

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

**A W A R D UNDER SECTION 23 OF THE
Right to Fair Compensation and Transparency in Land
Acquisition Rehabilitation and Resettlement Act, 2013**

Award No. : File No.3/34/2018/LAND-ACQ./2017-18/ 1977

Name of the Village : Dabhel, Nani Daman, Daman.

Nature of Acquisition : PERMANENT

Proposed Acquisition : Acquisition of land for construction of Industrial Estate at Dabhel (GDDIDC).

Total area proposed for Acquisition : 210683.00 Sq. Mtrs.(181219.00 Sq.Mtrs. Private Land & 29464.00 Govt. Land).

INTRODUCTION

The proposal for setting up the Industrial Estate at Dabhel near Somnath Mahadev Temple for **Construction of Industrial Estate at Daman** was received from Goa, Daman & Diu Industrial Development Corporation, Daman in the year 1970. The same was proposed to be acquired with an urgency clause. Accordingly, Notification vide No.15-10-70-IPD dated 09/12/1970 was issued. The possession of the land was taken vide Notification No.15-10-70-IPD dated 22/05/1971 by making 2/3rd payment to few affected parties (Total Rs. 30,704/-). Later, the proceedings of the Land Acquisition were challenged, as per the Amendment of 1984 in the Land Acquisition Act. Due to pending litigation, the final award was not passed under the Land Acquisition Act, 1984. As per the Writ Petition No.3269 of 2017, order dated 22/06/2018 of the Hon'ble High Court Bombay, the following award is declared under section 23 Right to Fair Compensation and Transparency in Land Acquisition Rehabilitation and Resettlement Act, 2013.

1) LAND ACQUISITION PROCEEDINGS INITIATED IN 1970s:

- a) The Government of Goa, Daman & Diu had appointed the Collector, Daman to perform the functions of the Land Acquisition Collector U/s.3 (c) of the said Land Acquisition Act, 1894

- b) The Notification u/s 4(1) of the Land Acquisition Act, 1894 was issued vide **No. 15-10-70-IPD dated 09/12/1970** by the Under Secretary, Industries and Labour, Office of the Industries & Power Department, Secretariat, Panaji, Goa for public purpose namely construction of Industrial Estate at Dabhel, Daman. The notices of the notification were issued through publication in Official Gazette Series II No. 37 dated 11/12/1970.

The plan of the said land was kept for inspection at the office of the Collector, Daman and the Office of the Block Development Officer, Daman and the Goa, Daman and Diu, Industrial Development Corporation Office, Panaji, and at various places in the Village Dabhel, Nani Daman.

- c) The Notification u/s 6 of the Land Acquisition Act, 1984 along with the survey description statement and a map showing the exact location of the land to be acquired was submitted by the Land Acquisition Collector, Daman. On the basis of the report, the Government issued a Notification u/s. 6 of the Land Acquisition Act, 1894 vide No. 15-10-70-IPD dated 22/05/1971 that land situated at Village Dabhel, Nani Daman is required for public purpose for **Construction of Industrial Estate at Daman**. The Notification u/s 6 of the Land Acquisition Act, 1894 was issued through publication in Official Gazette Series II No. 6.

The plan of the said land was kept for inspection at the office of the Collector, Daman and the Executive Engineer's Office, P.W.D, Works Division VII, Daman, at various places in Dabhel, Nani Daman. The Mamlatdar, Daman was issued direction to publish the said notification on site.

- d) The said land was proposed to be acquired under urgency clause as per Notification No.15-10-70-IPD dated 22/05/1971.
- e) The possession of the land was taken on 01/07/1971 vide Notification No.15-10-70-IPD dated 22/05/1971
- f) Based on the rates issued by the Office of the Mamlatdar, Daman, the estimate for the land acquisition was worked out at Rs. 60,000/-, and subsequently 2/3rd advance compensation amount was paid to few parties on 08/10/1971.
- g) It was later brought to the notice of the Government that the land was in dispute under the Daman Abolition of Proprietorship of Villages Regulation, 1962. The passing of the Final award was