

DEPARTMENTAL EXAMINATION FOR TEHSILDARS / NAIB
TEHSILDARS

OCTOBER, 2011

PAPER-6

REVENUE CASE

TIME: 3Hrs.

Marks: 100

NOTE:

Bare Acts i.e, H.P. Land Revenue Act 1954. H.P. Tenancy & Land Reforms Act 1972 may be provided.

Q. No. 1(A)

Smt. Reshma is owner of Khata No. 110, measuring 10-0 bigha in Village Lwani, Tehsil Kangra to the extent of $\frac{1}{2}$ - share. Out of this Khata she sold Khasara No. 111, measuring 1-0 bigha to one Sh. Ramesh. Mutation making Sh. Ramesh as owner of the land was attested by the AC-1st Grade Kangra. Review application has now been filed by Smt. Leela stating that since Smt. Reshma from whom the land has been purchased is owner of the land to the extent of $\frac{1}{2}$ share, Sh. Ramesh could not be made absolute owner of this land.

Write a detailed review order giving reasons and quoting relevant provisions of law in support of your decision.

(25Marks)

Q No. (II)

What is the effect if the instrument of partition has not been framed in accordance with the sanctioned mode of partition?

(10 Marks)

P.T.O.

Q No.-(III)

Two families are recorded as owners in Khata No. 10, measuring 11-2-1 bigha in Tehsil and District Shimla. One of the co-owners Sh. Ganesh gave an application for correction of revenue entries of Kh. No. 82 or Kh. NO. 10 in his favour—claiming non occupancy tendency of the land. The A.C. 1st Grade Shimla allowed correction of revenue entries and ordered Sh. Ganesh to be recorded as non-occupancy tenant of the other co-owners in the aforesaid khata.

In your capacity as a revenue officer how would you decide this case on review? Give detailed reasons, quote law, where necessary, in support of your order?

(40 Marks)

Q No. (IV)

Patwari hulqua Theog, has reported encroachment of land comprised in Kh. No. 110 by one Sh. Rāmu of Theog Village. The AC 1st Grade Theog issued a notice to him to show cause why he should not be ejected from the Government land? In response to the notice Sh. Ramu has denied encroachment taking the plea that he has not encroached upon any Government land. On the contrary, he claimed to be the absolute owner of the land by way of adverse possession for the last morethan 30 years.

How would you proceed in this case and what evidence would you take into consideration?

Write a well reason order on the basis of evidence so recorded and—the plea taken by the alleged encroacher.

(25 Marks)

.....