

**H.P.BOARD OF DEPARTMENTAL EXAMINATION
DEPARTMENTAL EXAMINATION OF IAS/ HAS OFFICERS OF
HIMACHAL PRADESH SESSION NOVEMBER, 2009**

Paper-3 (Revenue Law and Procedure)

Time Allowed:3 Hours

Maximum Marks:100

Note:- 1. Attempt all questions

2. Only Bare Acts/ Rules are allowed to be consulted.

3. Credit will be given for citing Law/ Rules in the answers.

Q.No.1 (1) What type of entries in the record of rights or periodical records can be Changed by a patwari and by the order of Revenue Officer? What is The procedure to be followed by the Patwari and Revenue Officer in Effecting changes in the records mentioned above? **(10 Marks)**

(ii) Are there any restrictions on change of revenue entries in record of Rights and periodical record? Give reasons and quote relevant Provisions and procedure in support of your answer. **(10 Marks)**

Q.No.2 (i) Do Revenue Officers while holding inquiry or hearing appeal or a Revision under the HP Ceiling on Land Holding Act, 1972 have Powers of a civil court under the Civil Procedure Code 1908? If yes, Regarding what matters do Revenue Officers have such powers? **(10 Marks)**

(ii) Define any five of the following terms:-

- a) Banjar Land
- b) Land
- c) Houseless person
- d) Family under the HP Ceiling on Land Holding Act.
- e) Orchards.
- f) Surplus Area.
- g) Minor
- h) Landless Person
- i) Tenant.

(2 x 5 = 10 Marks)

Q.No.3 Bring out the differences of acquisition of rights by occupancy tenants and non Occupancy tenants and write a brief note on the procedure to be followed in Conferring property rights on them.

OR

Write a Summary on Revenue note on Revenue Courts and suits cognizable by Them under the H.P. Tenancy and Land Reforms Act, 1972. **(20 Marks)**

Q.No.4 Sh.Ramesh S/o Sh. Harish. Resident of Village and Tehsil Palampur. Gave an Application to the AC Ist grade Palampur stating that the land comprised in Khasra No.115 has been in his actual possession for the last more than twenty Years and therefore he has exclusive title over the land. He therefore,

Requested the A.C. first grade to correct the revenue entries in his favour by Recording him as a non occupancy tenant of the other co- owners. The A.C. Ist Grade Palampur on the basis of statements of three witnesses produced by the Applicant in support of his contention allowed correction of revenue entries in His favour as non occupancy tenant under other co- owners/ joint owners on Account of actual possession.

How would you dispose of the case in appeal filed before you in your capacity As Sub Divisional Collector, Palampur if the plea of the appellants Sh.Denesh, Suresh and others is that the order of A.C. first grade is illegal as he could not Have inducted one of the co- sharers/ co – owners as a tenant of the land jointly Owners of him with order co- owners and the question of title can not decided By way of a summary inquiry? **(20 Marks)**

Q.No.5(i) Do you agree that following types of land suitable in Himachal Pradesh are Included within the definition of land:

- (A) Bakhhal Abbal.
- (B) Sites and other structures on Ghasani for the purpose subservient to agriculture.
- (C) Gair Mumkin Makan.
- (D) Ghasanis.
- (E) Orchards.
- (F) Banjar
- (G) Private Forest.
- (H) Constructed area which is not subservient to agriculture.
- (I) Cow shed
- (J) Granary store.

Give reasons why do you think they are or are not included in the definition of land. **(2 x 10= 20 Marks)**
