

LAND REFORMS DEPARTMENT

From
Tmt. V.Kalaiarasi, I.A.S.,
Director of Land Reforms &
Commissioner of Land Reforms (i/c),
Chepauk, Chennai-5.

To
All District Collectors
(Except Chennai).

Rc. D1/ 3042/2016 (L.Ref), Dated 30.5.2017

Sir,

Sub: Land Reforms – Forwarding of declaration in Form 15 to be made by the transferee under Section 19(1) of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Act, 1961, as amended to the Authorised Officer – Continuance of forwarding of Form 15 declaration by the Registering Authority to the Sub Collectors / Revenue Divisional Officers conferred powers of 'Authorised Officer' Restructuring of Land Reforms – Request to forward Form 15 declaration to all the Sub Collectors / Revenue Divisional officers - Instructions issued to all Deputy Inspector General of Registration by the Inspection General of Registration – Regarding.

Ref: This office reference Rc. D1/ 3042/2016 (L.Ref),
Dated 12.4.2016.

You are aware that the Land Reforms Act has been enacted to acquire the excess lands from the persons who are holding lands in excess of the ceiling area and to distribute such excess lands either to landless agricultural labourers under rule 8 or to retain such portion of surplus lands for the benefit of public under rule 13 of the Tamil Nadu Land Reforms (Disposal of Surplus Land) Rules, 1965, as amended.

To find out whether any transferee purchased land in contravention of the provisions contained under the Act and to take action as deem fit in accordance with the provisions of the Act and the Rules made there under, a provision in Section 19 of the Act has been made which provides the Registering Authority to forward the declaration made by the transferee, as to the total extent held by him to the Authorised Officer.

Section 19(1) of the Act envisages that, *"On and after the notified date, no document relating to any transfer of land either by sale, gift, exchange, lease, possessory mortgage, surrender, agreement, settlement or otherwise, shall be registered unless a declaration in writing is made in duplicate in such form as may be prescribed and filed by the transferee before the registering*

authority under the Indian Registration Act, 1908 (Central Act XVI of 1908), as to the total extent of land held by him".

Section 19(2) of the Act envisages that, *"The registering authority referred to in sub-section (1) shall forward within such time and in such manner as may be prescribed, one copy of the declaration referred to in sub section (1) to the authorized officer, within whose jurisdiction the land which is the subject matter of the transfer or the major part thereof is situated".*

As per rule 25 of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Rules, 1962, the Registering Authority has to forward the copies of declarations filed during a fortnight within a week after the expiry of the fortnight by registered post with an invoice in duplicate showing the number of declarations sent and the registration numbers of the documents to which the declarations relate. The authorized officer shall, on receipt of the declarations, return the duplicate copy of the invoice duly acknowledged".

The above declaration in Form 15 was being sent to the erstwhile Assistant Commissioner (Land Reforms) periodically by the respective Sub Registrars under their jurisdiction. The erstwhile Assistant Commissioner (Land Reforms), through such declarations had found out many cases attracting the provisions of the Act and after due process of law had declared the excess lands as surplus.

As all the 6 Offices of the Assistant Commissioners (Land Reforms) was disbanded and the powers of 'Authorised Officer' have been conferred to all the Sub Collectors / Revenue Divisional Officers, the Inspector General of Registration, Chennai was requested to issue necessary instructions to all the District Registrars and Sub Registrars in the State to send such declaration in Form 15 to the Sub Collectors / Revenue Divisional Officers concerned.

Accordingly, the Inspector General of Registration, Chennai has issued instructions to all the Deputy Inspectors General of Registration to give suitable instructions and to monitor that the Sub Registrars forward the declaration in Form 15 to the Authorised Officers of concerned Sub Collectors / Revenue Divisional Officers so as to ascertain the total extent of land held by an individual in their reference 2nd cited.

I therefore request you to kindly issue necessary instructions to the Sub Collectors / Revenue Divisional Officers in the District to monitor whether such declarations are being received every fortnight from the Sub Registrars under their jurisdiction and if they have not received such declaration, to instruct them to take up the matter with the Deputy Inspector of General concerned and to ensure that the declarations are being received by them regularly.

I request you to kindly send a copy of the instructions issued to the Sub Collectors / Revenue Divisional Officers in this regard. I also request

you to kindly send your report on the receipt of declaration in Form 15 by the Sub Collectors / Revenue Divisional Officers and its disposal every month in the format enclosed.

Yours faithfully,
Sd/-V.Kalaiarasi
Director of Land Reforms &
Commissioner of Land Reforms (i/c)

Copy to all District Revenue Officers in the State
Copy to all Sub Collectors / Revenue Divisional Officers
Copy to stock file of D1, G1.
Copy to stock file of C & E Section.

/ forwarded by order /

Superintendent.

Periodical format on receipt of declaration in Form 15 and its disposal and follow up action

PDL No.....

Due date : 10th of every month

Name of Division	No. of Sub Registrars under their jurisdiction	Total number of declaration in Form 15 received in the month	No. of declaration in Form 15 received category-wise		
			Individual	Public Trust	Company
1	2	3	4	5	6

Number of cases attracted after verification of connected records				No. of cases in which notices have been issued		Remarks, if any
No. of individuals attracted	No. of individuals not attracted	No. of companies attracted	No. of companies not attracted	In the case of individuals (out of Col.8)	In the case of companies (out of Col. 10)	
7	8	9	10	11	12	13

Note:

In the case of Public Trust, any land registered by a Public Trust is straightaway attracted under the provisions of the Act and therefore action have to be taken under section 20-A of the Act.

If any Public Trust / Company mortgaged lands and a declaration to that effect has been received and if such Public Trust / Company applied for grant of permission u/s 37-B / 37-A, the details of mortgage must be taken note of in the 37-B / 37-A file.

Registration Department

From

To

The Inspector General of Registration,
100, Santhome High Road,
Chennai - 600 028.

All Deputy Inspectors General of
Registration

No.18224/C1/2016 dated 24.03.2017.

Sir/Madam,

Sub: Land Reforms - Forwarding of declaration Form 15 to be made by the transferee under section 19(1) of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Act, 1961, as amended to the Authorised Officers - continuance of forwarding of Form 15 declaration by the Registering authority to the Sub Collectors/Revenue Divisional Officers - Instructions issued - Regarding.

Ref : Principal Secretary/Commissioner of Land Reforms/
Letter No.D1/3042/16/(L.Ref.) dated 12.4.16.

The letter of the Principal Secretary/Commissioner of Land Reforms is enclosed herewith. The Commissioner of Land Reforms in the reference cited has stated that the practice of forwarding of declaration Form 15 to the Authorised Officers/Sub Collectors/Revenue Divisional Officers by the Sub Registrars/District Registrars should be continued to ascertain the total extent of land held by an individual/ transferee.

All Deputy Inspectors General of Registration are directed to monitor their respective District Registrars/Sub-Registrars whether Form 15 is sent to the concerned Sub Collectors/Revenue Divisional Officers as per the Standing Order No.182.

The receipt of this letter should be acknowledged by all Deputy Inspectors General of Registration and also directed to ensure that the details furnished by them are proper and correct. Any failure in this aspect will be viewed very seriously.

For Inspector General of Registration

[Signature]

[Signature] 24.3.2017