

**U.T Admn. of Daman & Diu,
Office of the Collector,
Diu.**

Case No.28/2017/9358

Dated: 03/03/2018

ORDER


WHEREAS, this is a case filed under Section 188 of the Goa Daman and Diu Land Revenue Code, 1968 against the order dated 19th September, 2017 passed by the Dy. Collector, Diu under Section 40 of Goa, Daman & Diu Land Revenue Code, 1968 in Revenue Case No. 84/2017 was filed by the applicant M/s. Krishna Amusement Park & Nursery Pvt. Ltd V/s. Deputy Collector, Diu and Mamlatdar, Diu on 26/09/2017 regarding Hon'ble Tribunal may be pleased to pass and order thereby stay and impugned order and impugned notice and consequently restrain the responded authority from taking any other and further steps including possession and demolition in respect of the suit land bearing New City Survey No. PTS-109/7(P) admeasuring 55,945 sq.mts. situated at Gandhipara, Diu pursuant to the impugned order dated 19th September, 2017 and impugned notice dated 25th September, 2017 in Revenue Case No. 84/2017. The said case was adjudicated in the Hon'ble Administrative Tribunal at Diu;

AND WHEREAS, the peaceful possession of the land has already been taken by the Mamlatdar, Diu on 04/10/2017 as per letter No. 4-1-LND-ILL-11/2017-18/6800 dated 04/10/2017 and the land is in the possession of the Administration.

AND WHEREAS, as per the letter of the Govt. Advocate that Hon'ble Administrative Tribunal at Diu had passed an Judgment dated 03-03-2018 the learned Court has decided that the Land Revenue Appeal No. 28/2017 stands dismissed and appeal stand disposed off accordingly and also opinion has been sought from the Law Secretary, Daman and he has opined that as per the opinion of Standing Counsel at Mumbai, Administration can take decision to go ahead to get the peaceful & vacant possession of the aforesaid land as per the Order passed by the Dy. Collector, Diu dated 19/09/2017 and on the basis of said order Mamlatdar, Diu has issued notice dated 25/09/2017 directed to vacate the above said land and hand over peaceful possession to the Government by 03/10/2017 at 9:00 a.m.;

NOW THEREFORE, you are directed to get the peaceful & vacant possession of the Government land bearing New City Survey No. PTS-109/7(P) admeasuring 55,945 sq.mts. situated at Gandhipara, Diu submit a detailed report that the land has been restored to its original form.




02/03/18
(HEMANT KUMAR) IAS
COLLECTOR, DIU.

To,

1. The Mamlatdar, Diu.....directed to demolish the illegal & unauthorised structures on the above mention land immediately and submit detailed report to this office by 05/03/2018.
2. The Talathi, Diu.....to assist the Mamlatdar in demolishing the said illegal and unauthorised structures on the above mentioned land.
3. NIC, Diu to upload it on the official website.