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**OFFICE OF THE COLLECTOR,  
U.T. ADMINISTRATION OF DAMAN & DIU, DAMAN.**

**AWARD UNDER SECTION 23 OF THE RIGHT TO FAIR  
Compensation and Transparency in Land Acquisition  
Rehabilitation and Resettlement Act, 2013.**

CASE No. : No.3/39/2018/LND-ACQ/2018-19/ 2038  
NAME OF THE VILLAGE/ TOWN : MOTI DAMAN  
NATURE OF THE ACQUISITION : PERMANENT  
TALUKA : DAMAN  
DISTRICT : DAMAN  
PURPOSE OF ACQUISITION : LAND ACQUISITION FOR WIDENING OF  
ROAD FROM DHOLAR CHAR RASTA UPTO  
JUMPORE BEACH (FOREST LAND GATE) AT  
MOTI DAMAN.

**INTRODUCTION :**

These proceedings are under provision of Section 23 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 for determination of compensation in respect of net area of land proposed to be acquired for the purpose of widening of road from Dholar Char Rasta upto Jampore Beach (Forest Land Gate) at Moti Daman. The land acquisition proceedings were initiated with the publication of Preliminary Notification under section 11 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.

The Executive Engineer, Public Works Department, Daman had submitted a land acquisition proposal for widening of road from Dholar Char Rasta upto Jampore Beach (Forest Land Gate) at Moti Daman vide diary dated 08/08/2018.

**NOTIFICATION OF SOCIAL IMPACT ASSESSMENT AND REPORT OF SIA:**

Under section 4 & Sub Section 3 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, Notification No. 3/39/2018/LND-ACQ/2018-19/7471 dated 25/08/2018 was published. After conducting the Public Hearing on 07/09/2018 at 05.00 PM at Collectorate, Dholar, SIA report was submitted to the Deputy Secretary (Revenue) and copies were circulated to the office of the Collector, Daman and Office of the Chief Executive Officer, District Panchayat, Daman, published and elsewhere for wide publicity and uploaded on website.

**EVALUATION OF SIA/ SIMP REPORT & REPORT OF THE LAND ACQUISITION**

**COLLECTOR:**

Under Sub-Section (1) of Section 7 of the Act, an expert committee with an independent multidisciplinary Expert Group of members for appraisal of Social Impact Assessment was constituted. The SIA/SIMP Report was evaluated and the recommendations as well as observations were provided. Based on the SIA Report and recommendations of the Expert Committee, a detailed report stating the Public Purpose and the necessity of acquiring the land along with Positive and Negative impacts, dated 31/10/2018, was submitted by the Land Acquisition Collector as per the requirement of Section 8 of the Act.

**PUBLICATION OF NOTIFICATION AND ISSUE OF NOTICES:**

The Preliminary Notification No. 3/39/2018/LQN-ACQ/2018-19/9823 dated 23/11/2018 was notified under section 11 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 that the land described in the schedule was needed for the public purpose. Objection to the acquisition were invited from interested persons giving 60 days opportunity from the date of the Publication. A committee was also formed to assess and determine the Market Rate of the land parcels that were going to be acquired.

Under Section 16 of the Act, the Report dated 08/03/2019 of Administrator for Rehabilitation and Resettlement Scheme was submitted to the Commissioner for Rehabilitation and Resettlement that stated that affected families may not need relocation and resettlement since they are not being entirely displaced from their residential houses/commercial land. Some recommendations regarding providing repairs and reconstruction permission in a fast-track manner on as-is where-is basis, were accepted by the Competent Authority.

After concluding the personal hearing of all the interested persons as per the requirement of sub section (2) of section 15 of the Act, the proposal Vide Report No.3/39/2018/LQN-ACQ/2018-19/1643 dated 09/03/2019 was submitted by the Land Acquisition Collector to the Government Authority i.e. Administrator of Daman & Diu seeking approval to proceed with acquisition process and the same was approved by the Appropriate Government i.e. Administrator of Daman & Diu.

Vide Declaration No. 3/39/2018/LND-ACQ/2018-19/1644 dated 09/03/2019, it was declared under the provision under Section 19 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 that the said lands were required for the public purpose namely, widening of road from Dholar Char Rasta upto Jampore Beach (Forest Land Gate) at Moti Daman.

In connection with acquisition of total land admeasuring **13845.50** Sq. Mtrs. for widening of road from Dholar Char Rasta upto Jampore Beach (Forest Land Gate) at Moti Daman, the Administration of Daman intended to take possession of the land, the particulars of which were given in the declaration u/s 19(1) of the Right to Fair compensation & Transparency in Land Acquisition Rehabilitation and Resettlement (RFCTLARR) Act, 2013.

To facilitate causation of the above requirements, public notice was served dated 09/03/2019 under section 21 of the RFCTLARR Act, 2013 that all persons having interest in the said land to appear personally or by agent or advocate before the Collector, Daman on 09/04/2019 and to state in writing and signed by the party or his agent, the following :

- a) The nature of their respective interest in their land;
- b) The amount and particulars of their claims to compensation for such interests;
- c) Their objection if any to the measurements made and marked on the referred area.

All the interested persons who had raised claims and objections were accorded personal hearing on 30/01/2019 at 3.00 p.m. and also on 26/04/2019 at 4.00 p.m.

Mostly objection/representations were received in terms of correction of names, adequate compensation, interest amount, solatium and damages, types of structures etc. These objections representations were considered. After taking necessary steps for re-verification of area, compensation or assets Trees, correction in Records, etc. this award is passed.

#### **METHODOLOGY USED FOR DETERMINATION OF COMPENSATION**

- **JOINT MEASUREMENT:**

The Land Acquisition Collector, Daman had requested for joint measurement of the land through the Surveyors. The joint measurement of land was carried out by surveyor along with officials of the Executive Engineer, P.W.D., Daman and the latest report was received on 21/05/2019.

- **OWNERSHIP:**

Names of the persons whose land is under acquisition, standing in the record of rights were ascertained from the revenue records and the same are shown in Award statement and after considering the claims received pursuant the notice u/s. 21. No other person except shown in the Award statement has claimed ownership or claim of compensation with regard to their land under acquisition and compensation thereof.

- **SITUATION AND DESCRIPTION OF THE LAND:**

The Land under acquisition is agriculture as well as NA Land situated at Moti Daman along the Moti Daman Main Road starting from Dholar Char Rasta upto Jampore Beach (Forest Land Gate) at Moti Daman as shown specifically in the MAP and Plan displayed u/s. 19.

**LOCATION OF THE LAND:**

The total acquired land admeasuring **13845.50** Sq. Mtrs. Situated at Moti Daman.

- **MUTATION OF OCCUPANCY IN RESPECT OF THE SAID LAND BEING ACQUIRED:**

The Mamlatdar, Daman and Enquiry Officer, City Survey, Daman shall ensure that the record of right and all the relevant documents relating to the ownership/ Occupancy of the said land are accordingly modified and show the transfer of the said land solely in the name of Government consequent to taking over possession of the said land and the payment of the compensation to the concerned interested parties.

- **CORRECTION OF THE RECORD IN THE RECORD OF RIGHTS:**

The Mamlatdar, Daman is requested to carry out necessary mutation in the Record of Rights in the name of Government in respect of the land so acquired as per the enclosed Award statement.

- **APPORTIONMENT:**

Payment will be made according to the latest entries in the Revenue Record and the as per enquiry conducted u/s 23 (c). In case of any dispute, which is not settled within reasonable time, the amount of compensation will be remitted to the Court under section 64 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 for determination.

- **ENCUMBRANCES:**

The land under acquisition is free from all encumbrances and it has been mentioned in the Award statement.

- **DETERMINATION OF COMPENSATION:**

As per the provision of Section 30[1] of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, 100% of the market value is awarded as Solatium as has been determined in the Award statement.

**COMPENSATION OF LAND:**

After considering the parameters provided in Section 27, 28, 29 of the Act, the compensation of land is determined. The total amount of award workout to be **Rs. 8,75,61,723.00.00/- ( Rupees eight crore seventy five lakhs sixty one thousand seven hundred twenty three only ).**

**SUMMARY OF THE AWARD.**

The award is summarized as under:-

A	Total Area of the Land Acquired from interested persons of 13845.50 Sq. Mtrs.	Rs. 3,08,39,300.00
	Total Area of the Land Acquired from the Government of 2893.00 Sq. Mtrs	-Nil-
B	100% Solatium on market Value.	Rs. 3,08,39,300.00
C	Additional Amount @ 12% interest for 6 months on land value	Rs. 9,25,181.00
D	Value of Structures & Trees including 100% Solatium.	Rs. 2,49,57,942.00
E	<b>Total value of Award (A+B+C+D)</b>	<b>Rs. 8,75,61,723.00</b>

The details of compensation of the land acquisition as per the **Annexure – I, II & III** are enclosed herewith.

**PAYMENT OF COMPENSATION TO INTERESTED PERSONS:**

The interested parties are hereby informed that the payment of compensation shall start from 11.00 AM on \_\_\_/09/2019 at Conference Hall, Collectorate, Dholar, Moti Daman. All the interested persons who are deemed lawfully entitled may receive compensation on submission of the below mentioned documents:

- Original land documents.
- Nil Encumbrance Certificate from Sub Registrar, Daman.
- Receipt of Payment of land revenue till date, if any,
- In case of N.A. land, the claimant has to be produced the N.A. order & Sanad.
- A copy of Bank Account Pass Book.
- PAN Card/Aadhaar Card for identification.
- The claimant will have to produce latest I & XIV abstract Nakal of the land.

**POSSESSION OF THE LAND:**

As per the requirement of Section 37(2) and 37(3), the Mamlatdar is directed to follow the procedure of display of summary of acquisition proceedings on the official website and to circulate it to all concerned authorities and paste it at conspicuous places.

The possession of land proposed for widening of road from Dholar Char Rasta upto Jampore Beach (Forest Land Gate) at Moti Daman shall be taken after compliance of Section 38 by the Mamlatdar, Daman immediately and shall be handed over to the requiring Department.

Place : DAMAN.

Dated: /09/2019



**Land Acquisition Collector, Daman.**

To

The All persons interested in lands  
(Through concerned Talathi).

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FOR sign. of Hamble  
collector, viz, Pl.

**Copy to:**

1. The Joint Director of Planning and Statistics, Daman with a request to publish in the Official Gazette and supply 10(Ten) copies of the Gazette to this office.
2. The DIO, NIC, Daman with a request to upload on official Website.
3. The Executive Engineer, PWD, Daman.
4. The Chief Executive Officer, District Panchayat, Daman with a request to keep on notice board and to keep at prominent places of the Panchayat areas and to circulate amongst Member of District Panchayat/Sarpanches of concerned Panchayats.
5. The Mamlatdar, Daman with a request to keep on notice board and to keep at prominent places at Panchayats area and also requested to serve upon the persons interested in lands through the concerned Talathi of Panchayats area.
6. The Block Development Officer, Daman with a request to serve upon the all Gram Panchayats, Daman for wide publicity.
7. The Enquiry Officer City Survey, Daman for information and necessary action, please.
8. The Village Panchayat Secretary, Damanwada/Pariyari Gram Panchayats, Daman for wide publicity.

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**FORM – VI**

[ See rule 11 ]

**Land Acquisition Award**

**Land Acquisition case No. 3/39/2018/LND-ACQ/2018-19/**

1	Name of Project	Land Acquisition for Widening Of Road from Dholar Char Rasta Upto Jampore Beach (Forest Land Gate) Moti Daman.
2	Number and date of Declaration under which the land is to be acquired	No. 3/39/2018/LND-ACQ/2018-19/
3	Situation and extend of the land in hectare, the number of field and plots on the survey map, the village on which situated with the number of mile plan if any.	Moti Daman, Panchayat Area & Village Dholar & Jampore
4	Description of the land, i.e. whether fallow, cultivated? Etc, if cultivated, how cultivated? source of irrigation	N.A. /Jarayat land
5	Number of person interested in the land.	154
6	Amount allowed for the land itself, without trees, building etc., if any	Rs. 6,26,03,781.00
7	Basis of calculation	As per Sec. 19 of the Land Acquisition & Rehabilitation Act, 2013
8	Amount allowed for trees, houses or any other immovable property	Rs. 2,49,57,942.00
9	Amount allowed for crop	Rs. Nil
10	Solatum U/s 30(1)	100%
11	Total of amounts	Rs. 8,75,61,723.00
12	Apportionment of the amount of compensation	Provided in Annexure I,II & III
13	Total Area (in hectares)	1.3845
14	Possession will be taken U/s. 38(1) and 40(1) of Act 30 of 2013:	Immediately after the date of Declaration of Award

Date: 18/09/2019

*Pakshi*  
Collector, Daman.



FORM-VI  
- (302 Rule -  
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for sign. of Hon'ble.  
Collector, etc, etc.

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**ANNEXURE – I**

Details and for widening of road from Dholar Char Rasta to Jampore Beach (Forest Land Gate) at Moti Daman

Sr. No.	Survey No.	Area of land acquisition in (Sq.Mtrs.)	Name of persons believed to be having interest	Class of land	Market value @ 100 Sq.Mtrs. for village Dunetha, Nani Daman Rs. 95000/- (Agrl./Jarayat Land) and N.A. Land Rs.200000/-	Multiplication Factor 2	Solatum 100% on Multiplication value of land	Additional Amount @ 12% of 6 months	Total compensation on land (7+8+9 = 10)
1	2	3	4	5	6	7	8	9	10
1	Plot No. 1, Gauthan No.2	116.5	Sunnat Jamat, Dholar	Confirm	233000.00	466000.00	466000.00	13980.00	945980.00
2	Plot No. 2, Gauthan No.2	11.25	Sunnat Jamat, Dholar	Confirm	22500.00	45000.00	45000.00	1350.00	91350.00
3	Plot No. 3 Gauthan No.2	4.25	Sunnat Jamat, Dholar	Confirm	8500.00	17000.00	17000.00	510.00	34510.00
4	Plot No.4 Gauthan No.2	4.5	Sunnat Jamat Dholar	Confirm	9000.00	18000.00	18000.00	540.00	36540.00
5	Plot No.5 Gauthan No.2	43.5	Sunnat Jamat, Dholar	Confirm	87000.00	174000.00	174000.00	5220.00	353220.00
6	Plot No. 6 Gauthan No.2	146.75	Shri Ammadmiya Ibrahim Satiya	Confirm	293500.00	587000.00	587000.00	17610.00	1191610.00
7	Plot No.7-C Gauthan No.2	13.5	Issabibi Sulthan	Provisional	27000.00	54000.00	54000.00	1620.00	109620.00
8	Plot No.7 Gauthan No.2	15	Ibrahim Husen Langni Ramzan Husen Langni	Confirm	30000.00	60000.00	60000.00	1800.00	121800.00

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9	Plot No. 8 Gauthan No.2	11.5	Shri Mahamed Yusuf Ammedmiya Langani Shri Saultan Ahmedmiya Langani	Confirm	23000.00	46000.00	46000.00	1380.00	93380.00
10	Plot No. 9 Gauthan No.2	13	Shri Umarmiya Mussa Langni	Confirm	26000.00	52000.00	52000.00	1560.00	105560.00
11	Plot No. 10 Gauthan No.2	2.5	Shri Umarmiya Mussa Langni	Provisional	5000.00	10000.00	10000.00	300.00	20300.00
12	Plot No. 11 Gauthan No.2	9.5	Shri Ammad Sarif Moosa Manga Shri Gulammohamed Moosa Manga Shri Abdulalim Moosa Manga	Confirm	19000.00	38000.00	38000.00	1140.00	77140.00
13	Plot No. 12 Gauthan No.2	5.75	Hussain Esmail	Provisional	11500.00	23000.00	23000.00	690.00	46690.00
14	Plot No. 15 Gauthan No.2	18.25	Shri Abdulsamad Abdulgafur	Confirm	36500.00	73000.00	73000.00	2190.00	148190.00
15	Plot No. 16 Gauthan No.2	21.50	Shri Mamodo Issufo Usman, Smt. Rashidabibi Amad Xarif, Shri Adbulgafur Amad Xarif, Mohammed Arif Amad Xarif, Wahid Amad Xarif, Shahid Amad Xarif	Confirm	43000.00	86000.00	86000.00	2580.00	174580.00
16	Plot No. 44 Gauthan No.1	58	Sunnat Jamat Dholar, Moti Daman	Confirm	116000.00	232000.00	232000.00	6960.00	470960.00
17	Plot No.10 Gauthan No.1	14.5	Sunnat Jamat Dholar, Moti Daman	Confirm	29000.00	58000.00	58000.00	1740.00	117740.00
18	Plot No.11 Gauthan No.1	6.75	Smt. Samimbabu Akbar Saiyad	Confirm	13500.00	27000.00	27000.00	810.00	54810.00

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19	Plot No.12 Gauthan No.1	12.75	Shri Mahomed Nassir Ramjanali	Confirm	25500.00	51000.00	51000.00	1530.00	103530.00
20	Plot No.12-B Gauthan No.1	16.5	Shri Fayazz Mohammad Khalil Damania Shri Sajid Faruk Mohammad Damania Shri Sayeed Faruk Mohammad Damania Shri Sameer Faruk Mohammad Damania		33000.00	66000.00	66000.00	1980.00	133980.00
21	Plot No.13 Gauthan No.1	15.5	Abdul Karim Imbrahim Chilli	Confirm	31000.00	62000.00	62000.00	1860.00	125860.00
22	Plot No.14 Gauthan	15.5	Shri Mohamad Isuf Ismail	Confirm	31000.00	62000.00	62000.00	1860.00	125860.00
23	Plot No.15 Gauthan No.1	13.5	Shri Ahamadmiya Ibrahim Sathiya	Confirm	27000.00	54000.00	54000.00	1620.00	109620.00
24	Plot No. 16 Gauthan No. 1	13.75	Abubakar Moosa Mulla	Provisional	27500.00	55000.00	55000.00	1650.00	111650.00
25	Plot No. 17 Gauthan No.1	25.5	Shri Kadir Ibrahim Sathia	Confirm	51000.00	102000.00	102000.00	3060.00	207060.00
26	Plot No.18 Gauthan No.1	33.75	Shri Vahid Ahmedmiya Satya	Confirm	67500.00	135000.00	135000.00	4050.00	274050.00
27	Plot No. 19 Gauthan No.1	25	Smt. Ishabibi Ebrahim Satiya	Confirm	50000.00	100000.00	100000.00	3000.00	203000.00
28	Plot No. 20 Gauthan No.1	12	Faridabibi Abubakar Tawa	Confirm	24000.00	48000.00	48000.00	1440.00	97440.00

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29	Plot No. 21 Gauthan No.1	18	Shri Abdulkadir Musaji Shri Mohammed Rizwan Musaji Kum Sabina Musaji	Confirm	36000.00	72000.00	72000.00	2160.00	146160.00
30	Plot No.22 Gauthan No.1	12	Shri Abdulkadir Musaji Shri Mohammed Rizwan Musaji Kum Sabina Musaji	Confirm	24000.00	48000.00	48000.00	1440.00	97440.00
31	Plot No. 23 Gauthan No.1	9.5	Shri Abdulkadir Musaji Shri Mohammed Rizwan Musaji Kum Sabina Musai	Confirm	19000.00	38000.00	38000.00	1140.00	77140.00
32	Plot No.24 Gauthan No. 1	9.5	Shri Abdulkadir Musai Shri Mohammed Rizwan Musaji Kum Sabina Musaji	Confirm	19000.00	38000.00	38000.00	1140.00	77140.00
33	Plot No. 25 Gauthan No.1	37	Shri Abdul Rauf Yusuf Kewadia	Confirm	74000.00	148000.00	148000.00	4440.00	300440.00
34	Plot No.25-A Gauthan No.1	27.25	Shri Asif Mamodshafi Shri Abdulcadir Mamodshafi Shri Jainulabedin Mamodshafi	Confirm	54500.00	109000.00	109000.00	3270.00	221270.00
35	Plot No. 26 Gauthan No.1	17.5	Mohmed Iqbal Ahmedmiya Momji Nasimungani Ahmedmiya Momji	Confirm	35000.00	70000.00	70000.00	2100.00	142100.00
36	Plot No. 27 Gauthan No.	17.25	Shri Mohamedbhai Ibrahim Vala	Confirm	34500.00	69000.00	69000.00	2070.00	140070.00
37	Plot No. 28 Gauthan No.1	16.5	Smt. Naseembanu Umariya Nargolia	Confirm	33000.00	66000.00	66000.00	1980.00	133980.00
38	Plot No. 29 Gauthan No.1	11	Sukharabibi Gafoor Sulaiman Marcan	Provisional	22000.00	44000.00	44000.00	1320.00	89320.00
39	Plot No.30 Gauthan No.1	10.25	Sulaiman Ebrahim	provisional	20500.00	41000.00	41000.00	1230.00	83230.00

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40	Plot No. 31 Gauthan No.1	18.5	Shri Mohamed Rafik Amod Smt. Farhat Rafik Amod	Confirm	37000.00	74000.00	74000.00	2220.00	150220.00
41	Plot No. 32 Gauthan No. 1	17	Shri Abdulrauf Ibrahim Saudia	Confirm	34000.00	68000.00	68000.00	2040.00	138040.00
42	Plot No.33 Gauthan No.1	13	Mohamad Hanif Fakirbhai Sandia Mohamad Arif Fakirbhai Sandia Mohamad Asif Sandia	Confirm	26000.00	52000.00	52000.00	1560.00	105560.00
43	Plot No. 35 Gauthan No. 1	15	Kassim Ismael Sandia	Confirm	30000.00	60000.00	60000.00	1800.00	121800.00
44	Plot No. 36 Gauthan No.1	13.25	Abubakar Usman Jafari	Provisional	26500.00	53000.00	53000.00	1590.00	107590.00
45	Plot No. 37 Gauthan No.1	16	Ebrahim Ahamadu Manga	Provisional	32000.00	64000.00	64000.00	1920.00	129920.00
46	Plot No. 38 Gauthan No.1	69	Abdul Samad Samsudin Murtaza Ali Ismail Abdul Majid Mulla	Confirm	138000.00	276000.00	276000.00	8280.00	560280.00
47	Plot No. 39 Gauthan No.1	9	Smt. Avabibi Kadir Vaghmar	Confirm	18000.00	36000.00	36000.00	1080.00	73080.00
48	Plot No.39-A Gauthan No.1	12.5	Smt. Fatima Abubakar Jafri	Confirm	25000.00	50000.00	50000.00	1500.00	101500.00
49	Plot No.40 Gauthan No.1	8.25	Shri Umarmiya Mussa Langni	Confirm	16500.00	33000.00	33000.00	990.00	66990.00
50	Plot No.41 Gauthan No.1	20	Smt. Roshanbibi Mohmed Mulla	Confirm	40000.00	80000.00	80000.00	2400.00	162400.00