

Tehsildars / Naib Tehsildars
DEPARTMENTAL EXAMINATION FOR XXXXXXXXXXXX OF HIMACHAL PRADESH
PAPER III Minor Revenue Acts and Rules
Nov/Dec 2018

Time Allowed : 3 hours.

Maximum marks: 100

Note:

- (i) Question no 1 is compulsory. Candidates may attempt any four out of the remaining questions.
- (ii) All questions carry equal marks as specified at the end of each question.
- (iii) Bare Acts and Rules can be consulted.

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

- (i) Barani Aaval land and its assessment
- (ii) Rights of non-occupancy tenants.
- (iii) Assessment circle.
- (iv) Evidentiary value of Wajib-ul-urz and how it can be sifted.
- (v) Procedure for carrying out changes in khasra Girdawri entries.
- (vi) Relaxation of restrictions on transfer of land in Tribal Areas.

5+5+5+5

Question no. 2: While bringing out the distinction between the terms / processes used in each of the following questions write short notes on any four:

- (i) Abaadi Deh land and the Gair Mumkin land
- (ii) Land Settlement and Assessment of land revenue
- (iii) Recording of encumbrances on land during and after settlement operations.
- (iv) Appointment of receivers and the appointment of Nambardaars
- (v) Recording of changes in the Jamabandi and shajra-kishtwar in between two land settlements.

5+5+5+5 marks

Question no. 3: (a) Specify the documents which are exempted from the levy of court fees under HP Court fees Act. Is there any provision for recovery of court fees in case the under-stamped documents are submitted and proceedings are initiated based on these.

(b) Discuss the steps involved in recovery of dues by banks which otherwise remain unrecovered with special reference to the provisions contained in HP Land Revenue Act 1954.

10+10 marks

Question no 4:

(i) Provisions of Tenancy Act have on one hand helped in protecting the interests of Himachali Agriculturists but are at the same time, obstructing the economic growth of the state. Comment with special reference to transfer of land for setting up partnership enterprise.

(ii) Which are the properties exempt from partition. describe as to how these properties are dealt with in partition cases?

10+10 marks

Question no. 5:

(i) "Repeated fragmentation of holdings over a long time period has made them economically non-viable". Discuss with special reference to HP Land Holdings (Consolidation and Prevention of Fragmentation) Act, 1971. Is the scheme still in operation?

(ii) HP Tenancy and Land Reforms Act aims at protecting the interests of a tenant who has been dispossessed / ejected wrongfully. Discuss with special reference to the provisions contained in the Act.

10+10 marks

Question no. 6:

- (i) Describe the procedure for transfer of land by an industrialist, who had purchased agricultural land after due permission from the state government to an agriculturist of Himachal Pradesh.
- (ii) Role of civil courts in dealing with encroachment on government land while citing latest judicial pronouncements in this regard.

10+10 marks

Question No. 7:

- (i) Describe the implication of Social Impact Assessment Study with special reference to the provisions contained in Right to Fair Compensation and Transparency in Land Acquisition Rehabilitation and Resettlement Act 2013.
- (ii) Even though section 171 of HP Land Revenue Act excludes the jurisdiction of Civil Courts in relation to the cases mentioned in that section but still in most cases the civil courts in most of the cases are able to intervene. Comment on this statement while citing relevant provisions of different revenue laws and the case laws.

10+10 marks

Question No. 8

- (i) The provisions of The Limitation Act are not applicable in relation to the revenue court proceedings. Critically analyse this statement.
- (ii) What are issues in a suit. How are these to be framed in a suit involving question of title in a partition case?

10+10 marks