F. 6(18) Rev.B/65, dated 24th February, 1965.

²[(2-A) If the allotment is sanctioned, an order in Form (B) appended to these rules shall be issued and the Tehsildar shall be directed to arrange to realise the rent and enforce fulfilment of the terms and conditions contained in the rules.]

(3) Every application for allotment under the rules shall be disposed of within one month from the date of receipt.

Rule 7-A. ³[xxx]

Rule 8. ⁴[Deleted]

Form A

(See Rule 6)

PART I

To

The Collector,

..... District

Through Tehsildar of Tehsil.

Subject—Application for allotment of land for lime-kiln under the Rajasthan Land Revenue (Allotment of Unoccupied Government Land for Lime-kiln) Rules, 1965.

1. Substituted vide Noti. No. F. 6(3) Rev./Gr. IV/79, dated 15-6-1979, Pub. in the Raj. Govt. Gaz., Exty., Part 4(ga)(I), dated 15-6-1979.
2. Added vide Noti. No. F. 6(18) Rev. B/65, dated 14-7-1966. Pub. in the Raj. Govt. Gaz., Part 4(ga), dated 23-2-1967.
3. Deleted vide Noti. No. F. 6(35) Rev./Gr. IV/76, dated 8-3-1977. Pub. in the Raj. Govt. Gaz., Exty., Part 4(ga)(I), dated 8-3-1977.
4. Added vide Noti. No. F. 6(16) Rev./4/87/16, dated 20-5-1997, Pub. in the Raj. Govt. Gaz., Exty., Part 4(ga)(I), dated 30-5-1997. Deleted by Noti. F6(54) Rev.-6/2001/12 dated 5-3-2003. W.e.f. 19-3-2003. The deleted rule was as under—

[Rule 8. Status of land on conversion/reversion.—In all cases in which applicant for conversion of Khatedari agricultural land for lime kiln purpose, he shall be deemed to have surrendered his tenancy rights upon such conversion but the lessee or his transferee, as the case may be, shall have the right to revert to the original use of the whole land leased out. On such reversion the status of land shall be the same as it was at the time of conversion, but he shall not be entitled to get refund of any amount paid by him for the conversion or otherwise.]

Form A-B]

Raj. Land Revenue (Allot. of ... for
Lime-kilns) Rules, 1965

[173

Sir,

I, AB, son of CD, resident of Village, Tehsil..... hereby apply for allotment of the under mentioned land for a lime-kiln.

1. Name of village with name of Tehsil in which land is situated.
2. Khasra No. of the land.
3. Soil classification and assessed rent, if any.
4. Area required for lime-kiln.
5. Distance of the plot from the village abadi.

I request that the area may be allotted to me for a lime-kiln, and I hereby undertake to abide by the terms and conditions mentioned in the above mentioned rules. One year's advance rent shall be submitted immediately on sanction of the application, and the fixed rent shall be paid every year in advance.

Yours faithfully,

(AB, son of CD)

Date.....

PART II

Tehsildar's Report

I have [†]seen the site/obtained a report from the Patwari of the circle which is attached.

The particulars given in the above application are correct/incorrected.

The correct particulars are as under.

For reasons given below, the application deserves to be rejected (reasons to be given), I recommend that the land applied for may be allotted. The total area and the yearly rent shall be

If the proposal is sanctioned, the applicant shall be required to deposit one year's rent in advance and to pay the yearly rent on the due date.

Submitted to the Collector.

Tehsildar

Tehsil.....

Date.....

PART III

Collector's Order

Form B

(See Rule 7(2-A))

Form of Order

Order

Subject : Allotment of land for lime-kiln under the Rajasthan Land Revenue (Allotment of unoccupied Government Land for Lime-kilns) Rules, 1965.

In exercise of the powers delegated to me by Government Notification No. F. 6(18) Rev.B/Gr. 1/65, dated 24th February, 1965, and in pursuance of the provisions of sub-rules 7 of the Rajasthan Land Revenue (Allotment of Unoccupied Government Land for Lime-kilns) Rules, 1965, I Collector of District

[†] Strike Out whichever is inapplicable.

hereby accord sanction to the allotment of the land particulars whereof are given below to Shri son of resident of for the establishment of a lime-kiln, on the terms and conditions mentioned below:

- (1) Particulars of land —
 - (i) Name of village, with name of Tehsil
 - (ii) Khasra No.
 - (iii) Soil class
 - (iv) Area
- (2) Rent payable at the rate of Rs. '[100/-] per bigha or part of a bigha equal to Rs. per annum.
- (3) Period years with effect from (date).
- (4) The allottee shall deposit the rent for one year in advance in Tehsil within three days of this order and future rent as mentioned above shall be paid every year on (date).
- (5) If the rent for any year is not paid on the date mentioned, it shall be realised as an arrear of rent and this allotment order may be cancelled and thereafter proceedings under Sec. 91 of the Rajasthan Land Revenue Act, 1956 (Rajasthan Act 15 of 1956) may be started.
- (6) The allottee shall be deemed to have understood the provisions of the rules and to have agreed to abide by the terms and conditions of this order.

Sd/

Collector of District.

Copy to Shri son of (Allottee).

Copy to Tehsildar for necessary action. He should realise the rent as above and that the terms and conditions are enforced.

Date

(Sd) Collector

Place

□□□