HIMACHAL PRADESH BOARD OF DEPARTMENTAL EXAMINATION

Departmental Examination for IAS and HAS officers of Himachal Pradesh

October 2016

PAPER 3- REVENUE LAW AND PROCEDURE

Time allowed : 3hours Maximum marks : 100

Note:

- (i) Question no 1 is compulsory. Candidates may attempt any four, out of the remaining questions.
- (ii) All question carry equal marks.
 (iii) Base Acts and rules can be consulted.

Question no 1. Write short notes on any four of the following:

- (i) Change in land use with special reference to the provisions contained in HP ceiling on Land Holdings Act 1972.
- (ii) Procedure for framing of Settlement deed as per the provisions of the HP Land Revenue Act.
- (iii) Mutation related to the creation of usufructory mortgage.
- (iv) Extent to which the presumption of truth is attached to revenue record under Indian Evidence Act.
- (v) Village officer's Cess
- (vi) Permissible area under H.P. Ceiling on Land Holdings Act 1972

5*4

Question no 2. H.P. Land Revenue Act excludes the jurisdiction of civil courts in relation to the proceedings undertaken by revenue officers. Critically examine this statement while referring to the relevant provisions of the Act and the case laws.

Question no 3. Can a Revenue officer revise his own decision? If yes, in which circumstances and how? Also specify the difference between the review and revision as provided for in HP Land Revenue Act.

10+10

Question no 4. Describe in brief the procedure for conferment of proprietary rights on Nonoccupancy tenants according to the provisions contained in HP Tenancy and Land Reforms Act 1972. What are the exemptions from application of these provisions.

15+5

Question no 5.

- (a) Describe in brief the procedure for preventing and removing encroachments on government land citing the latest case laws on the point.
- (b) Give an account of the changes made by the HP Tenancy and Land Reforms Act 1972 in the relevant provisions of HP Abolition of Big landed estates and Land Reforms Act 1972 for preventing arbitrary ejectment of tenancies and conferment of proprietary rights.

Question no 6.

- (a) Describe the procedure for amending/ updating the shajra kishtwar between two settlements and its certification with special reference to the provisions contained in section 37 and 38 of the HP Land Revenue Act
- (b) The main objective of settlement under HP Land Revenue Act has become the updating of revenue record while, assessment, which was the prime reason for settlement has taken a backseat. Critically examine this statement citing practical reasons.

10+10

Question no 7.

- (a) Describe the procedure for recording of Tenancy after the commencement of the HP Tenancy and Land Reforms Act 1972
- (b) Give details citing provisions as to how the relevant changes can be made in the revenue record for recording possession of any person other than the actual owner?

10+10

Question No 8. Describe the relief/remedy available to a tenant who has been wrongfully dispossessed or ejected citing relevant case laws.