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No.4(32)/85-SS.II  
Government of India  
Ministry of Home Affairs  
Department of Internal Security  
(Rehabilitation Division )

--

Jaisalmer House, Mansingh Road,  
New Delhi, dated the 20th April, 1989.

To

The Chief Secretary,  
Delhi Administration,  
DELHI.

Subject:-Management and disposal of evacuee urban  
and rural properties and lands situated  
in the Union Territory of Delhi.

Sir,

I am directed to say that after the relief and rehabilitation work for displaced persons from West Pakistan was substantially over, it was decided to wind up gradually the activities of Settlement Wing of this Department. With this end in view, package deals/ administrative and financial arrangements were concluded with various State Governments and evacuee lands and properties were transferred to them for management and disposal. The question of transfer of such properties and lands situated in the Union Territory of Delhi to Delhi Administration has been engaging the attention of the Government of India for sometime past.

2. After detailed discussions, it has been decided that the residuary work relating to composite properties, evacuee urban and rural properties and lands in Delhi may be transferred, in public interest, to Delhi Administration for management and disposal.

3. Accordingly sanction of the President is hereby conveyed to the following arrangements being made with the Delhi Administration for the management and disposal of the residuary work in accordance with the Displaced Persons (Compensation and Rehabilitation) Act, 1954

contd..2/-

and the rules framed thereunder :-

- i) The work relating to administration, management and disposal of the remaining urban evacuee built up properties, urban evacuee plots, rural evacuee agricultural lands and houses and composite properties will stand transferred to Delhi Administration w.e.f. 1st May, 1989. The Delhi Administration shall administer, manage and dispose of these lands/properties to the best advantage of the Government ;
- ii) The work relating to recovery of rent (arrears as well as current) in respect of above mentioned properties shall also stand transferred to Delhi Administration w.e.f. 1st May, 1989 ;
- iii) Delhi Administration shall take over all litigation cases pending in Supreme Court, High Court, Civil Courts/Revenue Courts etc. relating to the above-mentioned properties in Delhi.

4. The expenditure in connection with the administration and management of lands/properties, recovery of rent and litigation etc. shall be met by the Delhi Administration from their own budget. The realisations made by them from the disposal of lands/properties recovery of rent etc. shall be credited to their appropriate receipt head.

5. Consequent upon the transfer of work to Delhi Administration, 46 posts along with incumbents as indicated in Annex 'I', will be transferred to Delhi Administration w.e.f. 1st May, 1989. The budget provision made for these posts in the demand of this Division will be surrendered and accordingly the provision will be increased in the demand of Delhi Administration. The transferred incumbents will be kept en-bloc as a separate unit and their inter-se seniority, promotion, confirmation etc. will be governed by the existing recruitment rules of these posts in the Settlement Wing.

7 posts out of these 46 posts are lying vacant and in case Delhi Administration, for administrative reasons and expediency, wants to create some other posts at Secretariat level then they may do so by abolishing

contd..3/-



these posts and creating new posts with equivalent expenditure. For this, they may move a separate proposal through Delhi Desk of Ministry of Home Affairs.

6. Necessary powers under the Administration of Evacuee Property Act, 1950 and Displaced Persons (Compensation and Rehabilitation) Act, 1954 as indicated in Annex. 'II' will be delegated to the officers of the Delhi Administration nominated by them. Thereafter, the cases pertaining to Delhi Evacuee Properties on the board of different departmental Tribunals will be transferred to them.

7. Besides the current and closed files of litigation and judicial cases (old records upto 1972 have been weeded out on the advice of the National Archives) Delhi Administration will also take over closed files relating to the evacuee properties/ agricultural lands in Delhi.

8. The officers and staff transferred to the Delhi Administration will continue to use the present premises but function as a separate Wing under Delhi Administration. This arrangement will continue for a period of one year within which time, Delhi Administration will make their own arrangements for accommodating the office and records.

The furniture and other office equipments and accessories such as telephones, typewriters etc. being used by the present officers and staff being transferred to Delhi Administration will also be transferred to them through book transfer.


9. The Delhi Administration shall pay a token sum of Rs.1/- (Rupee one only) to the Central Government by way of Demand Draft drawn in favour of the Deputy Controller of Accounts, Rehabilitation Division, Department of Internal Security, Ministry of Home Affairs, New Delhi.

contd..4/-

10. Necessary arrangements for taking over the records from Rehabilitation Division will be made by the Delhi Administration. The members of staff, who are to be transferred along with work, will list out the records and prepare lists of current/closed files/registers for proper transfer. A list of such records will be submitted to the Settlement Wing of Rehabilitation Division.

11. This issues with the concurrence of the Finance Branch vide their I.D. No.492/FIN/89, dated the 28th March,1989.

Yours faithfully,



( G.P.S.SAHI )  
JOINT SECRETARY TO THE GOVT.OF INDIA



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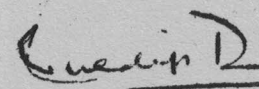
Copy to :-

1. Lt. Governor, Delhi.
2. Secretary, Land and Building, Delhi Administration, Vikas Bhawan, New Delhi.
3. Deputy Commissioner, Delhi, Tees Hazari Court, Delhi.
4. Vice Chairman, Delhi Development Authority, New Delhi.
5. Commissioner, Municipal Corporation of Delhi, Delhi.
6. Secretary, New Delhi Municipal Corporation, New Delhi.
7. Secretary, Ministry of Urban Development, New Delhi.
8. Land and Building Office, Nirman Bhawan, New Delhi.
9. Additional Session Judge, (Appellate) Tees Hazari Court, Delhi.
10. Sr. Sub-Judge, Tees Hazari Court, Delhi.

Copy also forwarded to:-

1. P.S. to HM/MOS(S)/Secretary (AS(J)
2. Sr.P.A. to JS(UT)/Director(Delhi)/JS(S)/CSC/F.A.
3. Information Officer of the Ministry of Home, Shastri Bhawan, New Delhi.
4. Budget Section/Finance Branch/SS.I Section. Asstt.
5. Settlement Commissioner. He is requested to make necessary arrangements to transfer the records, staff etc.

ASC(A)/ASC(P)/All Officers/Sections of Settlement Wing.

  
DEPUTY SECRETARY

## ANNEXURE I

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Posts proposed to be transferred to Delhi Administration  
alongwith incumbents working on them.

<u>Group of Posts</u>	<u>Permanent</u>	<u>Temporary</u>	<u>Total</u>
<u>Group 'A'</u>			
Asstt. Settlement Commissioner Rs.3000-100-3500-125-4500	1	-	1
<u>Group 'B'</u>			
Settlement Officer Rs.2375-75-3200-EB-75-3200	1	1	2
Asstt. Settlement Officer Rs.2000-60-2300-EB-75-3200	3	-	3
Assistant Engineer Rs.2000-60-2300-EB-75-3200-100-3500	1	-	1
<u>Group 'C'</u>			
Senior Valuer Rs.1400-40-1800-50-2300	1	-	1
Senior Accountant Rs.1400-40-1600-50-2300-EB-60-2600	1	1	2
Stenographer Rs.1200-30-1560-EB-40-2040	3	-	3
Rs.1400-40-1800-EB-50-2300 (Selection Grade Personal to the incumbents only)			
UDCs/Accountant Rs.1200-30-1560-EB-40-2040	13	1	14
LDCs Rs.950-20-1150-EB-25-1500	5	-	5
Patwari Rs.950-20-1150-EB-25-1400	2	-	2
<u>Group 'D'</u>			
Daftri Rs.775-12-955-EB-14-1025 Rs.800-15-1010-EB-20-1150 (Selection Grade personal to the incumbents only)	3	-	3
Khalasi Rs.775-12-955-EB-14-1025	1	-	1

contd..2/-



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Peon	5	5
Rs. 750-12-870-EB-14-940		
Farash	1	1
Rs. 750-12-870-EB-14-940		
Safaiwala	1	2
Rs. 750-12-870-EB-14-940		

SUMMARY

Group	A	B	C	D.	Total
Permanent	1	5	25	11	42
Temporary	-	1	2	1	4
	1	6	27	12	46

ANNEXURE - II

PATTERN OF DELEGATIONS MADE BY THE GOVT. OF INDIA, MINISTRY OF HOME AFFAIRS, (REHABILITATION DIVISION) TO THE OFFICERS OF THE DELHI ADMINISTRATION UNDER THE ADMINISTRATION OF EVACUEE PROPERTY ACT, 1950; EVACUEE INTEREST (SEPARATION) ACT, 1951 AND THE DISPLACED PERSONS (C & R) ACT, 1954.

S.No.	Nature of appointment made/powers delegated.	Provision of the Act under which powers have been delegated.	Designation of Officer of the State Govt. to whom powers have been delegated.	Remarks
1.	Appointment of Competent Officers	Sec.4 of the Evacuee Interest (Separation) Act, 1951 (Act IXVI of 1951)	Person who has held judicial office for at least 5 years or has been advocate or pleader for at least 7 years.	Powers already delegated to the officer of Delhi Administration.
2.	Appointment of Appellate Officers	Sec.13 of the Evacuee Interest (Separation) Act, 1951.	Persons who has been or is qualified for appointment as a Judge of a High Court or is or has been a District Judge.	
3.	Appointment of Assistant Custodian General.	Sec.5 of the Admn. of Evacuee Property Act, 1950 (Act XXXI of 1950)	Under Secretary/Deputy Secretary of the State Government.	
4.	Appointment of Addl. Custodian of E.P.	Sec.6 of the Admn. of Evacuee Property Act, 1950.	PCS/Officers of the State Government.	
5.	Deputy or Asstt. Custodian of E.P.	Sec.6 of the Admn. of Evacuee Property Act, 1950.	Gazetted Class II Officers of the State Government.	

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6. Appointment of Settlement Commr.      Sec.3 of the D.P. (C&R) Act, 1954 (Act XXXIV of 1954)      Under Secretary of the State Government.
7. Delegation of powers of C.S.C.      Sections 23, 24 and 28 of the D.P. (C&R) Act, 1954.      Under Secretary of the State Government appointed as Settlement Commissioner.
8. Residuary powers of the Central Govt. D.P. (C&R) Act, 1954.      Section 33 of the      Secretary to the Govt. of State.



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PATTERN OF DELEGATION MADE BY THE GOVT. OF INDIA, MINISTRY OF HOME  
AFFAIRS (REHABILITATION DIVISION) TO THE OFFICERS OF DELHI  
ADMINISTRATION WITH REGARD TO WRITING OFF OF ARREARS OF RENT/  
DAMAGE CHARGES.

- | S.No. | Designation of the officer of the State Govt. empowered to write off irrecoverable arrears of rent/damage charges.                           | Extent to which empowered to write off irrecoverable arrears of rent/damage charges in each individual case. |
|-------|--|--|
| 1.    | Deputy Commissioners functioning as ex-officio Settlement Commissioners in charge of management of acquired evacuee properties in the State. | Rs.2,000/- in each individual case.  |
| 2.    | Additional Settlement Commissioner in charge of management of evacuee acquired rural lands and properties.                                   | Rs.2,000/- in each individual case.  |
| 3.    | Additional Custodian of Evacuee Property.  | Rs.2,000/- in each individual case.  |