

**U.T. ADMINISTRATION OF DADRA & NAGAR HAVELI
AND DAMAN & DIU
OFFICE OF THE COLLECTOR, DIU**

BEFORE THE COLLECTOR, DIU

**REHABILITATION AND RESETTLEMENT AWARD UNDER
SECTION 31 OF THE RIGHT TO FAIR COMPENSATION AND
TRANSPARENCY IN LAND ACQUISITION, REHABILITATION AND
RESETTLEMENT ACT, 2013**

CASE NO : No. 65-01-LAQ/2019/116
DATED : 16 /04/2021
NAME OF VILLAGE : Diu
NATURE OF ACQUISITION : Permanent
TALUKA : Diu
DISTRICT : Diu
PURPOSE OF ACQUISITION : LAND ACQUISITION FROM BE-OTLI
CIRCLE, DIU UPTO HOTEL KOHINOOR
AT DIU FOR THE WORK OF WIDENING,
STRENGTHENING AND OTHER
INFRASTRUCTURE DEVELOPMENT
(INCL. ROAD JUNCTION, ROAD
FURNITURE, BEAUTIFICATION, ETC.)
ON NH-251 FROM GHOGHLA CHECK
POST TO TAD BRIDGE (11.5 KM) AT DIU
DISTRICT

WHEREAS, vide preliminary Notification No. 65-01-LAQ/2019/2171 dated 29-09-2020, it was Notified under section 11 of the Right to Fair Compensation Transparency in Land Acquisition, Rehabilitation and Resettlement (RFCTLARR) Act, 2013, that certain lands were needed or likely to be needed for the public purpose, namely for the purpose of land Acquisition from Be-otli Circle, Diu upto Hotel Kohinoor at Diu for the work of widening, strengthening and other infrastructure development (incl. Road junction, Road furniture, Beautification, etc.) on NH-251 from Ghoghla Check post to Tad Bridge (11.5 km) at Diu District;

AND WHEREAS, as per required under sub section (2) of section 15 of the Right to Fair Compensation Transparency in Land Acquisition, Rehabilitation and Resettlement (RFCTLARR) Act, 2013, no objection were received and a report was submitted to the Appropriate Government i.e. Hon'ble Administrator, Dadra & Nagar Haveli and Daman & Diu to proceeds with acquisition process and the same was approved by the Appropriate Government i.e. Hon'ble Administrator, Dadra & Nagar Haveli and Daman & Diu;



AND WHEREAS, the Rehabilitation and Resettlement Scheme under section 16 of the RFCTLARR Act, 2013 was prepared by the Administrator for Rehabilitation and Resettlement i.e. Deputy Collector, Diu and same was approved by the Commissioner for Rehabilitation and Resettlement i.e. Advisor to Hon'ble Administrator, Dadra & Nagar Haveli and Daman & Diu;

AND WHEREAS, Declaration under section 19 of the RFCTLARR Act, 2013 was issued vide No. 65-01-LAQ/2019/3533 dated 09-03-2021 and it was declared that the land is required for the public purpose, namely for the purpose of land Acquisition from Be-otli Circle, Diu upto Hotel Kohinoor at Diu for the work of widening, strengthening and other infrastructure development (incl. Road junction, Road furniture, Beautification, etc.) on NH-251 from Ghoghla Check post to Tad Bridge (11.5 km) at Diu District;

AND WHEREAS, Notice under section 21 of the RFCTLARR Act, 2013 was issued vide No. 65-05-LAQ/2019/3538 dated 09/03/2021 with the intension to take possession;

NOW, THEREFORE, Award for Rehabilitation and Resettlement under section 31 of the RFCTLARR Act, 2013 is hereby passed as per Form VII attached, which includes below mentioned entitlements.

- a) Rehabilitation and Resettlement amount payable to the family:- As mentioned in the Form VII attached.
- b) Bank account number of the persons to which the Rehabilitation and Resettlement award amount is to be transferred: Not required as the amount of compensation is being paid through A/c pay cheque.
- c) Particulars of house site and house to be allotted, in case of displaced families:- As mentioned in the Form-VII attached.
- d) Particulars of land allotted to the displaced families:- As mentioned in the Form-VII attached.
- e) Particulars of one time subsistence allowance and transportation allowance in case of displaced families:- As mentioned in the Form-VII attached.
- f) Particulars of payment for cattle shed and petty shops:-As mentioned in the Form-VII attached.
- g) Particulars of one-time amount to artisans and small traders: NIL.
- h) Details of Monetary employment to be members of the affected families: - Not applicable.
- i) Particulars of any fishing rights that may be involved :- Not applicable
- j) Particulars of annuity and other entitlement to be provided: One time grant 5 lakh is granted to each affected family as per Form VII attached.

k) Particulars of special provisions for the Schedule Castes and the Schedule Tribes to be provided: - As mentioned in the Form-VII attached.

Dated: 16/04/2021



(Saloni Rai, IAS)
Collector, Diu

Copy to:

1. The Chief Officer, DMC, Diu for wide publicity among interested persons.
2. The Executive Engineer, PWD, Diu.
3. The Joint Director of Planning and Statistics, Daman with a request to publish in the Official Gazette and supply 10(Ten) copies of the Gazette to this office.
- ~~4.~~ The DIO, NIC, Diu with a request to upload on official Website.
5. The Enquiry Officer, City Survey, Diu for information and necessary action please.
6. The Mamlatdar, Diu with a request to keep on notice board and to keep at prominent places and also requested to serve upon the persons interested in lands through the concerned Talathi.

FORM VII
AWARD FOR REHABILITATION AND RESETTLEMENT

Land Acquisition case no. 65-01-LA9|2019|116

Dated: 16/04/2021

1	Name of Project:
2	Name/Names of person interested in the land and the nature of respective claim for rehabilitation and resettlement : as in SI. No. 4
3	Time limit for provisions of Rehabilitation and Resettlement entitlement given to the affected family: within 18 months from date of Award u/s 23 of the RFCTLARR Act, 2013
4	Rehabilitation and Resettlement entitlements
Rehabilitation and Resettlement entitlement	
1. Provision of housing units in case of displacement	
<p>(1) If a house is lost in rural areas, a constructed house shall be provided as per the Indira Awas Yojana specifications. If a house is lost in urban areas, a constructed house shall be provided, which will be not less than 50 sq.mts in plinth area.</p> <p>(2) The benefits listed above shall also be extended to any affected family which is without homestead land and which has been residing in the area continuously for a period of not less than three years preceding the date of notification of the affected area and which has been involuntarily displaced from such area: Provided that any such family in urban areas which opts not to take the house offered, shall get a one-time financial assistance for house construction, which shall not be less than one lakh fifty thousand rupees: Provided further that if any affected family in rural areas so prefers, the equivalent cost of the house may be offered in lieu of the constructed house:</p> <p>Provided also that no family affected by acquisition shall be given more than one house under the provisions of this Act.</p> <p>Explanation.—The houses in urban areas may, if necessary, be provided in multi-storied building complexes.</p>	
Recommendations:	
<p>As the displaced persons are falling under SC Category as their entitlement for alternate dwelling unit is being done as per the rule 9 Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Compensation, Rehabilitation and Resettlement and Development Plan) Rules, 2015. The details are provided in FORM-IV in subsequent section.</p>	
2. Land for Land	
<p>In the case of irrigation project, each affected family owning agricultural land in the affected area and whose land has been acquired or lost, or who has, as a consequence of the acquisition or loss of land, been reduced to the status of a marginal farmer or landless, shall be allotted, in the name of each person included in the records of rights with regard to the affected family, a minimum of one acre of land in the command area of the project for which the land is acquired:</p> <p>Provided that in every project those persons losing land and belonging to the Scheduled Castes or Scheduled Tribes will be provided land equivalent to land acquired or two and a one half acres, whichever is lower.</p>	

	<p>Recommendations: Not applicable as it is not an irrigation project.</p>
	<p>3. Offer for Developed Land</p> <p>In case the land is acquired for Developed urbanisation purposes, twenty percent of the developed land will be reserved and offered to land owning project affected families, in proportion to the area of their land acquired and at a price equal to the cost of acquisition and the cost of development: Provided that in cases the land owning project affected family wishes to avail of this offer, an equivalent amount will be deducted from the land acquisition compensation package payable to it.</p>
	<p>Recommendations: Not applicable as land is not acquired for urbanized purpose.</p>
	<p>4. Choice of Annuity or Employment</p> <p>The appropriate Government shall ensure that the affected families are provided with the following options:</p> <p>(a) where jobs are created through the project, 'after providing suitable training and skill development in the required field, make provision for employment at a rate not lower than the minimum wages provided for in any other law for the time being in force, to at least one member per affected family in the project or arrange for a job in such other project as may be required; or</p> <p>(b) onetime payment of five lakhs rupees per affected family; or</p> <p>(c) Annuity policies that shall pay not less than two thousand rupees per month per family for twenty years, with appropriate indexation to the Consumer Price Index for Agricultural Labourers.</p>
	<p>Recommendations: One time grant of Rs. 5 lakh shall be granted to each affected family amounting Rs.65,00,000/- for 13 affected families, details as under:</p> <ol style="list-style-type: none"> 1. Smt. Fulbai Narottam 2. Shri Puspasen Narottam & Premji Dayal 3. Mrs.Kamlaaben Jitendra Goswami 4. Smt. Asvantibai Pushpasen 5. Shri Naran Dana as Occupant Class-II 6. Smt. Sonabai Rama as Occupant Class-II 7. Shri Vira Nathu as Occupant Class-II 8. Shri Ramji Kala Jadav as Occupant Class-II 9. Shri Satishchandra Chhotalal as Occupant Class-II 10. Shri Khimji Jasha Chauhan as Occupant Class-II 11. Shri Mavji Jassa Chauhan

	<p>12. Shri Khimaji Jassa Chauhan 13. Smt. Manibai Meghji as Occupant Class-II*</p>
	<p>5. Subsistence grant for displaced families for a period of one year Each affected family which is displaced from the land acquired shall be given a monthly subsistence allowance equivalent to three thousand rupees per month for a period of one year from the date of award. In addition to this amount, the Scheduled Castes and the Scheduled Tribes displaced from Scheduled Areas shall receive an amount equivalent to fifty thousand rupees. In cases of displacement from the Scheduled Areas, as far as possible, the affected families shall be relocated in a similar ecological zone, so as to preserve the economic opportunities, language, culture and community life of the tribal communities.</p>
	<p>Recommendations: As mentioned in 4.1 above</p>
	<p>6. Transportation cost for displaced families Each affected family which is displaced shall get a one-time financial assistance of fifty thousand rupees as transportation cost for shifting of the family, building materials, belongings and cattle</p>
	<p>Recommendations: As mentioned in 4.1 above</p>
	<p>7. Cattle shed/petty shops cost Each affected family having cattle or having a petty shop shall get one-time financial assistance of such amount as the appropriate Government may, by notification, specify subject to a minimum of twenty-five thousand rupees for construction of cattle shed or petty shop as the case may be.</p>
	<p>Recommendations: Not applicable as none of the cattle shed/petty shop is getting affected.</p>
	<p>8. One time grant to artisan, small traders and certain others Each affected family of an artisan, small trader or self-employed person or an affected family which owned non-agricultural land or commercial, industrial or institutional structure in the affected area, and which has been involuntarily displaced from the affected area due to land acquisition, shall get one-time financial assistance of such amount as the appropriate Government may, by notification, specify subject to a minimum of twenty-five thousand rupees.</p>
	<p>Recommendations: As mentioned in 4.1 above</p>
	<p>9. Fishing rights In cases of irrigation or hydel projects, the affected families may be allowed fishing rights in the reservoirs, in such manner as may be prescribed by the appropriate Government.</p>

Recommendations: Not applicable as it is not an irrigation or hydel project				
10. One-time Resettlement Allowance Each affected family shall be given a one-time "Resettlement Allowance" of fifty thousand rupees only.				
Recommendations: Each affected family shall be given one time Resettlement Allowance of Rs. 50,000/- amounting to 6,50,000/- for 13 affected family, details as under:				
<ol style="list-style-type: none"> 1. Smt. Fulbai Narottam 2. Shri Puspasen Narottam & PremjiDayal 3. Mrs. Kamlaaben Jitendra Goswami 4. Smt. Asvantibai Pushpasen 5. Shri Naran Dana as Occupant Class-II 6. Smt. Sonabai Rama as Occupant Class-II 7. Shri Vira Nathu as Occupant Class-II 8. Shri Ramji Kala Jadav as Occupant Class-II 9. Shri Satishchandra Chhotalal as Occupant Class-II 10. Shri Khimji Jasha Chauhan as Occupant Class-II 11. Shri Mavji Jassa Chauhan 12. Shri Khimaji Jassa Chauhan 13. Smt. Manibai Meghji as Occupant Class-II* 				
11. Stamp duty and registration fee				
(1) The stamp duty and other fees payable for registration of the land or house allotted to the affected families shall be borne by the Requiring Body.				
(2) The land for house allotted to the affected families shall be free from all encumbrances.				
(3) The land or house allotted may be in the joint names of wife and husband of the affected family.				
Recommendations: If any, to be borne by the Requiring body i.e. PWD, Diu				
Particulars of special provisions for the Schedule Castes and the Schedule Tribes to be provided				
SI. No.	Name of claimant/ family head	Permanent address	Entitlements (See section 31,41 and second Schedule to the Act)	Remark
1.	Not applicable	Not applicable	Land up to 0.4 (4000 Sq. Mtrs.) Hectare for agricultural,	Not applicable

			horticultural, cattle grazing field per family	
2.	<p>The list of persons who have private ownership:</p> <ol style="list-style-type: none"> 1. Shri Mavji Jassa Chauhan 2. Shri Khimaji Jassa Chauhan <p>The list of persons who are being displaced from their residential house allotted by DMC, Diu in 1978:</p> <ol style="list-style-type: none"> 1. Panibai Jivan or his/her legal heirs 2. Dama Massari or legal heirs 3. Goraibai Bawa or his/her legal heirs 4. Ratanbai Jetha or his/her legal heirs 5. Janibai N atu or his/her legal heirs 6. Punibai Vira or his/her legal heirs 7. Valubai Premji or his/her legal heirs 8. Malibai Hira or his/her legal heirs 9. Ranibai Kanji or his/her legal heirs 10. Jifibai Rana or his/her legal heirs 11. Sonabai Bhikha or his/her legal heirs 12. Nandubai Dewa or his/her legal heirs 	Gandhipara, Diu	Provision of dwelling housing unit per family, Drinking Water facility toilet etc.,	One dwelling unit to each displaced family to be provided in the PMAY project.
3.	<p>The list of persons who have private ownership:</p> <ol style="list-style-type: none"> 1. Shri Mavji Jassa Chauhan 2. Shri Khimaji Jassa Chauhan <p>The List of persons who are being displaced from their residential house allotted by DMC, Diu in 1978:</p> <ol style="list-style-type: none"> 1. Panibai Jivan or his/her legal heirs 2. Dama Massari or legal heirs 3. Goraibai Bawa or his/her legal heirs 4. Ratanbai Jetha or his/her legal heirs 5. Janibai Natu or his/her legal heirs 6. Punibai Vira or his/her legal heirs 7. Valubai Premji or his/her legal heirs 8. Malibai Hira or his/her legal heirs 9. Ranibai Kanji or his/her legal heirs 10. Jifibai Rana or his/her legal heirs 11. Sonabai Bhikha or his/her legal heirs 12. Nandubai Dewa or his/her legal heirs 	Gandhipara, Diu	One time financial assistance of Rs. One lakh Fifty thousand per family shall be given.	Rs. 1.50 lacs (X) 14 families = Rs. 21,00,000/-
4.	Not applicable	Not applicable	For landless labourers employment shall be provided under MNREGA or/and	Not applicable

			any other job providing scheme of the government,	
5.	Not applicable	Not applicable	Skill development through different training programs for the youth of affected family.	Not applicable
6.	<p>The list of persons who have private ownership:</p> <p>1. Shri Mavji Jassa Chauhan 2. Shri Khimaji Jassa Chauhan</p> <p>The List of persons who are being displaced from their residential house allotted by DMC, Diu in 1978:</p> <p>1. Panibai Jivan or his/her legal heirs 2. Dama Massari or legal heirs 3. Goraibai Bawa or his/her legal heirs 4. Ratanbai Jetha or his/her legal heirs 5. Janibai Natu or his/her legal heirs 6. Punibai Vira or his/her legal heirs 7. Valubai Premji or his/her legal heirs 8. Malibai Hira or his/her legal heirs 9. Ranibai Kanji or his/her legal heirs 10. Jifibai Rana or his/her legal heirs 11. Sonabai Bhikha or his/her legal heirs 12. Nandubai Dewa or his/her legal heirs</p>	Gandhipara, Diu	Subsistence grant for displaced family allowance equivalent to Rs. Three thousand per month for a year from the date of award.	Rs. 3000/-PM *12 months = 36,000 per annum per family. Rs. 36,000*14 families = Rs. 5,04,000/-
7.	Not applicable	Not applicable	For cattle shed and petty shop, minimum twenty five thousand	Not applicable
8.	Not applicable	Not applicable	Alternative fuel, fodder and non-timber forest produce resource on no-forest land, for affected members of Schedule Castes	Not applicable
9.	Not applicable	Not applicable	Fishing Rights	Not applicable
Total monetary compensation ₹ 97,54,000.00(Ninty Seven Lakhs Fifty Four Thousand Only)				

Dated: 16/04/2021

Place: Diu

*=Matter under litigation and the compensation will be released after the outcome of the court case.


(Saloni Rai, IAS)
Collector, Diu