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**U.T. Administration of Daman and Diu,
Office of the Collector,
Diu.**

No.65-04-Illegal Encr.-2018-LND/2462

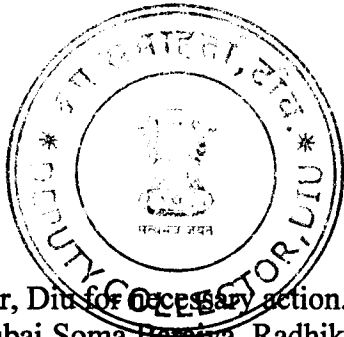
Dated :- 1 /01/2019

ORDER

1. **WHEREAS**, this office has received a letter No. MAM/ENCR.BUCH/2018-2019/9966 dated 18/12/2018 from Mamlatdar, Diu informing that during the site inspection carried out for measurement of road by the Officials of Diu Administration, that you have encroached the Govt. land bearing Survey No. 154/59(part)totally area admeasuring 6 + 18= 24 sq.mts. situated at Nagoa Beach, Diu adjacent to your Radhika Beach Resort, at Nagoa, Zolawadi/Bhucharwada, Diu;
2. **AND WHEREAS**, on the basis of the letter of Mamlatdar, Diu, this office has issued Notice to Smt. Sonabai Soma Baria, Radhika Beach Resort, Nagoa, Bhucharwada vide No. 65-04-Illegal Encr.-2018-LND/2364 dated 18/12/2018 alongwith encroached site plan directing her to show cause within 02 days from the date of issue of the Notice as to why she should not be evicted from the above mentioned land, failing which action for removal of the unauthorized encroachment on Govt. land will be taken under Section 40 of Goa, Daman & Diu Land Revenue Code, 1968 and Rules made thereunder;
3. **AND WHEREAS**, Smt. Sonabai Soma Baraiya, Radhika Beach Resort, Nagoa, Diu vide her explanation dated 20/12/2018 stated that she have made compound wall surrounding to Radhika Beach Resort after carrying out proper demarcation in which there is no any encroachment of Govt. land. She have kept some open area on road side. However, recently as per demarcation carried out by the officials of Collectorate, Diu, it is found that after compound wall one electric transformer of their Resort about 6.0 sq.mts. is within Govt. land. She requested that the said transformer will be shifted in their private land but at present it is tourist season and hence requested to give some time for shifting the transformer;
4. **AND WHEREAS**, She further stated that regarding open encroachment of 18 sq.mt. on Govt. land, she informed that the platform has made by the Electricity Department, Diu. There was a transformer of Electricity Department which is removed by the Department and therefore, the said matter is not related to her. She requested to give her sufficient time for shifting transformer in their private land and also requested to withdraw the show cause notice dated 18/12/2018 in the interest of justice;
5. **AND WHEREAS**, the respondent personally represent their submission on 20/12/2018, and agreed that she, i.e. Smt. Sonabai Soma Baraiya r/o Radhika Beach Resort, Nagoa, Bhucharwada, Diu has encroached on government land and she agreed to remove the encroachment after tourist season;

J. Hanu
01/01/2019

6. **AND WHEREAS**, as per the submission dated 20/12/2018 of Smt. Sonabai Soma Baraiya is not acceptable and denied.
7. **NOW THEREFORE**, keeping the above facts, submissions and reasons in view, I, Dr. Apurva Sharma, DANICS, Deputy Collector, Diu do hereby ordered the eviction of the respondent & removal of the encroachment from Government land totally area admeasuring 6 + 18= 24 sq.mts. which is part of land bearing survey No.154/59(part) as per map attached, situated at Radhika Beach Resort, Nagoa, Bhucharwada, Diu and also order that the cost of removal of the encroachment from the said Government Land and restoration of the Government Land shall be recovered from the respondent in the form of arrears of land revenue, and direct the Mamlatdar, Diu to do the needful immediately.
8. Given under my hand & seal of this Court on first day of January, 2019.



Sharma
01/01/2019
(DR. APURVA SHARMA, DANICS)
DY. COLLECTOR, DIU

To:-

1. Mamlatdar, Diu for necessary action.
2. Smt. Sonabai Soma Baraiya, Radhika Beach Resort, Nagoa, Bhucharwada, Diu for compliance.
3. ~~NIC, Diu to upload it on the official website.~~
4. Guard File.

Copy to:

Collector, Diu for information.

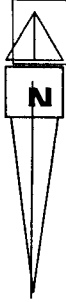
Sharma
01/01/2019
(DR. APURVA SHARMA, DANICS)
DY. COLLECTOR, DIU

SITE PLAN

SITE PLAN SHOWING ENCROACHMENT ON GOVERNMENT LAND BEARING SURVEY NO. 154/59 (PART) SITUATED ADJACENT TO RADHIKA BEACH RESORT, NAGOA, DIU

 ENCROACHED AREA 6 SQ.MTS.

 ENCROACHED AREA (open) 18 SQ.MTS. approx.



Scale: 1: 1000

