

THE LAND REVENUE RULES [1921]

For BOMBAY & SIND.

[Amended upto 1946 (quoting Resolutions, Orders and Notifications of the Governments of Bombay & Sind for ready reference at the bottom of the pages)].

(Containing upto-date Land Revenue Rules, Administrative Orders, Forms, Appendices, Rules relating to Revenue Money Orders, Contents in detail, etc., etc.)

BY

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POONA.

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Appendix A
to Bombay Land Revenue C

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NOTE.—[*Land Revenue Rules* are shown in figures thus : 1, 2, 3, 4 and so on. *Land Revenue Administrative Orders* are interspersed among the Land Revenue Rules in the logical sequence of their subject matters. They are shown in Roman numerals as I, II, III, IV and so on.]

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Appendix A

THE LAND REVENUE RULES, 1921.

[with Administrative Orders.]

FOR BOMBAY AND SIND.

SECRETARIAT, FORT, BOMBAY, 26TH JANUARY 1921.

No. B.-205.—In exercise of the powers conferred by sections 213 and 214 of the Bombay Land Revenue Code, 1879 (Bombay V of 1879), and of all other powers enabling him in this behalf, and in supersession of Govt. Notfns. in the Rev. Dept. 7368, dated the 6-12-1881, No. 8356, dated the 27-11-1903, No. 5223, dated the 28-6-1905, and No. 5641 dated the 5-6-1907, and all Notfns. amending the same, the Governor in Council is pleased to make the following rules:—

CHAPTER I.

Introductory.

1. *These rules may be called the Land Revenue Rules Short title and extent (1921).[* * *].
of application.
2. In these rules, unless there is anything repugnant interpretation. in the subject or context,
 - (a) "Chapter" and "Section" mean a chapter and a section of that Code.
 - (b) "Mamlatdar" includes Mahalkari ²[and in Sind "Mukhtiarkar"].
 - (c) "Public Document" has the same meaning as in section 74 of the Indian Evidence Act I of 1872.
 - (d) ²["Chavdi" in Sind includes a Tapedar's Dera].

* Sind: Throughout the said Rules, for the words 'Government' and 'the Governor in Council', except in the expressions 'Government Gazette', 'Government expenses', 'Government records', 'Government purposes', 'Government Officer', 'Government property', 'Government trees' and except as otherwise expressly provided the words 'the Provincial Government' shall be substituted; and for the words 'Commissioner', 'Mamlatdar' and 'Circle Inspector' wherever they occur, the words 'Revenue Commissioner', 'Mukhtiarkar' and 'Supervising Tapedar', respectively, shall be substituted.—G.R.R.D. (Sind) R.-4102-E of 3-1-1941.

[1] Rule 1: The last sentence has been deleted, *vide* G. N. R. D. (Bom.) B-205 of 19-10-1938 and for Sind, *Vide* R. D. (Sind), R.-4102-E of 3-1-1941.

[2] Rules 1 & 2: *Vide* G. N. R. D. (Bom.) B-205 of 19-10-38 and for Sind *vide*, R. D. (Sind) R.-4102-E of 3-1-1941.

FORM W (Rule 129).

FORM OF PROCLAMATION AND WRITTEN NOTICE OF SALE
OF RIGHT OF OCCUPATION OF UNOCCUPIED LAND.

Notice is hereby given that the right of occupation of the under mentioned unoccupied land, situate in the village of _____ in the _____ taluka will be put up to public auction at _____ on the _____ day of _____ 19____, at or after _____ o'clock $\frac{\text{A. M.}}{\text{P. M.}}$

The written (or printed) conditions of sale signed by * [may be seen on application during office hours, on any office day before the day of the auction, to the Mamlatdar of _____ or, at the time of the auction, to the officer who conducts the same] and intending bidders are warned that they should ascertain the said conditions before bidding.

Description of the Land.

Here give a full description of the land, viz., the Survey Number or Numbers, if it has been surveyed, if not, its boundaries; the class of land, i. e., whether it is dry-crop land, garden land, or a building-site, etc., the area of the land, adding "be the same more or less"; the assessment, if any, at present payable for the land, and the term for which that assessment has been fixed.

(Signed)

Collector (or other competent officer).

Dated the _____ day }
of _____ 19____ }

APPENDIX O-A. (Order XII).

SCHEDULE A.

Whereas I, _____ inhabitant of _____ have been appointed to the office of _____ and have been called upon to furnish security for the due discharge of the trusts of the said office, or of any other office to which I may be hereafter appointed, and for the due account

* [or "are subjoined to this Proclamation"].

[1] Sch. A to Or. XII: Vide Notfn. 4874/33 (e); B. G. G. Pt. IV-A, p. 766, dt. 30-5-1940 issued under s. 241 (2) (b) of the Government of India Act, 1935, by the Government of Bombay.

of all moneys, papers and other property which shall come into my possession or control by reason of any such office, I hereby bind myself to pay to the Government of Bombay the amount of any loss or defalcation in my accounts, and to deliver up any papers or other property within such time, and to such person as shall be demanded by the person at the head of the office to which I belong, such demand to be in writing and to be left at my office or place of residence, and, in case of my making default therein, I bind myself to forfeit to the Government of Bombay the sum of _____ rupees.

Provided always that nothing herein contained nor the security hereby given shall be deemed to limit my liability in respect of the matters aforesaid to the forfeiture of the said sum of _____ rupees only, and that should that sum be insufficient to recoup the Government of Bombay in full for any loss or damage sustained by it in respect of the matters aforesaid, I agree to pay to it on demand such further sum as shall be deemed by the person at the head of the said office as necessary in addition to the said sum to cover such loss or damage as aforesaid.

Dated

(Signature)

FORM OF SECURITY TO BE SUB-JOINED TO THE BOND OF
THE PRINCIPAL.

We _____ hereby declare ourselves sureties for the abovesaid _____ that he shall do and perform all that he has above undertaken to do and perform, and in case of his making default therein we hereby bind ourselves to forfeit to the Government of Bombay the sum of _____ rupees ; in which the abovesaid _____ has bound himself, or such smaller sum as shall be deemed sufficient by the _____ to cover any loss or damage which the Government of Bombay may sustain by reason of such default.

Dated

(Signatures)

'APPENDIX O-A-1 (Order XII).

SCHEDULE B.

Register showing the results of inquiries made as to the sufficiency of the security furnished by Revenue Officers in the district of

Consecutive number.	Name and designation of officer required to give security.	Amount of security given.	Nature of security given.	Names of securities, if any, and dates of their bonds.	Names of new securities, if any, substituted for former ones who have died or withdrawn, or whose fitness is considered doubtful and dates of their security bonds.	Amount of security, if any, for which each surety is liable on account of other officers, whether in the same or in any other Department.	Opinion of the head of office as to sufficiency of present security and date on which such opinion was recorded.	Date of receipt of surety's notice of withdrawal.	Commissioner's inspection notes.
1	2	3	4	5	6	7	8	9	10

[1] Sch. B to App. O.A.1: Vide foot-note at p. 160, *supra*.

'APPENDIX O-B (Order XIX).

ADVANCE NOTICE OF PROPOSED SETTLEMENT.

I.—Form of notification for the Presidency proper.

It is hereby made known to the people of the undermentioned villages of taluka district that the revision of the survey assessment of the lands of the said villages is about to be effected and that it is proposed to divide the said villages into the following groups, the existing and proposed maximum rates of such village being as shown against its name in the following list:—

Number.	Name of Village.	By former settlement.				By revision settlement.		
		Maximum rates.				Maximum rates.		
		Number of group	Dry crop.	Rice.	Garden.	Dry crop.	Rice.	Garden.
1	2	3	4	5	6	7	8	9
	Group I ...							
	Group II ...							
	Group III ...							

Reasons for alterations in the rates—

Reasons for alterations in the grouping—

The result so far as the village of is concerned is that the rates in the village are $\frac{\text{raised}}{\text{lowered}}$ by annas in the rupee.

A copy of the Settlement Officer's report has been deposited at the office of the Mamlatdar of and is open to the inspection of any one interested.

For a period of two months from the date of the publication of this notification the Collector will be prepared to receive objections made by any village community to the proposed grouping of their village and the maximum rate thereof, which objections must be presented in writing by the revenue patel of the village as the representative of such village community.

Collector of

[1] App. O.B: Deleted —Vide G. N. R. D. (Bom.) 1016/39 of 5-3-1940. For a corresponding Form of Notification see Form A-10 devised under new Rule 19-D at p. 116, *supra*.

APPENDIX O-B (Order XIX). II.—Form of notification for Sind.

It is hereby made known to the people of the undermentioned villages of taluka _____, district _____, that the revision of the survey assessment of the lands of the said villages is about to be effected and that it is proposed to divide the said villages into groups as detailed in the subjoined statement, the existing and proposed rates of each village being as shown against its name :—

Number.	Name of Village.	Number of group.	By former settlement.				By revision settlement.				
			Rates according to different modes of irrigation.				Rates according to different modes of irrigation.				
1	2	3									
	Group I ...										
	Group II ...										
	Group III ...										
	Group IV ...										

Reasons for alteration in the rates—

Reasons for alteration in the grouping—

A copy of the Settlement Officer's report has been deposited at the office of the mukhtiarkar of _____ and is open to the inspection of any one interested.

For a period of two months from the date of the publication of this notification, the Collector will be prepared to receive objections in writing from any zamindar to the proposed grouping of his village and the revised rates proposed therefor. _____ Collector of _____

NOTE.—When the Settlement is not revision but original omit such words as 'Revision' and 'existing' rates cols. 3 to 6 and words implying 'alteration.' For the 3rd Clause below the form read: "The result is that the Mamul or old revenue payments made by the village are ^{raised} _{lowered} by _____ annas in the rupee."

APPENDIX O-C (Order XXIII).

FORM OF REGISTER OF ALIENATIONS.

Register of Alienated Villages and Lands in the District
kept under section 53.

Serial Number.	Name of village.	Name of the present Alienee.	(1) Class of Alienation.	Particulars of the Sanad.							Duration of tenure i.e., whether continuable permanently or hereditarily for more lives than one, or for life only, or for what period.	Entire village.	Particulars of the villages or land alienated			Land Revenue payable to Government.			
				Number.	Date, Month and Year.	Name & Office of the Officers signing it.	Name of the holder.	Name of the Taluka in which it is originally entered.	(3) Number of Form of the Sanad annexed to the Register.	of part only of the village, the Survey No.			Area.	Survey assessment.	(4) Amount of old judi or salami.	Rate.	Additional Quit-rent, if any, payable under the Sanad.	Amount.	Total.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20

Notes:—

(1) This column should show the class of alienation, as detailed in the Revenue Accounts Manual under Classes I to VI (b) and VII. If the alienation does not come under any of these classes it should be appropriately described.

(2) In these cases in which no sanad has been granted, the number and date of the decision confirming or continuing the alienation should be written across cols. 5-10

(3) To avoid copying out a sanad in extenso in each entry, a sample form of every kind of sanad should be annexed under the Collector's signature to the register, and numbered, and the number of the form should be entered in col. 10.

(4) Column 9. Many villages were originally in other Talukas or districts.

(5) If the amount of judi actually paid has been less than the maximum amount fixed by the Inam Commission or otherwise, the former amount should be entered in column 16, and the latter, with an explanatory note in column 21.

(6) When columns 16-18 are inapplicable, the amount of land revenue payable should be shown in column 19 only.

APPENDIX O-D [Rules 30-36].

*Form of Statement of Alienations to be submitted monthly
(R. No. P[196 of 6-4-1926].*

Name of grantee.	Village.	Taluka.	District.	Area.	Value.	Rule or order under which grant is made.	Orders sanctioning the grant.

APPENDIX O-E.

LEASE FOR LANDS GRANTED TO CRIMINAL TRIBES (R. I2176—16
and 8509—19-7-23).

A—(For Agricultural purposes).

The land comprised in survey No _____ area _____ acres
of _____ gunthas, assessment Rs. _____ a. p. in the village
_____ in the _____ taluka is hereby granted on lease to—

(1)

(2)

inhabitant (s) _____ in the _____ taluka [hereinafter called
“the lessee (s)”] on payment of an occupancy price of _____
rupees in perpetuity* _____ from the _____ day of
_____ 19 _____, subject to the provisions of the Bombay Land
Revenue Code, 1879, and to the rules from time to time in force
thereunder and to the following conditions, namely:—

(1) That the lessees, their heirs or assigns shall not at any
time lease, mortgage, sale or otherwise howsoever encumber the
said occupancy or any portion thereof without the previous sanc-
tion in writing of the Collector of _____ or of any Assistant
or Deputy Collector to whom the said Collector may delegate
this power.

* [or if the grant is not in perpetuity but merely for a term, delete the word
“in perpetuity” and insert here “to the _____ day of _____ 19 _____.”]

(2) That the lessees, their heirs and assigns shall pay the land revenue and other dues from time to time lawfully due in respect of the said occupancy.

(3) That if within 20 years of the date of the grant of this lease the lessees or their heirs or any of the male issue of the lessees or their heirs living jointly with them be convicted of any offence punishable under the Indian Penal Code or any other Act for the time being in force and sentenced to imprisonment for a period of not less than six months, the said occupancy may be forfeited at the discretion and under the order of the Collector of _____ or of any Assistant or Deputy Collector to whom the said Collector may delegate this power and such order of forfeiture shall be final.

This grant is made on behalf of the Governor of ^{Bombay}/_{Sind} by
and under the hand and seal of, the Collector of
this _____ day of _____ 19 _____.



Collector of _____

In the presence of—

*

*

This grant is hereby accepted, on the terms and conditions therein mentioned, by—

†

†

†

In the presence of—

*

*

* Signature of witnesses.

† Signature of the lessees.

B—For sites for houses or huts.

The building site described below, in the village of _____ of the _____ taluka of the _____ District is hereby granted on lease in perpetuity to—

(1)

(2)

inhabitant (s) of _____ in the village of _____ in the taluka of _____ in the _____ District (hereinafter called "the lessees") for the purpose of building a house or hut thereon, subject to the provisions of the Bombay Land Revenue Code, 1879, and to the rules from time to time in force thereunder and to the following conditions:—

(1) That the lessees, their heirs and assigns shall pay such land revenue (if any) from time to time as is lawfully due in respect of the said land. Also that the lessees, their heirs and assigns shall pay annually as ground rent for the said site the sum of _____ (being at the rate of _____ per _____) for the period of _____ years commencing on _____ and thereafter pay such ground rent for such further period as may from time to time be fixed by lawful authority.

(2) That one or more permanent buildings shall be constructed on the said site within _____ years from the date of this lease.

(3) That the lessees, their heirs or assigns shall not at any time lease, mortgage, sell or otherwise howsoever encumber the said site or any portion thereof without the previous sanction in writing of the Collector of _____ or of any other officer to whom he may delegate this power.

(4) That if within _____ years of the date of the grant of this lease the lessees or their heirs or any of the male issue of the lessees or their heirs living jointly with them be convicted of an offence punishable under Chapters XII and XVII of the Indian Penal Code and sentenced to imprisonment for a period of not less than six months this site, together with all the buildings erected thereon, and all rights and interests connected therewith, may be forfeited at the discretion and under the orders of the Collector of _____ or of any other officer to whom he may delegate this power and such order of forfeiture shall be final.

The building site referred to herein is bounded as follows:—

On the North by _____
 On the South by _____
 On the East by _____
 On the West by _____

and is of the following size and measurements :—

This grant is made on behalf of the Governor of ^{Bombay}_{Sind} by,
and under the hand and seal of, the Collector of this the
day of 19 .



Collector of

In the presence of—

*

*

This grant is hereby accepted, on the terms and conditions
therein mentioned, by—

†

†

†

In the presence of—

*

APPENDIX O-F (1) (Rule 39).

AGREEMENT TO COVER CASES OF LANDS IN THE KAIRA DISTRICT WITH VALUABLE BABUL AND OTHER TREES WHEN GIVEN ON IMPARTIBLE TENURE.

To

The Mamlatdar of in the Kaira District,
I, A. B., inhabitant of in the , Taluka,
hereby accept the occupancy of the land described in schedule A
hereto appended (hereinafter referred to as the said lands) and
I pray that my name may be entered in the Land Records as
the occupant of the said lands.

2. The occupancy of the said lands has been accepted
by me subject to—

(a) the provisions of the Bombay Land Revenue Code, 1879,
and of the Rules in force thereunder ;

* Signature of witnesses.

† Signature of lessees.

(b) a (present) payment in cash of Rs. (and a deferred payment of Rs. on account of the value of the trees standing on the said lands); and

(c) the conditions hereinafter mentioned.

3. The conditions on which I have accepted the occupancy of the said lands are as follows, and I agree on behalf of myself, my heirs, executors, administrators and assigns to abide by them subject to any modifications therein that may hereafter be ordered by Government consistently with the general tenor of this agreement:—

(1) That I shall regularly pay from time to time the annual land revenue lawfully due in respect of the said lands according to the rate of assessment as may be fixed from time to time under the law and rules in force in this behalf.

(2) That I, my heirs, assigns and legal representatives shall not at any time by partition, inheritance, lease, mortgage or otherwise howsoever transfer the said land except as a whole or a portion thereof of not less than an economic holding.

(3) That I shall bring under cultivation to the satisfaction of the Collector of Kaira—

(a) at least one-fourth of the said lands within a period of three years, i. e., A. D. 19 to 19 ,

(b) at least half of the said lands within a period of five years, i. e., A. D. 19 to 19 ,

(c) the whole of the said lands within a period of eight years, i. e., A. D. 19 to 19 , subject however to the exclusion of such fallows not exceeding one-fifth of the total area of the said lands as are essential for agricultural purposes, and the *Kharaba* areas included in survey numbers and vacant strips of land required to be left uncultivated by the sides of fields.

(Explanation.—Cultivation means raising of crops, not of grass.)

(4) That if I fail to perform any of the aforesaid conditions, I shall be liable at the discretion of the Collector notwithstanding anything hereinbefore contained—

(a) to pay the full assessment of the said lands for the year during which such failure takes place together with all authorised and unauthorised arrears of land revenue due from me,

(b) to have the whole of the said lands including such portions thereof as have been transferred, mortgaged, leased or otherwise howsoever incumbered by me to any other person summarily forfeited; and neither I nor such other person shall be entitled to claim compensation for anything done or executed by me or by him in respect of the said lands, and

(c) in case of forfeiture of the said lands to pay Rs. . . . as the deferred payment of the value of the trees standing on the said lands and granted to me.

(5) That I shall not have the right at any time during the period of eight years commencing from A. D. 19 . . . to relinquish a portion only of the said lands without the previous sanction in writing of the Collector; the whole may, however, be relinquished by me at any time.

(6) That I shall have the right to transfer, mortgage, or lease the whole of the said lands or portion thereof of not less than an economic holding, subject to the conditions mentioned herein, specially subject to the right of forfeiture by Government in case of my failure to keep the land undivided, as mentioned in condition (2) above or to bring the land under cultivation as required by conditions (3) and (4).

(7) That I shall furnish, before I take possession of the said lands, security to the extent demanded by the Mamlatdar in the form of either a cash deposit or a personal bond with sureties as may be required by the Collector to secure the due fulfilment and enforcement of the conditions of this agreement.

(8) *That I shall, on the due and satisfactory fulfilment of the conditions mentioned in sub-clause (3) of clause (3) of this agreement or at such earlier date at which I shall have brought into cultivation the whole of the said lands subject to the exceptions provided for by sub-clause (3) of clause (3) be entitled to a remission of the deferred payment of the value of the said trees referred to in sub-clause (b) of clause (2) and in condition (4) (c) of clause (3) above.*

(9) *That subject to the conditions abovementioned the full ownership over the trees comprised in the said lands shall belong to me and I may dispose of them as I think fit.*

(10) That I shall not take into my possession any part of the said lands which has been set apart for public purposes, viz. for roads, waterways, etc., and I shall respect all rights and easements vested in the public over such parts.

(11) That subject to the due and proper fulfilment of the conditions hereinbefore agreed to I shall be entitled on the expiry of eight years or at such earlier date at which I shall have brought under cultivation the whole of the said lands [subject to the exceptions provided for by sub-clause (3) of clause 3], to retain the occupancy on the unrestricted but impartible tenure of the said lands subject to the payment of the full assessment from time to time fixed thereupon under the law and rules in force in this behalf, on my executing an agree-

ment in the form prescribed for persons who intend to become occupants of land on impartible tenure [Form F (1)].

(12) In case of forfeiture of the whole of the said lands under clause 3 of this agreement or in case I exercise the option given to me above to relinquish the whole of the said lands, I shall be permitted to retain possession of such portion of the said lands as I may have brought under cultivation provided—

(a) I ask for the permission to retain such portion within a fortnight from the date on which I receive the order of forfeiture or on which my relinquishment is duly excepted by the Mamlatdar,

and

(b) I pay to Government as occupancy price ten times the assessment of the said portion without taking into consideration any amount that I may have paid before taking possession of the said lands in accordance with the terms of this agreement.

Dated the day of 19 at

(Signed)

We declare that who has signed this agreement is to our personal knowledge, the person he represents himself to be and that he has affixed his signature hereto in our presence.

(Signed)

(Signed)

We declare to the best of our knowledge and from the best information we have been able, after careful inquiry, to obtain that the person who has passed this agreement is a fit person to be accepted by Government as responsible for the punctual payment of the land revenue from time to time due on the above land.

(Signed)

Patel.

(Signed)

Village Accountant.

Schedule A.

Taluka.	Village.	Survey No.	Area.	Assessment.	Trees valued at Rs.	Remarks.

APPENDIX O-F(2).

AGREEMENT TO COVER CASES OF LANDS IN THE KAIRA DISTRICT
WITHOUT VALUABLE BABUL AND OTHER TREES WHEN
GIVEN ON IMPARTIBLE TENURE.

To

The Mamlatdar of _____ in the Kaira District.
I, A. B., inhabitant of _____ in the _____ Taluka,
hereby accept the occupancy of the land described in schedule A
hereto appended (hereinafter referred to as the said lands) and
I pray that my name may be entered in the Land Records as
the occupant of the said lands.

2. The occupancy of the said lands has been accepted by
me subject to—

(a) the provisions of the Bombay Land Revenue Code, 1879,
and of the Rules in force thereunder;

(b) a payment in cash of Rs. _____ ; and

(c) the conditions hereinafter mentioned.

3. The conditions on which I have accepted the occupancy
of the said lands are as follows, and I agree on behalf of myself,
my heirs, executors, administrators and assigns to abide by them
subject to any modifications therein that may hereafter be
ordered by Government consistently with the general tenor
of this agreement:—

(1) That I shall regularly pay from time to time the annual
land revenue lawfully due in respect of the said lands according
to the rate of assessment as may be fixed from time to time
under the law and rules in force in this behalf.

(2) That I, my heirs, assigns and legal representatives shall
not at any time by partition, inheritance, lease, mortgage or
otherwise howsoever transfer the said land except as a whole or
a portion thereof of not less than an economic holding.

(3) That I shall bring under cultivation to the satisfaction
of the Collector of Kaira—

(a) at least one-fourth of the said land within a period of
three years, i. e., A. D. 19 _____ to 19 _____

(b) at least half of the said lands within a period of five
years, i. e., A. D. 19 _____ to 19 _____

(c) the whole of the said lands within a period of eight
years, i. e., A. D. 19 _____ to 19 _____

subject however to the exclusion of such fallows not exceeding
one-fifth of the total area of the said lands as are essential for
agricultural purposes, and the kharaba areas included in survey
numbers and vacant strips of land required to be left un-
cultivated by the sides of fields.

(*Explanation.*—Cultivation means raising of crops, not of grass).

(4) That if I fail to perform any of the aforesaid conditions, I shall be liable at the discretion of the Collector notwithstanding anything herebefore contained—

(a) to pay the full assessment of the said lands for the year during which such failure takes place together with all authorized and unauthorized arrears of land revenue due from me.

(b) to have the whole of the said lands including such portions thereof as have been transferred, mortgaged, leased or otherwise howsoever incumbered by me to any other person summarily forfeited; and neither I nor such other person shall be entitled to claim compensation for anything done or executed by me or by him in respect of the said lands, and

(c) in case of forfeiture of the said lands to pay Rs. as the deferred payment of the value of the trees standing on the said lands and granted to me.

(5) That I shall not have the right at any time during the period of eight years commencing from A. D. 19 to relinquish a portion only of the said lands without the previous sanction in writing of the Collector; the whole may, however, be relinquished by me at any time.

(6) That I shall have the right to transfer, mortgage, or lease the whole of the said lands or portion thereof of not less than an economic holding, subject to the conditions mentioned herein, specially subject to the right of forfeiture by Government in case of my failure to keep the land undivided, as mentioned in condition (2) above or to bring the land under cultivation as required by conditions (3) and (4).

(7) That I shall furnish, before I take possession of the said lands, security to the extent demanded by the Mamlatdar in the form of either a cash deposit or a personal bond with sureties as may be required by the Collector to secure the due fulfilment and enforcement of the conditions of this agreement.

(8) That I shall not take into my possession any part of the said lands which has been set apart for public purposes, viz. for roads, waterways, etc., and I shall respect all rights and easements vested in the public over such parts.

(9) That subject to the due and proper fulfilment of the conditions hereinbefore agreed to I shall be entitled on the expiry of eight years or at such earlier date at which I shall have brought under cultivation the whole of the said lands [subject to the exceptions provided for by sub-clause (3) of clause (3)], to retain the occupancy on the unrestricted but

impartible tenure of the said lands subject to the payment of the full assessment from time to time fixed thereupon under the law and rules in force in this behalf, on my executing an agreement in the form prescribed for persons who intend to become occupants of land on impartible tenure [Form F (1)].

(10) In case of forfeiture of the whole of the said lands under clause 3 of this agreement or in case I exercise the option given to me above to relinquish the whole of the said lands, I shall be permitted to retain possession of such portion of the said lands as I may have brought under cultivation provided—

(a) I ask for the permission to retain such portion within a fortnight from the date on which I receive the order of forfeiture or on which my relinquishment is duly excepted by the Mamlatdar, and

(b) I pay to Government as occupancy price ten times the assessment of the said portion without taking into consideration any amount that I may have paid before taking possession of the said lands in accordance with the terms of this agreement.

Dated the day of 19 at
(Signed)

We declare that who has signed this agreement is to our personal knowledge the person he represents himself to be and that he has affixed his signature hereto in our presence.

(Signed)

(Signed)

We declare to the best of our knowledge and from the best information we have been able, after careful enquiry, to obtain that the person who has passed this agreement is a fit person to be accepted by Government as responsible for the punctual payment of the land revenue from time to time due on the above land.

(Signed)

Patel.

(Signed)

Village Accountant.

Schedule A.

Taluka.	Village.	Survey No.	Area.	Assessment.	Trees valued at Rs.	Remarks.

APPENDIX O-H [Rule 51 (1)]].

FORM OF 99 (50) YEARS LEASE.

[ROYAL ARMS].

THE GOVERNOR OF ^{Bombay}_{Sind}.

TO

WHEREAS

has purchased from Government the right of occupation for a term of _____ years, subject to the conditions hereinafter mentioned of a plot of ground situated in† the _____ Division of † the city (or town *as the case may be*) of _____ being registered No. _____ in the MAP marked Sheet No. _____ and containing about _____ square yards, and of the following shape, and about the following dimensions:—(*here insert sketch or tracing*).

AND WHEREAS the said _____ has paid the purchase money for the said land for the said term, viz., Rupees § I, _____ Collector, hereby lease on behalf of Government to the said _____ (hereinafter called "the Lessee") the right of occupancy of the said plot of ground for the term of _____ years, subject to the following conditions that is to say:—

I. The Lessee shall pay to Government an annual rent of Rupees _____ in respect of the said plot of ground.

II. The Lessee shall pay the said rent in advance in one annual payment on the 1st of August in each year. If the said rent be not paid within three months from the said 1st of August in each year, interest at the rate of nine per cent. per annum shall be charged upon the said rent in arrear from the expiration of the said three months until payment, and if the said rent, together with such interest thereon as shall be due, be not paid within a year from the said 1st of August in each year, payment of such rent and interest shall be enforced by proceeding in any of the modes prescribed by any of the Regulations, or Acts of the Legislature, now or hereafter to be in force relating to the realization of Government land revenue; and if the said rent, together with all interest thereon, be not paid within two years from the said 1st of August, this Lease and all rights thereunder shall become forfeited to Government.

† Omit these words if unnecessary.

§ To be entered in words and figures.

fulfilling the same, provided always that the liability of every transferor under this Lease shall continue until a written notice of such transfer signed by the transferor or his duly constituted agent, shall have been served upon the Collector or other officer authorized by the Collector to receive the same.

X. If the said term should not become forfeited under any of the preceding clauses of this Lease, but should expire by effluxion of time, the Lessee shall have a renewal of the said Lease for such further period as Government may then fix on his consenting to pay the annual rate which may be assessed on the said land at a general revision of assessment at the commencement of such period; as also a premium to be fixed by Government for the continuance of the right of occupancy for such period and if the Lessee shall not assent to comply with such terms, Government shall at the expiration of the then expiring period of _____ years, enter upon and take possession of the said demised premises, and the said _____ heirs, successors, legal representatives and assigns, shall at the expiration of the said term, or within six calendar months after Government shall have given notice of the terms on which it is willing to renew the Lease, clear off all buildings and erections that may be upon the said demised premises unless the Collector and the said _____ heirs, successors, legal representatives and assigns, shall in the meantime agree upon a valuation to be put upon the said buildings and erections, and the Collector shall assent to take them at such valuation.

XI. In this Lease the words "the Lessee" shall include the Lessee, his heirs, successors, legal representatives or assigns; and the words "the Collector" shall include the Collector of the _____ District for the time being and any other officer whom the Government may at any time appoint to exercise the powers of Collector under this Lease.

This Lease is executed on behalf of the Governor of Bombay Sind, by and under the hand and seal of the Collector of the

District, this

day of _____ one thousand nine hundred and _____ A. D.

(Signed)



Collector.

In the presence of _____

APPENDIX O-I [Rules 47 and 51 (2)].

FORM OF SHORT-TERM LEASE.

THE GOVERNOR OF ^{Bombay}
Sind

TO

THIS IS TO CERTIFY THAT

inhabitant of
(hereinafter called "the Lessee") has, subject to the provisions of the Bombay Land Revenue Code, Act V of 1879, and the Rules thereunder and subject to the conditions hereinafter specified, been allowed by the Collector of

hereinafter called "the Collector" acting on behalf of the Governor of ^{Bombay}
Sind (hereinafter referred to as "Government"), to occupy for a period of years* commencing from the day of

19 (hereinafter called "the said term"), a plot of ground situated in† the Division of the city (or town as the case may be) of being registered, No. in the Map marked sheet No. and containing about square yards, and of the following shape and of about the following dimensions:—

The conditions of this Lease are as follows:—

I. The Lessee shall pay to Government for the said plot of ground on the first day of August every year in advance in one annual payment an annual rent of Rs. together with Rs., being the amount of Local Fund Cess thereon.

II. The Lessee shall not erect any permanent building upon the land, and shall at the end of the said term without any objection, without claiming any compensation and without retaining any claim over it, clear and deliver over the said plot of ground to the Collector in the same condition in which he took it.

III. The said plot of ground and all buildings thereon shall be subject to Municipal taxation, and to any taxation for local purposes which is now or may hereafter be imposed (in the whole district), and shall also be subject to any tax affecting the said plot of ground or any of the buildings thereon, of the nature contemplated in the second paragraph of section 45 of the said Land Revenue Code, which may hereafter be imposed by the Legislature.

IV. Failure to comply with any of the above conditions of the Lease or with any provisions of the said Land Revenue Code

* This period may not exceed seven years.

† Omit these words if unnecessary.

or of the Rules thereunder shall render this lease liable to cancellation by the Collector, who may thereupon resume the land and summarily evict the Lessee without notice or payment of any compensation whatever :

Provided that the Collector may, in lieu of such resumption and without imposing any further penalty, order the removal within a prescribed period of any building erected contrary to condition II of this lease, and on such removal not being carried out within the prescribed period may cause the same to be carried out at the expense of the Lessee, or may resume the said plot of ground and all buildings thereon in the manner authorised by this condition : and it shall be in the sole, absolute and unfettered discretion of the Collector, subject to the orders of the Government or the Commissioner, to adopt either one or other of the above remedies as may seem desirable to him in the circumstances.

V. In this lease the words "the Lessee" shall include the Lessee, his heirs, successors, legal representatives or assigns ; and the words "the Collector" shall include the Collector of the

District for the time being and any other officer whom the Government may appoint to exercise the powers of the Collector under this lease.

This lease is executed on behalf of the Governor of Bombay
Sind
by and under the hand and seal of the Collector of the
District, this day of one thousand nine
hundred and A. D.



(Signed)

In the presence of

Collector.

APPENDIX O—J (Rule 55).

SANAD FOR PLANTING TREES IN WASTE LAND.

WHEREAS
Mouze

Taluka

resident of
in the District of
has applied to

No restriction on kind
and number.

plant and rear trees in Government land
in the Reserved Forests in charge of the
Revenue Department and lands set apart

for common village use :

AND WHEREAS the aforesaid application has been duly sanctioned under the authority of Government Resolutions No. 4118, dated 14th June 1901, and No. 4 of 2nd January 1913 ;

Now, this sanad is hereby granted to the said authorising him, his heirs and executors to plant and rear trees within in the marginally noted Government lands or reserved forest in the village of Taluka in the District and to enjoy the produce thereof without

Enter extent, situation and boundary.

any question on the part of Government of any assessment or rent otherwise leviable under the Land Revenue Code or any other similar law in force from time to time on account of the land occupied by or under the trees subject to below-mentioned conditions :—

(i) No right over the land shall be granted to the permit holder.

(ii) The permit holder shall be allowed to erect any fence which may be necessary for the purpose of protecting the trees planted by him.

(iii) The usufruct and the timber of trees, i. e., the leaves, twigs, flowers, fruits and branches of the trees, and the trees themselves when falling or felled shall be given entirely free to the permit holder.

(iv) Power to remove the trees when necessary without claim to compensation shall be reserved to Government, trees so removed being given free to the permit holder under clause (iii).

(v) The permit shall be subject to cancellation if the trees are not planted in accordance with the permit within a reasonable time to be fixed in the permit, and thereafter if they are not in the opinion of the Mamlatdar or Mahalkari properly tended and kept. When a permit is cancelled any tree that may be on the land shall be given to the permit holder under clause (iii) or shall be forfeited to Government as the Mamlatdar or Mahalkari shall direct.

2. The concessions granted to the permit holder shall be continued to his legal heirs without any restriction with regard to succession or transfer.

This Sanad is executed on behalf of the Governor of Bombay
Sind

by and under the hand and seal of
Esquire, Assistant Collector of
this day of

(Signed)

APPENDIX O-JJ (Rules 55 and 56).

Form of Sanad for brick kilns and brick making in unoccupied, unalienated land—*vide* rules 55 and 56 (R. 1417/24-II of 30-4-1929).

Form of Sanad.

A sanad granted this the _____ day of _____ one thousand nine hundred and _____ by the Governor of $\frac{\text{Bombay}}{\text{Sind}}$ (hereinafter referred to as "Government") of the one part to _____ inhabitant of _____ (hereinafter referred to as "the applicant" which expression shall include his heirs, executors, administrators and assigns) of the other part.

2. Whereas the applicant has applied to the Collector of _____ for permission to occupy for a period of $\frac{\text{years}}{\text{months}}$ commencing from the _____ day of _____ 194 _____ (hereinafter called "the said term") a plot of ground situated in the village _____ in the taluka of _____ in the _____ District, being registered No. _____ and containing about $\frac{\text{square yards}}{\text{acres gunthas}}$ and marked A B C D in the sketch hereto annexed (hereinafter referred to as "the said plot") for the purpose of _____.

3. And Whereas the Collector has been authorised to grant under section 62 of the Bombay Land Revenue Code, 1879 (hereinafter referred to as "the said Code") the permission applied for, subject to the provisions of the said Code and the rules and orders thereunder and to the terms and conditions hereinafter contained.

4. Now it is hereby agreed between the Government and the applicant that permission to occupy the said plot for the purpose of _____ shall be and it is hereby granted to the applicant for the said term subject to the provisions of the said Code and the rules and orders thereunder and on the following terms and conditions, namely :

(1) The applicant shall pay to Government during the said term for the said plot on the first day of August every year in advance in one annual payment an annual rent of _____ together with the local fund cess payable thereon at the rate for the time being in force ;

(1) (In the case of short-term leases) the applicant shall pay to Government for the said plot the rent of _____ before entry on the said plot together with the local fund cess payable thereon.

(2) The applicant shall also pay fees at the prescribed rates for earth, kankar, etc., removed from the said plot, the quantity removed being measured from the pits made or bricks manufactured.

(3) Earth shall not be excavated by the applicant to a depth of more than _____ feet below the general level of the said plot and the excavation shall be carried out by him in such a manner as not to make the said plot unfit for cultivation after the expiry of the said term.

(4) The surface of the said plot shall be made level; and all bricks, kilns and other materials used for the purposes of the manufacture of the bricks shall be removed from the said plot before the expiry of the said term; and in default thereof the Collector may cause such levelling or removal to be carried out at the expense of the applicant, which shall be recoverable as an arrear of land revenue, without prejudice to any other penalty to which the applicant may by reason of such default become liable under the provisions of the said Code or the rules or orders thereunder.

(5) The applicant shall not excavate earth within a margin of ten feet along and inside the perimeter of the survey No. _____

(6) Failure to comply with any of the above conditions of the grant or with any provisions of the said Code or the rules thereunder shall render this grant liable to cancellation by the Collector, who may thereupon resume the land and summarily evict the applicant without notice or payment of any compensation whatever.

In this sanad the words "the Collector" shall include the Collector of the District for the time being or any other officer whom the Government may appoint to exercise the powers of the Collector under this sanad.

Sketch.

In witness whereof
 Collector of _____, hath, set his hand and seal
 of his office on behalf of the Governor of ^{Bombay} Sind and the applicant
 has, in token of his acceptance of the conditions hereinbefore
 set-forth, set his hand this the _____ day of _____ one
 thousand nine hundred and _____ A. D.
 Signed, sealed and delivered
 by the abovenamed
 Collector of _____

In the presence of—

1

2

Signed and delivered

by the abovenamed

In the presence of—

1

2

APPENDIX O-K.

Form of agreement under section 67, L. R. C., in cases of use of agricultural lands for the manufacture of bricks.

Cancelled by R. 1890/28 of 1-2-29.

APPENDIX O-L [Rule 87 (b)].

Form of Altered Assessment Sanad when Land was Agriculturally assessed by Error.

Deleted in Bombay.—Vide *G. M. R. D. (Bom.) 1472/B-33 of 30-10-1939.*

APPENDIX O-M [Rules 87 (b)].

ALTERED ASSESSMENT SANAD WHEN LAND WAS LEFT
AGRICULTURALLY UNASSESSED.

Sanad B.

WHEREAS the assessment upon the land hereinafter described by measurement and by the boundaries specified in the schedule and delineated is the map hereto appended and forming non-agricultural survey number _____ in the village of _____ in the taluka of _____ district registered in the name of _____ and at present held by _____ has to be assessed by the Collector in accordance with section 52 of the Bombay Land Revenue Code, 1879.

Now this is to certify that the amount of assessment to be paid annually as land revenue on the said land has been fixed for a term of 50 years from the day of _____ 19 _____ at the sum of Rs. _____ (Rs. _____) payable in each year of the said term on the 1st January annually.

On expiry of the said term and at such further intervals as may from time to time be directed by Government in this

behalf, the assessment aforesaid will be liable to revision in accordance with the said Code, and the rules and orders for the time being in force thereunder :—

Schedule hereinbefore referred to.

Length and breadth		Total measurement superficial area.	Forming (part of) Survey No. or Pot No.	Boundaries.				Remarks.
North to South.	East to West.			North.	South.	East.	West.	

In witness whereof the Collector has hereto set his hand and the seal of his office this day of 19 .



Collector.

APPENDIX O-N.

[REFERRED TO UNDER SECTION 67, RULE 87 (b)].

§(These forms were sanctioned by R. 1188-04.)

FORM A.

(To be used where applicant applies for permission to use for building land hitherto used for agricultural purposes.)

THIS AGREEMENT made this day of one thousand nine hundred and between the Governor of ^{Bombay} _{Sind} (hereinafter referred to as 'Government') on the one part and inhabitant of (hereinafter referred to as "the applicant") on the other part.

WHEREAS the applicant being the occupant of of Taluka has applied to the Collector of (hereinafter referred to as "the Collector") under section 65 of the Bombay Land Revenue Code, 1879, for permission to use for building purposes the plot of land indicated by the letters on the site plan hereto annexed*, forming part of the said

* Care must be taken that this is duly annexed.

and measuring square yards, be the same a little more or less :

AND WHEREAS the Collector has been authorized by Government to grant, under section 67 of the said Code, the permission applied for subject to the provisions of the said Code, and rules and orders thereunder and to the terms and conditions hereinafter contained.

NOW IT IS HEREBY AGREED between the Government and the applicant that permission to use for non-agricultural purposes the plot of land indicated by the letters on the said site-plan (which plot of land is hereinafter referred to as " the said plot of land ") in the particular manner shown in the said site-plan, namely :—

- (A) an area of square yards indicated by a colour and the letters for the purpose of* or for the purpose of an open compound only :
- (B) an area of square yards indicated by a colour and the letters for the purpose of† or for the purpose of an open compound only :
- (C) an area of square yards indicated by the un-coloured portion of the said plot for the purpose of an open compound only :

shall be and is hereby granted subject to the provisions of the said Code, and rules and orders thereunder, and on the following special terms and conditions, namely :—

(1) The applicant in lieu of the present assessment leviable in respect of the said plot of land shall pay to Government without deduction on the day of in each and every year an annual assessment of Rupees (Rs.) during the fifty (50) years commencing on the day of 19 , and ending on the day of 19 , or in composition therefor a lump sum of Rupees (Rs.) being twenty-five (25) times the said annual assessment and thereafter such revised assessment as may from time to time be fixed by the Collector under the said Code and the rules and orders thereunder :

(2) §The applicant hereby gives up, resigns and relinquishes to Government without claiming any compensation therefor all

* Here insert the particular purpose for which the building is to be erected, such as "a residential bungalow and attached outhouses other than a stable or privy."

† Here insert the particular "purpose" for which the building is to be erected, such as "a shop" or "privy."

§ Omit this clause when no such surrender is made.

interest in, and the Collector on behalf of Government is hereby permitted without further notice to the applicant to enter upon and take possession of the following pieces of land, that is to say:—

(a) for the purpose of widening and forming part of the road on the side of the aforesaid plot a strip of land containing by admeasurement square yards, be the same a little more or less, indicated by a colour and the letters on the site-plan hereto annexed ; and

(b) for the purpose of being used as a sweepers' passage (and not as a public thoroughfare) a strip of land situate along and within the boundary of the aforesaid plot and indicated by a colour and the letters on the said site-plan and containing by admeasurement square yards, be the same a little more or less ;

2 (c) In the case of any municipal water, gas or electric scheme requiring the laying of pipes or wires in or through the said land ; the lessees shall permit the laying thereof without making any claim to compensation or rent (R. 1063/28-27th August 1928) ;

(3) The applicant is hereby prohibited under the last paragraph of section 48 of the said Code from using, without the previous permission in writing of the Collector, and part of the said plot of land for any purpose other than that for which permission to use it is hereinbefore granted to the applicant ;

Provided that :—

(i) nothing in the above shall be deemed to prohibit the applicant—

(a) from erecting or constructing, without such previous permission, in the portion (C) (*i.e.*, used for the purpose of an open compound only), boundary walls not exceeding four feet in height, garden-fountains, uncovered steps and similar structures, not being projections from a building, such as varandahs, balconies, eaves or shopboards ;

(b) from constructing, without such previous permission, wells or tanks in any part of such portion (C) that does not lie within a margin consisting of a strip feet broad along and inside the perimeter of the said plot of land ;*

* Here insert any special exception or reservation that may be necessary, such as 'Save on the sides indicated by the lines C. D., E. F., on the said site-plan, where the existing margin as shown therein is allowed to remain.'

(c) * from using without such previous permission, for any non-agricultural purpose, other than that of a shop, a stable or a privy, to an extent not exceeding in total admeasurement square yards, any part of such portion (C) that does not lie within the aforesaid margin ;

and

(ii) where any such prohibited use is permitted by the Collector the applicant shall,† *except in the case of a use of any part of the land measuring square yards and specified in sub-clause (c) of proviso (i) above,* be liable to pay from the date of the use in respect of the land so used such enhanced assessment not exceeding, § Rupees (Rs.) per hundred (100) square yards as the Collector may deem fit to impose, and in any such case the total amount payable under clause (1) of this Agreement shall be modified accordingly :

(4) If at any future date the Collector gives the applicant notice in writing that any portion of the margin specified in sub-clause (b) of proviso (i) to clause (3) of this Agreement is required by Government for the purposes of a road, the applicant shall, at the expiration of one month after the receipt of such notice, quietly surrender and hand over possession of such portion to the Collector on behalf of Government in consideration of receiving from Government in exchange and as full compensation therefor a sum equivalent to thirty (30) times the assessment proportionately payable upon the portion so surrendered, namely, an assessment at the rate of Rupees‡ (Rs.) per hundred (100) square yards :

||Provided, that, where the materials of any gate, wall, pavement or other such authorised erection or construction on such portion cannot in the opinion of the Collector be removed without appreciable loss, such further compensation on this account shall be paid to the applicant as the Collector may deem fit :

(4a) The applicant shall, at his own expense, within one month from the date of this Agreement, place proper and substantial land marks on the boundaries of the said ground to the

* Omit this sub-clause (c) if applicant has not agreed to pay full assessment in respect of the portion (C) so as to be entitled to this concession.

† Omit the words in italics if sub-clause (c) has been omitted.

§ Enter the amount calculated at five times the rate of assessment on the land permitted to be built over under the agreement (paragraph 4 of R. 6411-03).

‡ Enter the amount calculated in accordance with paragraph 1 of R. 1188-04.

|| Proviso added by R. 5088-04.

satisfaction of the Collector (if such land marks do not at the time of this Agreement exist) and shall if so required by the Collector enclose his site by means of such wall or wire or other fencing as may be approved by the Collector, and will carefully preserve such land marks, and such wall or fencing as the case may be and shall renew the same at his own expense as often as the Collector shall deem such renewal to be necessary, and in case of any neglect so to do after due notice in that behalf shall have been given by the Collector, it shall be lawful for the Collector, to cause proper land marks or walls or wire or other fencing as the case may be to be placed on the ground at the sole expense of the said applicant, which expense the said applicant hereby agrees to reimburse by paying to the Collector such amount as the Collector (whose order shall be final) shall fix in that behalf :

* (5) The applicant shall within three (3) years from the date of this Agreement, that is before the _____ day of 19____, erect and complete on the said plot of land† of a substantial and permanent description, and shall in regard thereto duly comply in every respect with the building regulations contained in the Schedule hereto annexed :

(5) (a) The applicant shall not, without special permission erect in the said plot of land any structures having more than [] upper floor (s) in addition to the ground floor :

[Omit this clause if not considered necessary.
(Rs. 5124-18).]

§ (6) The applicant shall remove the existing _____ indicated on the site-plan hereto annexed by _____ a colour and the letters _____ within a period of _____ from the date of this Agreement :

(7) Nothing in this Agreement shall affect the applicant's liability to any payment which may be required under any law for the time being in force for the construction and maintenance of roads and drains :

(8) The Collector may without prejudice to any other penalty to which the applicant may be liable under the provisions of the said Code, or rules or orders thereunder, direct the removal or alteration of any building or structure erected

* As to retention or omission of this clause, vide R-7496-06. Also see note to form M on p. 147, *supra*.

† Here insert description of the buildings, such as "a residential bungalow and outhouses.

‡ Omit this clause when there are no existing buildings to be removed.

contrary to clause (3) or * (5) or *not removed in accordance with clause (6)* of this Agreement within a time prescribed in that behalf by the Collector, and on such removal or alteration not being carried out within the prescribed period may cause the same to be carried out at the expense of the applicant :

(9) AND IT IS HEREBY LASTLY AGREED between the parties hereto that in this Agreement the words "the applicant" shall include the applicant, his heirs, executors, administrators and assigns and the words "the Collector" shall mean the Collector of _____ for the time being or any other officer whom the Government or the Commissioner, Division, or the Collector, directs to exercise the powers or perform the duties of the Collector under this Agreement. And also that the applicant shall bear and discharge all the costs and expenses incurred in the preparation, execution, stamping and registration of these presents.

† IN WITNESS WHEREOF the Collector of _____ has by order of the Governor of ^{Bombay}/_{Sind} hereunto set his hand and the seal of his office, on behalf of the Governor of ^{Bombay}/_{Sind}, and the applicant has also hereunto set his hand the day and year first above written.

	Signed by	
in the presence of		
Signed by		(Applicant's signature).
Collector of		
In the presence of		(Collector's Signature).



* Omit the words in italics when clause [6] is omitted.

† Two copies should be executed, one to be kept by the Collector, and the other to be handed to the applicant.

APPENDIX O-O [Rule 87 (6)].

FORM B.

(To be used where applicant has already used Land for building purposes without permission and applies for permission to continue so to use it).

[1st clause—the same as in Appendix O-N.]

WHEREAS the applicant being the occupant of _____ of Taluka _____ has used for building purposes without the permission of the Collector of _____ (hereinafter referred to as "the Collector") being first obtained as required by section 65 of the Bombay Land Revenue Code, 1879 (hereinafter referred to as "the said Code") the plot of land indicated by the letters _____ on the site-plan hereto annexed* forming part of the said _____ and measuring _____ square yards, be the same a little more or less, and has thereby become liable to the penalties prescribed by section 66 of the said Code ;

AND WHEREAS the applicant has applied for permission to remain in possession of and to continue to use the aforesaid plot of land for building purposes ;

[The rest as in Appendix O-N.]

APPENDIX O-O (1).

FORM OF SHORT TERM LEASE OF PLOTS OF LAND, IN THE
BOMBAY SUBURBAN DISTRICT.

(vide RULE 43-A).

THE GOVERNOR OF BOMBAY,

To

This is to certify that _____ inhabitant of _____ (hereinafter called 'the lessee' which expression shall unless excluded by or repugnant to the context include the lessee, his heirs, successors, legal representatives and assigns), has, subject to the provisions of the Bombay Land Revenue Code, 1879 (Bom V of 1879) and the rules thereunder and subject to the conditions hereinafter specified, been allowed by the Collector of the Bombay Suburban District (hereinafter called 'the Collector' which expression shall include the said Collector and any other officer whom the Government may appoint to exercise the powers of the Collector under this

* Care must be taken that this is duly annexed.

lease) on behalf of Government, to occupy for a period of years* commencing from the day of 194 (hereinafter called 'the said term'), a plot of ground situated in the and containing about square yards, and of the following shape and of about the following dimensions :—

The conditions of this lease are as follows :—

1. The lessee shall pay to Government for the said plot of ground on the first day of August every year in advance in one annual payment an annual rent of Rs. together with Rs. being the amount of local Fund cess therein.
2. The lessee shall not erect any permanent building upon the said plot of ground, and shall at the end of the said term without any objection, without claiming any compensation and without retaining any claim over it clear and deliver over the same to the Collector in the same condition in which he took it.
3. The said plot of ground shall only be used as a site for a and for no other purpose.
4. The lessee will bear, pay and discharge all local and municipal rates, taxes, assessments, duties and charges and any Land Revenue levied under the second paragraph of section 45 of the said Land Revenue Code which at any time during the said term may be or become due or payable in respect of the said plot of ground or of any building or work built or executed thereon.
5. The right of Government to all mines and mineral products is reserved and Government shall have full liberty of access for the purpose of working and searching for the same with all reasonable conveniences.
6. The lessee shall permit the officers, servants or agents of Government at all reasonable times to enter upon and inspect any part of the said plot of ground or premises.
7. [The lessee shall not sublet, assign, mortgage or otherwise encumber the said plot of ground or any portion thereof or any buildings thereon without the previous permission of the Collector].
8. If at any time before the expiration of this lease the said plot of ground or any portion thereof shall be required by Government, the lessee shall surrender the same or such portion thereof free from all incumbrances on Government giving notice in writing of such requirement: and the lessee shall not be entitled to any compensation on this account.

* This period may not exceed seven years.

[1] This condition [i.e. (7)] has been substituted for the original condition in Bombay by G. R. R. D. (Bom.) 9545 of 21-8-1939.

9. Failure to comply with any of the above conditions of this lease or with any provisions of the said Land Revenue Code or of the rules thereunder shall render this lease liable to cancellation by the Collector, who may thereupon resume the land and summarily evict the lessee without notice or payment of any compensation whatever.

Provided that the Collector may, in lieu of such resumption and without imposing any further penalty, order the removal within a prescribed period of any building erected contrary to condition 2 of this lease, and on such removal not being carried out within the prescribed period may lease the same to be carried out at the expense of the lessee or may resume the said plot of ground and all buildings thereon in the manner authorised by this condition : and it shall be in the sole, absolute and unfettered discretion of the Collector, subject to the orders of the Government or the Commissioner, to adopt either the one or the other of the above remedies as may seem desirable to him in the circumstances.

This lease is executed on behalf of the Governor of Bombay by and under the hand and seal of the Collector of the Bombay Suburban District, this day of _____ one thousand nine hundred and _____

(Sealed)

(Signed)

Collector.

In the presence of _____

APPENDIX O-P [Rule 87 (b)].

FORM C.

(To be used where applicant has used Land for building purposes with permission, but is willing to comply with the terms of this Agreement in order to gain the benefits thereof.)

[1st clause—the same as in Appendix O-N.]

WHEREAS the applicant being the occupant of _____ of _____ Taluka _____ District _____ has used to building purposes with the permission of the Collector of _____ (hereinafter referred to as "the Collector") granted under section 65 of the Bombay Land Revenue Code, 1879 (hereinafter referred to as "the said Code"), the plot of land indicated by the letters _____ on the site-plan hereto an-

nexed*, forming part of the said and measuring square yards, be the same a little more or less;

AND WHEREAS the applicant has applied, in lieu of the said permission of the Collector, for permission to use the aforesaid plot of land for building purposes on certain special terms and conditions:

[The rest as in Appendix O-N.]

†Schedule of Building Regulations.

Definitions. 1. In these rules—

(i) "dwelling" means any building or part of a building used or intended for use as a dwelling for human beings, horses, or cattle;

(ii) "window" includes an open space running right through a wall so as to admit of the entry of air.

2. Every building intended to be used as a dwelling for human beings, or as a privy or kitchen, shall have a plinth at least two feet above ground level.

3. (i) Every room that is a dwelling shall be at least eight feet high at every point.

(ii) Every such room shall have a window opening directly into the air outside the house.

(iii) In every such room the total area of such outside windows shall be not less than one-tenth of the floor area.

(iv) In every such room every window shall be so constructed that at least its upper half is open or can be opened.

4. (i) No privy shall be built within five feet of any dwelling or within twenty feet of any kitchen, public road or place of public resort, or within thirty feet of a well or other source of water-supply.

(ii) For every twenty persons a house is intended to accommodate there shall be at least one privy.

(iii) Every privy shall be provided with a moveable receptacle for night-soil with a capacity of not more than two cubic feet.

* Care must be taken that this is duly annexed.

† (1) These regulations are common to the three (A, B, C) forms given above.

[2] For cases in which this schedule is to be replaced by other model regulations, see R.—7496-06.

(iv) Every privy shall be so constructed that the bottom of the receptacle for night-soil, urine or ablu-tion-water shall be at a level at least two feet above ground level.

(v) There shall be ventilation-holes at the bottom both of the door of the privy and the door of the chamber for the night-soil receptacle and also as near the top of the privy as practicable, these latter top-holes aggregating at least two square feet in area.

(vi) The sides and floor of the chamber for the receptacle shall be constructed of hard smooth stone, brickwork plastered with cement, or other non-absorbant material; and the floor shall be so sloped that any liquid discharged on it shall rapidly and easily flow to an outlet.

(vii) The door of the said chamber shall occupy the whole height and width of the chamber and shall open outwards on to a space screened in behind the privy and so arranged that a sweeper may conveniently do his work there without being seen by anyone outside.

(viii) Arrangements shall be made to allow of the receptacle for night-soil being so fixed that it projects on all sides at least one inch beyond the space vertically below the aperture through which night-soil falls.

(ix) Every privy shall be so constructed that urine, and such ablu-tion-water as is not actually used for ablu-tion can be disposed of without entering the receptacle for night-soil,

(5. (i) No cesspool shall be built within twenty feet of a dwelling or kitchen, or within thirty feet of a well or other source of water-supply.

Cesspools.

(ii) Every cesspool shall be constructed of good masonry, at least one foot thick, plastered inside with cement, and shall be perfectly water-tight.

(iii) The bottom of every cesspool shall be at a level not lower than one foot below ground level.

(iv) The sides of every cesspool shall project above ground sufficiently to prevent the inflow of surface drainage.

(v) Every cesspool shall be entirely open to sun and air and shall have a superficial area of at least two square feet.

6. (i) Every outlet for the passage of urine, sullage water or other filthy liquid from any building shall be at a height of at least two feet above ground level.

Urine, sullage water, etc.

(ii) Arrangements shall be made for all such urine, sullage water or other filthy liquid either—

(a) to flow rapidly without touching the walls of the building or the ground through drains of glazed earthenware or other hard, impervious material to points at least twenty feet from the nearest point of every dwelling or kitchen ; or

(b) to fall without touching the walls of the building into a water-tight removable receptacle entirely above ground level and open to light and air.

(iii) Every such drain that is not open to the air shall be trapped at the end nearest the building from which it runs.

7. All land within one hundred yards of any dwelling shall be so cleared and sloped as effectually to prevent the formation of pits or hollows in which water may stagnate, other than cesspools satisfying rule 5.

APPENDIX O-Q [Rule 114].

RULES RELATING TO REVENUE MONEY ORDER FOR THE BOMBAY PRESIDENCY (G. N. 402—16-1-11 AND 6050—26-6-11 AND 9465—28-11-23, R. D. AND SIND (G. N. 582—18-1-15).

Note

Chapters V-A, VI and any word or expression put in brackets [] do not apply to Sind. So also for Sind throughout this Appendix:—

read "Mukhtiarkar" for	'Mamlatdar'
"Head Munshi" ..	'Aval Karkun'
"Tapedar" ..	'Village Accountant'
"Deh" ..	'Village'

CHAPTER I.

SECTION A.—*The object and the use of R. M. O.*

1. R. M. O. are a special class of Inland Money Orders by means of which holders of land paying land revenue to Government may remit the amount due by them to the Mamlatdar through the village accountant of the village in which the land on account of which the amount is payable is situated. They may also be used for payment of principal and interest due in respect of Tagavi loans. The system is chiefly intended for the benefit of absentee land-holders and others in order to enable them to pay instalments due on lands belonging to them, or in which they are interested, in due time.

2. In these rules, the term "Mamlatdar" includes a "Mahalkari" and an "Aval Karkun" who performs the duties of a sub-treasury officer, that is, who supplies funds to, and receives remittances from the post office at his headquarters. The term "village accountant" includes Talatis, Kulkarnis, and Shanbhogs (in Kanara).

3. R. M. O. must be used for two purposes only : (1) for the remittance of land revenue and cesses and of any other item which is due on account of land or is ordinarily payable with land revenue ; and (2) for payment of principal and interest due in respect of Tagavi loans.

4. If a holder holds or is interested in lands covered by different khatas in the same revenue village, he may remit the land revenue due on all such khatas by a single R. M. O. but the amount paid in respect of each such khata should be *separately* entered. Amounts due for different villages may not be included in one order.

5. (a) The system described in these rules is restricted to the payment of land revenue due to the Government of Bombay on land situated within the territorial limits of the Bombay Presidency and of principal and interest due in respect of Tagavi loans granted by the Government.

(b) The use of the system is optional and no land-holder or grantee of a Tagavi loan is compelled to resort to this system of payment unless he wishes to do so.

(c) These rules do not confer the right to pay the land revenue direct into the taluka treasury (without the intervention of the village accountant) on any class of land-holders who are not already in the enjoyment of such right.

(d) These rules do not permit a land-holder or other person to use this system for remittance of land revenue due to any Indian State or to any [Khot or] proprietor of whole villages situated in the territorial limits of the Bombay Presidency.

6. R. M. O.s are payable only to the Mamlatdar of the taluka, but they will be delivered in the first instance without cash, to the village accountant of the village in which the land is situated through the post office by which the village accountant's village is served. The village accountant will, after crediting the amount of each R. M. O. in the village accounts, forward the R. M. O. to the Mamlatdar with his next remittance to the sub-treasury, treating each R. M. O. as cash for the amount for which it is issued. The Mamlatdar will present these R. M. O.s at the post office (head or sub) at his headquarters for payment by book transfer.

SECTION B.—Description of the R. M. O. form.

7. The R. M. O. form is printed on brick-red paper in black ink and is bigger in size than ordinary inland money order form. It is divided into three parts :—

- (1) The money order.
- (2) The coupon or the memorandum of particulars of remittance.
- (3) The acknowledgment.

8. The money order portion of the form is almost exactly like the corresponding portion of the ordinary inland money order form and will be partly filled up by the remitter as in the case of the latter. The coupon which is considerably larger than the coupon of an ordinary money order, contains headings on one side for the entry of full particulars of the remittance, to be filled up by the remitter, for the information of the village accountant and the Mamlatdar. The acknowledgment, which is returned to the remitter through the post office, duly signed by the village accountant, is also larger than the acknowledgment of an ordinary inland money order and contains headings on both sides for the entry of full particulars of the remittance to be filled up by the remitter.

9. No corrections will be allowed in a R. M. O. If a form is presented with corrections in it, the remitter must be required to fill in a fresh form.

10. No restrictions should be placed in the way of supplying R. M. O. forms to any persons who require them. On the contrary, the forms should be freely distributed among revenue payers and grantees of Tagavi loans.

11. Every postmaster (head, sub and branch) will be personally responsible that a sufficient supply of R. M. O. forms is always available in his office. In case of emergency, supplies may be obtained by telegraph direct from the Stock Depot, Postmaster General's Office, Bombay. Divisional Superintendents and Inspectors when visiting post offices will specially see that a sufficient supply of R. M. O. forms is available.

CHAPTER II.

Issue of Revenue Money Orders.

12. R. M. O. may be issued from any head, sub or branch post office under the rules which govern the issue of ordinary Inland Money Orders.

R. M. O. cannot be remitted by telegraph.

13. R. M. O. must, in every case, be drawn on a post office (head or sub) at the headquarters of the Mamlatdar named in the money order, whether such post office is the office by which the village accountant's village named in the money order is served or not. In other words, the payee of a R. M. O. is the Mamlatdar of the taluka although the money order is actually delivered to the village accountant of the village in which the land on account of which land revenue is remitted is situated. If the post office at the headquarters of the Mamlatdar is a branch office, R. M. O. must be drawn on its account office.

14. R. M. O. will be forwarded from the office of issue in the same way as ordinary money orders to the office of payment.

15. The rule prohibiting the inclusion of pies (fractions of an anna) in the amount of R. M. O. does not apply to R. M. O., which may contain any fraction of an anna not less than one pie. Remittances containing fractions of a pie, such as $3\frac{1}{2}$ pies, $5\frac{1}{4}$ pies, or $6\frac{1}{2}$ pies are not allowed.

16. The office of issue will help the remitter in making the required entries and, if necessary, will make entries for him in the R. M. O. form; but no fee or any other gratification whatsoever is to be demanded or accepted, either directly or indirectly, by an official of the Postal Department for this service. Disregard of this order will be punished with dismissal of the official in fault, who will, moreover, render himself liable to any further penalties provided by law.

17. The office of issue is responsible that no R. M. O. is issued in which the coupon or the acknowledgment is not completely filled up.

Note.—The post office has no means of ascertaining the correctness of the information supplied by a remitter. All that it is required to do is to see that entries are made against every printed item in the coupon and the acknowledgment.

18. The name of the remitter and his full address as given by him on the acknowledgment will be noted by the money order clerk or sub-postmaster in red ink on the back of the copy of the money order receipt retained in the office.

19. The letter "R" will be prefixed to the number in the M. O. receipt and this mode of distinguishing R. M. O. will be adopted wherever the number is entered.

20. The number assigned to a R. M. O. by the head or sub-office of issue will also be entered by the money order clerk or sub-postmaster in the appropriate place at the top of the coupon and the acknowledgment.

21. In addition to the stamps that have to be impressed on money orders under the Manual rules, the office of issue will impress its date stamp in the places provided for the purpose on the reverse of the coupon and acknowledgment.

22. R. M. O. refused by the Mamlatdar will be received in the office of issue for repayment to the remitter. Such R. M. O.s will be entered in the "Register money orders received" in red ink and sent out for payment in the usual course.

CHAPTER III.

Delivery of Revenue Money Orders.

SECTION A.—*Procedure to be followed in the office of payment of R. M. O.*

23. (a) *The office of payment* of a R. M. O. is the office (head or sub) on which the R. M. O. is drawn and which gives the Mamlatdar a R. M. O. voucher in exchange for the R. M. O. This office will always be the office at the headquarters of the Mamlatdar or its account office if the office at the headquarters of the Mamlatdar is a branch office.

(b) *The office of delivery* of a R. M. O. is the office (head, sub or branch) by which the village accountant's village named in the R. M. O. is actually served and which delivers the R. M. O. to the village accountant *without cash*.

Note.—There may be cases in which the office of payment may also be the office of delivery.

24. R. M. O. received in the office of payment will be dealt with like other money orders received for payment but they will be sorted into three groups as under :—

(a) Those which are to be delivered direct from the office of payment ;

(b) Those which are deliverable from branch offices in account with the office of payment ;

(c) Those which are deliverable from post offices other than (a) and (b).

These R. M. O.s will be entered in the "Register of money orders received" in red ink in three groups.

25. As regards R. M. O. included in group (a) the instructions given in section B of this chapter will be followed. Those included in group (b) will be sent to the branch offices concerned invoiced in branch office slips. Those included in group (c) will be forwarded by the office of payment to the head or sub-office by which the village accountant's village mentioned in the R. M. O. is served in a postal service cover, the words "Revenue Money Order Nos." being written in red ink on the top of each cover. If the office of delivery is a branch office, the R. M. O. will be sent to its account office and the account office will send the order to the branch office entered in the branch office slip. Post offices which receive R. M. O. for delivery from the office of payment will follow the procedure laid down in Section B of this chapter.

SECTION B.—*Procedure to be followed in the office of delivery of R. M. O.*

26. If the office of delivery is a head or sub-office, the R. M. O. received will be stamped on the date of receipt with the date stamp in the place provided for the purpose on the reverse of the coupon, and particulars of the orders will be entered, in red ink, in the "Register of money orders received."

27. The R. M. O. received for delivery will then be made over under the usual receipt *without cash* to the postman or village postman, as the case may be, for delivery to the village accountant of the village named in each R. M. O. Postmen or village postmen will enter the particulars of R. M. O. in red ink in the postman's book or village postman's register. The letters "R. M. O." will be prefixed to the number of each R. M. O. and the amount of R. M. O. will not be included in the total of M. O. taken out for delivery.

28. The postman or village postman will deliver the R. M. O. to the village accountant concerned without cash under receipt in the postman's book or village postman's register and bring back to the post office only the acknowledgment relating to cash R. M. O. duly signed by the village accountant. The acknowledgment will be made over to the money order clerk or sub-postmaster under receipt in the postman's book or village postman's register. The money order clerk of the sub-postmaster will affix his initials in the "Register of money orders received" against the entry of each R. M. O. on the date on which the acknowledgment appertaining to it is received.

29. If the office of delivery is a branch office, the R. M. O. received will be forwarded to it through its account office in the manner described in rule 25. If the account office is not the office of payment, it will stamp the money orders on the date of receipt with its date stamp in the blank space intended for the postmarks of the offices of posting and destination, and particulars of the order will be entered, in red ink, in the "Register of money orders received" in a separate group. The branch office will stamp the R. M. O. received on the date of receipt with its date stamp in the place provided for the purpose on the reverse of the coupon and enter the particulars of them on the receipt side of the branch office journal in red ink. The orders will then be delivered in the manner prescribed in rules 27 and 28 above. Branch postmasters who perform the duties of a postman or village postman will obtain the village accountant's receipt for the R. M. O. delivered to him in a village postman's register which will be maintained for the purpose. Acknowledgments for R. M. O. will be forwarded immediately they are received by branch offices to their account offices invoiced on the reverse of the branch office daily accounts. But before they are sent to the account office the date of delivery of each R. M. O. will be noted in the branch office journal by the branch postmaster.

30. Head and sub-offices will, once a week, examine the entries of R. M. O. in the register of M. O. received; and if, in any case, the acknowledgments for the R. M. O. sent to a branch office for delivery have not been received after a reasonable time, they will be called for.

31. The branch office daily accounts received from branch offices will be scrutinized by account offices to see that the particulars of R. M. O. sent to them for delivery are not included among the money orders remaining unpaid shown in the column of branch office liabilities. The numbers of R. M. O. remaining undelivered will be shown by branch offices on the reverse of the branch office daily account below the entries of registered articles, etc., in deposit.

32. R. M. O. acknowledgments will be disposed of in the office of delivery and ultimately in the office of issue as per instructions laid down in Chapter VI of these rules.

33. R. M. O. in which omission of the remitter's signature or any particulars of the remittance is noticed will not be taken delivery of by village accountants and such R. M. O. will be forwarded by the office of delivery to the office of issue in a postal service cover for supply of omission and return.

34. If the period of currency of a R. M. O. expires before delivery to the village accountant the period of its currency should be extended in accordance with the rules in the Post Office Manual relating to the extension of the period of currency of ordinary money orders, and it should then be delivered in the usual course to the village accountant.

SECTION C.—*Procedure to be followed by the village accountant in regard to R. M. O. delivered to him.*

35. R. M. O. will be delivered to the village accountant by the branch postmaster, postman or village postman, as the case may be, *without cash*. The village accountant will see that the amount of each order as entered in the money order portion corresponds with that entered in the coupon and in the acknowledgment. If there is no discrepancy he will sign the acknowledgment portion of each R. M. O. detach it, and make it over to the post office official who delivered the money order. The village accountant will then grant a receipt for each R. M. O. delivered to him in the postman's book or village postman's register which will be presented by the post office official along with the R. M. O.

36. If either the coupon or the acknowledgment of a R. M. O. is not completely filled up by the remitter or if the remitter has omitted to affix his signature on the coupon, the village accountant will return the R. M. O. to the post office official and will not grant a receipt in respect of such R. M. O.

37. The village accountant will then have the amount of each R. M. O. (which is in order and for which he has granted a receipt to the post office official) passed through his accounts, treating the R. M. O., in every respect, as cash or currency notes. But the village accountant will, on no account, detain the post office official who must be sent away immediately the acknowledgment portion of each R. M. O. is detached and given to him.

38. The coupon of each R. M. O. will then be detached and carefully filed in monthly bundles by the village accountant.

39. If the amount of a R. M. O. falls short of the amount payable to Government by the land-holder concerned, the amount must still be credited in the village accounts. If, on the other hand, the amount is in excess of the demand, the excess amount should be credited to his account and a report made to the Mamlatdar.

40. Every one of the R. M. O. taken delivery of will be signed by the village accountant and when the day for making the next remittance to the sub-treasury arrives, all the R. M. O. will be sent to the Mamlatdar along with other collections duly entered in a list (form $\frac{\text{R. M. O.}}{2}$).

41. The list will be received back from the Mamlatdar duly signed by him or the accountant. The list will be filed by the village accountant with the coupons of the R. M. O. entered in it.

42. For the purpose of calculating any penalties prescribed by the Revenue Law the date of issue of a Money Order shall be taken as if it were the date of the actual payment to the village accountant.

43. R. M. O. taken delivery of by the village accountant the amounts of which cannot be credited in the village accounts owing to an irregularity in the remittance or any other cause, will be detailed on the reverse of the list and sent to the Mamlatdar without the coupon being detached. The total amount of such R. M. O. will not be included in the amount of remittance made to the Mamlatdar.

CHAPTER IV.

Payment of Revenue Money Orders and Adjustment of Accounts between the Revenue Department and the Post Office.

SECTION A.—Procedure to be followed in the office of the Mamlatdar in regard to R. M. O. received from village accountants.

44. R. M. O. delivered to village accountants under Chapter III of these rules will be received in the taluka office duly signed by the village accountant and invoiced in a list (form $\frac{\text{R. M. O.}}{2}$).

Any R. M. O. in which the omission of the signature of the village accountant is noticed will be sent back to the village accountant for supply of the omission and immediate return. If the amount of any R. M. O. has not been credited in the revenue accounts, owing to any irregularity in the remittance, the R. M. O. will be treated as "Refused" and sent by the Mamlatdar to the post-master or sub-postmaster at his headquarters under receipt. All R. M. O. which have been duly signed by the village accountant will, if their amounts have been credited in the revenue accounts,

be signed by the Mamlatdar and presented daily, at a convenient hour, at the post office (head or sub) at his head-quarters for payment by book transfer.

45. The postmaster or sub-postmaster at the head-quarters of the Mamlatdar will in exchange for the R. M. O., give the Mamlatdar a treasury voucher representing the value of all the R. M. O. presented to the former by the latter, under the usual procedure prescribed for drawing from the treasury or sub-treasury. The words "Revenue Money Orders" will be written in red ink at the top of the voucher. On the reverse of the voucher the following entry will be made by the postmaster or sub-postmaster under his signature :—"Please debit the amount of this voucher to the post office by book transfer." The amount of the voucher will be entered, like other drawings from the treasury or sub-treasury, in the treasury pass-book, but in the column headed "Amount drawn by transfer for revenue or other official money order payments", this entry will be attested by the treasury or sub-treasury officer. The amount of R. M. O. voucher will not be charged against the letter of credit of the postmaster or sub-postmaster.

46. The amount of the R. M. O. voucher will, on the day it is given by the post office, be shown in the Mamlatdar's accounts on the receipt side as amount received on account of land revenue by book transfer and on the disbursement side as amount paid to the post office by book transfer.

47. The list in which the R. M. O. received from the village accountant are invoiced will be signed by the Mamlatdar or other officer and sent to the village accountant from whom it was received for record.

48. If the post office at the head-quarters of the Mamlatdar is a branch post office, the Mamlatdar will forward the R. M. O. received by him from village accountants to the Mamlatdar of the adjoining taluka where there is a head or sub-post office, with a covering letter in a registered cover, requesting the latter to credit the total amount of such orders in his accounts. The Mamlatdar who thus receives R. M. O. in registered covers will present the M. O. duly countersigned by him at the post office (head or sub) at his head-quarters for payment under the rules in this section and pass the amount of the R. M. O. voucher through his accounts in the manner prescribed in rule 46. He will also send an intimation to the taluka to which the revenue properly belongs where the revenue should be entered in detail in the accounts.

SECTION B.—*Procedure to be followed by the Post Office at the head-quarters of the Mamlatdar.*

49. R. M. O. delivered to the village accountants will be presented by the Mamlatdar daily, at a convenient hour, at the post office at the head-quarter of the Mamlatdar for payment, by book transfer.

50. "Refused" R. M. O. the amounts of which have not been credited in the village accounts, will be forwarded by the Mamlatdar separately and the postmaster or sub-postmaster will acknowledge their receipt. Such R. M. O. will be entered in the "Register of money orders received" in red ink and forwarded to the office of issue in a *postal service* cover for repayment to the remitter.

51. R. M. O. the amounts of which have been credited in the revenue accounts, will bear the signatures of the village accountant and of the Mamlatdar. Any R. M. O. in which the omission of the signature of any of the officers mentioned above is noticed, will be returned to the Mamlatdar uncashed for supply of omission and presentation afterwards.

52. The postmaster or sub-postmaster will then give the Mamlatdar, in exchange for the R. M. O. which are in order, a treasury voucher under the rules for drawing funds from the treasury or or sub-treasury for the total value of the R. M. O. The words "Revenue Money Order" will be written in red ink at the top of the voucher and the letters "R. M. O." will also be prefixed to the entry of the transaction in all other documents in which the entry occurs. In the body of the voucher the amount will be shown as received by book transfer, and on the reverse of the voucher the following entry will be made by the postmaster or sub-postmaster under his signature:—"Please debit the amount of this voucher to the post office by book transfer". In the treasury pass book and in the "register of transactions with the treasury" the amount of the voucher will be entered under the head "Amount drawn by transfer for Revenue or other official money order payments". This amount will not be charged against the letter of credit.

53. R. M. O. in exchange for which a R. M. O. voucher is given will be treated like other paid money orders and entered in the journal of money orders paid intended for the Audit Office concerned in a separate group at the end of that day's transactions. Separate totals will be made for R. M. O. and other money orders; the total of both the items will be the amount of money orders paid for that day.

Note.—See Rule 56.

54.

55. Head offices will scrutinize the entries in the "Memorandum of reasons for excess cash balance" received from sub-offices to see that the particulars of R. M. O. remaining undelivered are not included among the Ordinary Money Orders remaining unpaid.

56. R. M. O. presented by the Mamlatdar at the office of payment after the expiry of the period of currency will be paid like other R. M. O. and then dealt with in accordance with the rules in the Post Office Manual relating to the payment of ordinary money orders the period of whose currency has had to be extended.

CHAPTER V.

Procedure to be followed in regard to Revenue Money Orders payable to the Collector of Land Revenue, Bombay.

57. In Bombay City there are no village accountants and R. M. O. must be made payable to the Collector of Bombay, at whose office they will be delivered by the Bombay General Post Office.

58. The accountant attached to the Collector's office to whom R. M. O. are so delivered will follow the procedure prescribed for village accountants in rules 35 to 39, Section "C" of Chapter III of those rules.

Note.—Revenue Money Orders received for payment to the Collector of Bombay which cannot be delivered to the accountant at or before 3 p. m. of the day of receipt, should be detained till the next day.

59. The Collector of Bombay, or any other officer authorised by him, will follow the procedure prescribed for Mamlatdars in Section A of Chapter IV.

60. The Bombay General Post Office will follow the procedure prescribed for the post office at the headquarters of the Mamlatdar in Section B of Chapter IV. The entry of the transaction in the treasury pass book will be attested by the Collector of Bombay.

61. The Collector of Bombay will credit the amount of the voucher to Land Revenue by "book transfer" and show the amount the same day on the disbursement side as amount paid to the post office by book transfer.

CHAPTER V-A.

Procedure to be followed in Regard to Revenue Money Orders remitted by Talukdars.

61-A. In Talukdari villages there are no Government village accountants and Revenue Money Orders remitted by Talukdars will be delivered direct at the office of the Mamlatdar of the Taluka by the post office at his head-quarters.

61-B. In the case of money orders remitted by Talukdars the word 'Talukdari' must be entered by the remitter after the name of the village entered on the Revenue Money Order form and against the item 'On what account remittance is made', and the word 'Talukdar' should be substituted for the words 'registered occupant' on the coupon and acknowledgment.

61-C. The accountant attached to the Mamlatdar's office, to whom the Talukdari Revenue Money Orders are delivered, will follow the procedure prescribed for village accountants in rules 35 to 39 of Section C, Chapter III of these rules.

61-D. The Mamlatdar and the post office at his head-quarter will follow the procedure prescribed for them in Sections A and B of Chapter IV.

CHAPTER VI.

Disposal of Revenue Money Orders Acknowledgment.

62. The acknowledgment appertaining to R. M. O. received by the office of delivery from the village accountants through the postmen or village postmen will be sorted separately for each office (head or sub) of issue and dispatched in envelopes (form $\frac{\text{R. M. O.}}{3}$) addressed to the postmasters of those offices, the serial numbers of the money orders to which the acknowledgments appertain being detailed on the back of the envelope.

63. On arrival in the office (head or sub) of issue, the envelopes will be opened and the acknowledgments contained in each envelope compared with the entries on the back thereof and with the entry on the back of the money order receipt relating to each (see rule 18). The entry on the money order receipt will be initialled in token that the acknowledgment relating to the R. M. O. has been received. The acknowledgments will then be

sorted for distribution to postmen and village postmen or for dispatch to branch office. Acknowledgments for delivery from branch offices should be sent to them entered in the branch office slips. The numbers of all acknowledgments to be given to each postman and village postman will be entered by the sub-account clerk or sub or branch postmaster in the postman's book or village postman's register. The acknowledgments will then be handed over to the postman or village postman.

64. The postman or village postman will deliver the acknowledgments and obtain the signature of the remitter or his agent in each case in the postman's book or village postman's register.

65. Acknowledgments which cannot be delivered in consequence of the remitters not being found will be returned by the postman or village postman to the money order clerk or sub or branch postmaster (as the case may be) and his signature obtained in the postman's book or village postman's register.

66. Undelivered acknowledgments will be kept in the office of issue (if a head office) for a period of 12 months and if still unclaimed will be destroyed.

67. In sub or branch offices, undelivered acknowledgments will be retained for a period of three months and if still unclaimed be forwarded to the head office entered on the daily account. Such acknowledgments will be kept in the head office for a further period of nine months, and if still in deposit will be destroyed.

68. Postmasters, sub-postmasters and branch postmasters of the offices of issue will be responsible that acknowledgments are delivered to remitters of R. M. O. without any unnecessary delay and free of charge. It will be useful to make enquiries as to the punctual and free delivery of acknowledgments from the persons who may call at the post office to have R. M. O. issued.

I.
R. M. O.



On Postal Service.

INDIAN MONEY ORDER.

Land Revenue.

[*Authorised only for remittance of land revenue payable to the Government of Bombay on lands situated within the territorial limits of the Bombay Presidency and of principal and interest due to the Government of Bombay in respect of loans granted by that Government under Acts XIX of 1883 and XII of 1884.*]

To

The Postmaster,

*

----- Fold here -----

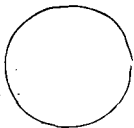
N. B.—*This blank space should be used for the post-marks of the Offices of posting and destination.**

----- Fold here -----

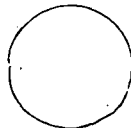
[*This space may be utilized by the Village Accountant for any remarks he may wish to make.*]

Date stamp of office of issue

Date stamp of office of delivery



of m. o.



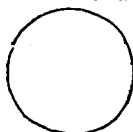
of m. o.

----- Fold here -----

* This will be the post office at the headquarters of the Mamlatdar mentioned on the reverse by the remitter or its account office if the office at the headquarters of the Mamlatdar, is a branch office.

Particulars of Remittance.

(To be entered by remitter.)

Name in full of occupant to whose credit
the remittance is to be entered. } _____Name of village, taluka and district in
which the lands are situated. } _____Date stamp of office } _____
Revenue year for which the
payment is intended. }

of issue of m. o.

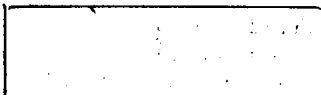
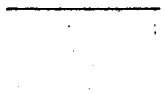
*On what account remittance
is made. _____

Date of remittance _____

Month stamp.

Oblong M. O. stamp on issue.

A. O. stamp.



No. R. _____ Date _____

Rs. a. p.

For

--	--	--

(in words) _____

M. O. Clerk.

Issuing Postmaster.

Received the sum specified above.

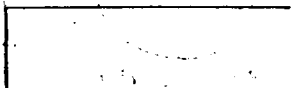


Seal.

Signature (in ink) of
Village Accountant.

Signature (in ink) of Mamlatdar.

Date _____ 19 _____

Round M. O. } Date _____ 19 _____
Stamp autho-
rising payment. }

Signature of paying postmaster.

Oblong M. O. stamp on payment.

* The remitter should state whether the remittance is for land revenue or loan account, he is also advised, if possible, to give the survey number and Khata number.

[Note.—This form will be printed and supplied to Village Accountants by the Revenue Department.]

R. M. O.—2

List of Revenue Money Orders sent to the Mamlatdar at _____
by _____ Village Accountant of Village _____
on the _____ as part of the land revenue.

Number of each Money Order.	Amount of each Money Order.			Remarks.
	Rs.	a.	p.	
Total amount ...				

Signature of Village Accountant.

Received _____ Money Orders amounting to Rupees _____
as per list above.

Dated the _____ 19 _____ Mamlatdar.

List of Revenue Money Orders the amounts of which have not been credited in the village accounts owing to the irregularities in the remittance and not included in the _____

Number of each Money Order.	Amount of each Money Order.			Nature of the irregularity.
	Rs.	a.	p.	
Total ...				

Signature of Village Accountant.

Received _____ Refused Money Orders amounting to Rupees _____
as per list above.

Dated the _____ 19 _____ Mamlatdar.

[NOTE—Forms R. M. O. 3, 4 and 5 not re-printed as they are Postal Departmental Forms.]

APPENDIX O-R [Rule 120].

FORM FOR PROCLAMATION AND WRITTEN NOTICE UNDER SECTION 153. WHEREAS _____ residing at _____ has

Year.	Survey Nos.	Consolidated Land Revenue.
Total...		

not paid a sum of Rs. _____ due by him for Land Revenue and Local Fund Cess on the land specified in the margin, in the village of _____ in the Taluka of _____

Notice is hereby given that on and after the day of 19 , unless the arrears are sooner paid, the Collector proposes to declare the holding to be forfeited.

Dated

Collector.

APPENDIX O-S [Rule 120].

With reference to the attached Notice under section 153 of the Land Revenue Code, residing at is informed that the Collector proposes, after declaring his holding forfeited, to regrant it to him subject to the condition that the occupant shall not transfer it in any way to another person without the sanction in writing of the Collector.

Dated

Collector.

APPENDIX O-T (R. 4204 of 20-3-22).

For Commutation of Service Rights of the Inferior Village Servants in Belgaum at 5 annas Judi, the Land remaining Watan.

Form of Sanad.

Whereas in the District of the following lands are entered in the Government accounts of the year as held on service tenure described below :—

Name of Watan	Name of		Watan Land.				Judi levied in lieu of service.	Total Judi payable to Government.	Balance value of watan holding.
	Taluka.	Village.	Survey No. or Pot No.	Area	Assessment.	Mamul Judi if any.			

And whereas Government have decided to accept a fixed annual payment in lieu of service ;

It is hereby declared that the said land shall be continued hereditarily by the British Government on the following conditions :

(1) That the said holders and their heirs shall continue faithful servants of the British Government and shall render to the same the following fixed yearly dues :—

Mamul Judi, if any
Commutation Judi in lieu of service
Total	_____

tained and on the part of the licensee to be performed the Government hereby grants to the licensee permission to project the said balcony over the said land subject to the following conditions:—

(1) that the licensee shall pay to the Government at the office of the _____ the annual rent of rupees _____ on the first day of _____ in each and every year; the first of such payments to be made on the _____ day of _____ ;

(2) that the licensee shall not, without the previous permission in writing of the Collector of _____, extend or add to the said balcony;

(3) that the permission hereby granted shall not in any way be deemed to convey to the licensee any right to or over, or any interest in, the said land or any easement thereof, or any right to put up posts or supports on the said land for the said balcony;

(4) that in case the licensee's house to which the said balcony is attached falls down, or is destroyed by fire, earthquake, storm, or as a result of civil commotion or by any cause whatsoever or is reconstructed this license shall immediately determine and the licensee shall not be entitled to claim any right to put up a balcony or any similar easement in respect of any building which may be constructed in lieu of the house destroyed as aforesaid;

(5) the Government may cancel this license at any time by giving to the licensee one month's notice in writing of such its intention and at the expiration of such period this license shall cease and be void;

(6) during the subsistence of this license the said balcony shall be deemed to have been constructed and continued by the consent and permission in writing of the Government so that the right of the licensee to project the same over the said land shall not become absolute or indefeasible by lapse of time.

In witness whereof _____ the Collector of _____ hath set his hand and the seal of his office on behalf of the Governor of Bombay Sind the day and year first above written.



Signature of the Collector of
I accept the above conditions.

Signature of Licensee.

ANNOTATED EDITIONS OF LAW BOOKS

BY

K. S. GUPTE, B.A., LL.B., PLEADER.

691, Budhwar, Poona City.

Rs. a. p.

- | | |
|--|------------|
| 1. Bombay Land Revenue Code
3rd Edn. brought upto 1946 | ... 15 0 0 |
| 2. Bom. Land Revenue Rules, 1921
for Bombay & Sind as amended
upto 1946 | ... 3 8 0 |
| 3. Bombay District Police Act | ... 5 8 0 |
| 4. Bombay Shops and Establishments
Act with Rules | ... 3 2 0 |
| 5. Mamlatdars' Courts Act (4th Edn.) | 5 8 0 |
| 6. Bombay Co-operative Societies
Act with Rules, 3rd Edn. (<i>in press</i>) | ... 7 2 0 |
| 7. Bom. Village Police Act (1946 Edn.) | ... 3 0 0 |
| 8. Dekkhan Agriculturists' Relief
Act with Rules, 4th (1946 Edn.) | ... 5 8 0 |
| 9. Bombay Agricultural Debtors
Relief Act, 1939 with Rules (1946 Edn.) | 7 0 0 |
| 10. Bombay Tenancy Act (1946 Edn.) | ... 5 0 0 |
| 11. Bombay Revenue Tribunal Act with
Rules and Regulations, etc. etc. | ... 2 0 0 |

STUDENTS' EDITIONS.

- | | |
|---|-----------|
| 1. Bombay Land Revenue Code
[Stds. (1946) 4th Edn.] | ... 3 0 0 |
| 2. Dekkhan Agriculturists' Relief
Act [Stds. 3rd Edn,] | ... 1 8 0 |