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ABSTRACT

Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Act, 1961 as amended – Krishnagiri District – Hosur Taluk – Mugalur and Hosur Villages – Land held by Tvl. Sishya Educational Trust – Permission under section 37-B of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Act - Grant of permission under section 37-B of the Act - Orders Issued.

REVENUE & DISASTER MANAGEMENT DEPARTMENT,
LAND REFORMS WING, LR.3(2) SECTION

G.O.(Ms)No.115

Dated: 14.03.2024

சோபகிருது வருடம்,

பங்குனி 01, ஆம் நாள்

திருவள்ளூர் ஆண்டு-2055

Read:

1. Tvl.Sishya Educational Trust, Krishnagiri District Application dated 21.05.2012 and 23.7.2018.
2. Government letter No.27261/LR.3(2)/2018-1, Revenue Department, dated 02.08.2018.
3. From the Principal Secretary/Commissioner of Land Reforms, Ref.No.C1/10471/2018, (L.Ref.), dated 30.05.2022.
4. Government letter No.e-12869/LR.3(2)/2022-2, Revenue Department, dated 26.09.2023.
5. From the Commissioner of Land Reforms/Directorate of Land Reforms (FAC), Ref.No.C1/10471/2018, (L.Ref.), dated 17.10.2023.

ORDER:

In the application first read above, Tvl.Sishya Educational Trust has requested the Government to grant permission under section 37-B of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Act, 1961 as amended to hold the lands to an extent of 31.77 acres in Mugalur and Hosur Village, Hosur Taluk, Krishnagiri District for educational purpose.

2. The Principal Secretary/ Commissioner of Land Reforms has sent detailed report after getting report from the District Revenue Officer, Krishnagiri District. She has stated that Tvl. Sishya Educational Trust in its application to the Government, has requested for grant of permission under section 37-B of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Act, 1961 to hold the lands to an extent of 31.77 acres in Mugalur and Hosur Village, Hosur Taluk, Krishnagiri District for educational purpose of setting up of Educational Institution.

p.t.o.

3. The District Revenue Officer has stated that the Trust namely Tvl.Sishya Educational Trust has executed a Trust Deed vide Document No.31/1989, dated 18.01.1989. In this regard, it is seen from the Trust deed that the Trust has been started by Tr.B.Kesavan, Tr.P.R.Thiyagarajan and 5 others Authors of the Trust. The Main object of the Trust is to run educational/ Hospital institutions. A verification of sale deed and village accounts reveals that the extents of 31.40 acres of lands are in the name of the Trust. The Trust has applied the Government to an extent of 29.97 acres in Mugalur Village and 1.80 acres of Hosur village. District Revenue Officer inspect the land in Hosur Rural village and verified sale deed, village accounts reveals that the extent of 1.43 acres in Hosur village in the name of the Trust and at the time of purchase the said lands located in town panchayat of Hosur village, at present it comes under the Town Survey No.46, Block No.29, Ward D. Now, the Trust holding to an extent of 31.40 acres. Patta have also been effected in the name of the Trust and poramboke land has not encroached. The Trust has produced the Balance sheet/Income Tax statement for the year 2019-20, 2020-21, 2021-2022. The District Revenue Officer has recommended to grant permission under section 37-B of the Act to hold lands in Krishnagiri District, Mathigiri and Hosur Taluk, Mugalur and Hosur villages for educational Purpose.

4. In the letter third read above, the Principal Secretary/Commissioner of Land Reforms has recommended for grant of permission under section 37-B of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Act, 1961 to Tvl.Sishya Educational Trust to hold lands to an extent of 31.40 acres in Mugalur and Hosur village, Hosur Taluk, Krishnagiri District for educational purpose. The applicant Trust running two educational institutions namely Sishya CBSE School and Sishya Play School as per School Education norms is 3.00 acres each, totalling 6 acres. The Trust is holding 31.40 acres and the Trust has utilised 26.37 acres and submitted plan of action for the unutilised extent of 5.03 acres towards construction of staff quarters in future. The Commissioner of Land Reforms has sent a copy of the extract of village accounts for reference to Government.

5. The Government after careful examination, have decided to accept the recommendation of the Principal Secretary / Commissioner of Land Reforms. Accordingly permission is granted under section 37-B of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Act, 1961 to Tvl.Sishya Educational Trust to hold the lands to an extent of 31.40 acres in Mugalur and Hosur Villages, Hosur Taluk, Krishnagiri District for educational purpose by condoning the delay of 2616 days for submission of Application in Form-38 and subject to the following conditions:-

- a) The unutilized extent of 5.03 acres to be utilized within a period of three years.
- b) The lands covered by permission should not be sold.
- c) The trust should not encroach any Government poramboke land if any in the midst of its land parcel and should allow access to it.

- d) The trust should abide by the conditions stipulated in Rule 66(2) of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Rules, 1962 shall be followed.
- e) The Government may cancel the permission granted under section 37-B, if any of the conditions specified therein is breached.

(BY ORDER OF THE GOVERNOR)

V.RAJARAMAN
SECRETARY TO GOVERNMENT.

To

- ✓ The Commissioner of Land Reforms, Chepauk, Chennai-5.
The District Collector, Krishnagiri.
The District Revenue Officer, Krishnagiri.
Tvl.Sishya Educational Trust,
Sishya School, Thally Road
Hosur, Krishnagiri District – 635 109.

Copy to:

- The Special Personal Assistant to the Hon'ble Minister for Revenue and Disaster
Management Department, Secretariat, Chennai-9.
The Private Secretary to Secretary to Government, Revenue and Disaster
Management Department, Secretariat, Chennai-9.
The Revenue and Disaster Management [OP.II] Department,
Secretariat, Chennai-9.
Stock file/Spare Copy.

//FORWARDED BY ORDER //

o/l bnnl 14/03/2021
SECTION OFFICER

o/l
14/3/24

**ANNEXURE-I to G.O. (Ms.) No.115 , Revenue and Disaster
Management Department, Dated:14.03.2024**
**Details of the Lands for which permission granted under section 37-B of
the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Act, 1961 to
Tvl.Sishya Educational Trust**

**District: Kanniyakumari
Taluk : Hosur
Villages : Mugalur and Hosur**

SI.No	Survey No.	Total Extent
Village : Mugalur		
1.	612/1B	0.8
2.	613/2	0.6
3.	634/1	3.22
4.	612/2	1.90
5.	636	3.00
6.	613/3	2.58
7.	632	3.99
8.	634/2	1.42
9.	199/1	1.98
10.	613/1	0.99
11.	614/2	4.46
12.	633/2	5.03
	Total	29.97
Village: Hosur		
1.	238/1A1, 238/2A2A, 238/1A2A, 238/2C, 238/1C, 238/1A1, 238/2A1 (now these survey numbers comes under the Town Survey number 46, Block 29, Ward D)	1.43
	Total	1.43
	Grand Total	31.40

**V.RAJARAMAN
SECRETARY TO GOVERNMENT**

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SECTION OFFICER

14/3/24

**ANNEXURE-II to G.O. (Ms.) No. 115, Revenue and Disaster Management
Department, dated.14.03.2024**

(See rule 66(2) of the Tamil Nadu Land Reforms (Fixation of Ceiling on Land) Rules, 1962)

1. If the land proposed to be acquired by the Trust is required for the establishment of any educational institution or hospital the land shall be fully utilised for such establishment within such period as the Government may, from time to time, by general or special order, specify. In the absence of such an order, the land shall be utilised for such establishment within period of five years from the date of the order granting permission.

2. If the land proposed to be acquired by the Trust is required for future expansion of any existing educational institution or hospital by way of additional to, alteration of or improvement to, any educational institution or hospital the land shall be fully utilised for such expansion within such period as the Government may, from time to time, by general or special order specify. In the absence of such an order, the land shall be utilised for such expansion within a period of five years from the date of the order granting permission.

(a) If the land held by the Public Trust is intended for raising agricultural produce to be used for the inmates of the educational and hospital trust, the permission shall be for a period of three years, but the Government may time to time, extend the permission for a further period not exceeding three years at a time. A substantial portion of such produce shall be utilised for the main or ancillary purpose of such Public Trust.

3. The Public Trust shall, at all reasonable times, allow the lands to be inspected by an Officer authorised by the Assistant Commissioner (L.Ref.), to verify whether the conditions subject to which permission is granted or whether such other conditions as may be specified by the Government by general or special order are complied with and in case they are not complied with, he shall report of the matter to the Government, through the Land Commissioner, for such action as the Government may deem fit;

4. The Public Trust shall furnish any information called for by the Government or by an Officer Sub-Ordinate to the Government.

5. In the event of the Public Trust ceasing, it shall inform the Government above such ceasser and the Government may, either suo motu or on receipt of such information, make such enquiry as they deem fit and cancel the permission.

Provided that before such cancellation, the Public Trust shall be given a reasonable opportunity of being heard;

6. If, at any time, the Public Trust is transferred the transferer and the transferee shall, within thirty days from the date of such transfer, intimate the fact of transfer to the Government and the Government may, after making such enquiry as they deem fit;

(a) pass an order directing that the permission already granted to the transferor shall operate in favour of the transferee on the same terms and conditions subject to which the permission was granted to the transferor, with effect from the date of the transfer for the unexpired period of the permission;

or

(b) cancel the permission after giving the transferee an opportunity of being heard:

7. (a) If the land in respect of which permission has been granted is used for any purpose other than the purpose for which permission was granted the Public trust concerned shall intimate the diversion of the purpose to the authorised Officer, within 30 days from the date of which such diversion or purpose takes place.

(b) the authorised officer shall, on receipt of such intimation, inspect the land and make such enquiry as he deems fit and if he is satisfied that the land is not used for the purpose for which the permission was granted or for any ancillary purpose, he shall report the matter to the Government through the Land Commissioner, for such action as the Government may deem fit;

8. The Public trust shall maintain accounts for the income derived from the educational institutions or hospital for which permission was granted and for the expenditure thereon. The expenditure shall be supported by authenticated vouchers. The Public Trust shall be at all reasonable times, allow such accounts and vouchers to be inspected by the Assistant Commissioner (L.Ref.) or an Officer authorised by him to verify whether the income derived from the educational institution or hospital for which the permission was granted is utilised for the purpose for which the permission was granted and in any case where such officer is satisfied that any portion of the income derived from the educational institution or hospital is utilised for any purpose other than the purpose for which permission was granted, he shall report the matter to the Government through the Land Commissioner, for such action as the Government may deem fit;

9. The Public trust shall comply with such other conditions as the Government, may from time to time, by general or special order specify;

10. In the event of the cancellation of permission by Government for violation of any of the conditions subject to which the permission is granted, the provisions of the Act shall apply to the land in respect of which the permission was granted and action shall be taken under that Act accordingly by the authorities concerned.

V. RAJARAMAN
SECRETARY TO GOVERNMENT.

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