NO. F. 4(19)-RD/34
GOVERNMENT OF TRIPURA
REVENUE DEPARTMENT
(L. R. CELL)

AGARTALA,
Dated, the 2nd September, 89.

MEMORANDUM

Subject: Allotment of land to non-tribals within the Autonomous District Council Areas.

The undersigned is directed to say that certain instructions have been issued restricting allotment of land to non-tribals within the Autonomous District Council area. Presently only those non-tribals are eligible for allotment of land who have been in continuous occupation of such land in Autonomous District Council area since March, 1971 and whose names are included in the 1971 electoral roll.

All Collectors and Sub-Divisional Officers are requested to ensure that these instructions are strictly followed for allotment of land within the Autonomous District Council areas.

(T. N. Chakraborty)
Deputy Secretary to the Government of Tripura.

To
All Collectors,
All Sub-Divisional Officers,
All Settlement Officers.
Memorandum

Subject: - Allotment of land to non-tribals within Autonomous District Council areas.

The undersigned is directed to refer to this Department memorandum No. F.4(1)-RCC/31 dated 3rd December, 1933 wherein decision was communicated that the cases of those non-tribals who have been in possession of plots of land since 6th March, 1971 and who have resumed possession of the same plot of land after temporarily vacating possession during the June, 1930 disturbances should be taken into consideration for allotment provided they are otherwise eligible for such allotment. In this Department memorandum No. F.4(19)-RCC/34 dated 14-2-1935 it was indicated that to ascertain the eligibility of a person for getting allotment of land, besides his continuous occupation of such land since 6th March, 1971 it should be ensured that the name of the person has been included in the 1971 electoral Rolls. It has been reported that in the Autonomous District Council areas in some cases the non-tribals have shifted from one place to another and they are not in continuous possession of any particular plot of land since 6th March, 1971 even though presently they are in occupation of some khas land. Moreover some of the non-tribals have left their original places and have been settled in colonies after June, 1930 disturbances.

In view of the above a question has been raised whether such non-tribals should be considered to have been in continuous occupation on land since 6th March, 1971 for the purpose of allotment of land presently under their occupation within the Autonomous District Council areas.

It has been decided that the cases of such non-tribals may be considered for allotment of land within the A.D.C. areas if their names exist in the 1971 electoral rolls. The inter-departmental priorities envisaged in the Allotment Rules should however be kept view.

The receipt of this memorandum may kindly be acknowledged.

(T.N. Chakraborty)
Under Secretary, L.R.,
Government of Tripura.

To,
1. All D.M. & Collectors,
2. D.S. & L.R./All SDB/All S.O.
Copy to:- The Chief Executive Officer, ADC for information.
MEMORANDUM

Subject:- Allotment of land to non-tribals within the Autonomous District Council areas.

The undersigned is directed to refer to this Deptt. letter No.F.4(41)-RCC/Bl dated 5th October, 1983 and subsequent letter of even number dated 3.12.1983 and 8.12.1983 containing instructions to be followed regarding allotment of land to non-tribals residing in the areas covered by the Autonomous District Council. It has further been decided that to ascertain the eligibility of a person for getting allotment of land, besides his continuous occupation of such land since 6th March, 1971, it should be ensured that the name of the person has been included in the 1971 Lok Sabha Electoral Rolls.

The following points have also come up in connection with allotment of land to non-tribals within the Autonomous District Council area.

a) Whether the non-tribals who reside outside the ADC area but occupy land in the adjoining village falling in the ADC area may be considered for allotment of land in their possession.

b) Some non-tribals had vacated their possession of land in the ADC area during June, 1980 disturbances and allotted housesites by the Govt. in villages in non-ADC areas. Whether the prayer of such non-tribals for allotment of land in their possession within the ADC area may be considered.

It has been decided that as and when such cases come up these may be referred to the Govt. for decision.

All concerned are requested to take action accordingly.

Sd/-
(T.N. Chakraborty)
Under Secretary, (LR),
Government of Tripura.
MEMORANDUM

Subject: - Functioning of the Autonomous District Council Matters relating to Land Revenue & Land Reforms.

The matters relating to working arrangements within the Autonomous District Council area in relation to Revenue and Land Reforms has been considered by the Government and it has been decided that the revisional survey work suspended temporarily vide Revenue Department Letter No. F. 4(1)-RCC/81 dated 5th February, 1981 will be resumed immediately within the ADC Areas and the directorate of Settlement and Land Records will take immediate steps in this regard. The ADC may give advice, wherever necessary.

2. The allotment work in Autonomous District Council areas will be delinked from the Survey & Settlement work. All allotments will be made only after approval by the Council. For this purpose, while allotment proposals may be initiated at the panchayat level and send to S.D.Os. through Tehsils, as is the exiting practice, the S.D.Os. will refer the proposal to the District Council and issue final orders only after receiving the concurrence of the District Council. The Council may set up Sub-committee with two or three members area-wise for scrutinising the proposals for allotment.

3. The allotment of land to the Government Department for Government institutions or for plantations under the Government corporations within the A.D.C. area will also be referred to the Council for concurrence.

4. In regard to restoration of lands alienated by the tribals, the existing statutory procedure will continue. The Council may, however, take up such cases with the appropriate authorities.

5. It is requested that all concerned may take necessary action accordingly.

Sd/-
(R.N. Gupta)
Commissioner of Revenue etc. & Secretary to the Govt.

To
All Collectors.
Director of L.R.Settlement.
All Sub-Division Officers.
All Settlement Officers.

Copy is forwarded to:-
1. The Chief Secretary, Govt. of Tripura for information.
2. The Principal Secretary, Govt. of Tripura.
3. The Chief Executive Officer, Tripura Tribal Areas Autonomous District Council.
Land is an important issue in sixth schedule area for several reasons. After the partition of the country large number of population were forced to leave the erstwhile East Pakistan and many of them got rehabilitation in the state. Tripura state, which was under “C” category State in India union for its backwardness, had to bear the burden of displaced population for historical reason. It has created tremendous pressure over limited cultivable area of this Hill state. The primitive economy of the tribal population based of juming collapsed with the shrinking of virgin forestland. Alienation of tribal land to advanced non-tribal people resulted alienation of tribal population from mainstream. The establishment of the TTAADC under the sixth schedule provision was one of the many steps to restore the balance and building confidence to the tribal people for assured future.

According to clause (a) of sub Para (1) of para 3 of the sixth schedule provision the Constitution of India, District Council is the sole authority for deciding the matters related to allotment, occupation or used or setting apart of land, other that any land which is a reserved Forest for the purpose of agriculture or grazing or for residential or other non-agricultural purposes or for any other purpose likely to promote the interest of the inhabitance of any village or town. The sixth schedule provision to the constitution of India empowered the TTAADC in matters of allotment of land then reserve forest land.

Where more than 73.06% area is Forestland in sixth schedule area the important of land is quite obvious. In existing arrangement the District Administration of the State Government is the authority and responsible for allotment of land in sixth schedule area under TLR & LR Act and rules1960. Since the District Council has not framed separate land act, it is following the state land Act and Rules. The District Council is concerned with Khas land, not with the land, the right, little and ownership of which belong to the individual or institutions or farms etc.

In order to exercise control over the allotment of Khas land within the sixth schedule areas, the District Council constituted TTAADC Land Allotment Committee for each Sub- Division. The District Administration of the State Government made allotment of Khas land in sixth schedule area, after obtaining the recommendation of these Committees and approval of the District Council Authority.

The Administrative set-up and its functionaries is shown below:-

<table>
<thead>
<tr>
<th>1. Head of Department :- Principal Officer (L.R.S)</th>
<th>Ministerial staff.</th>
</tr>
</thead>
<tbody>
<tr>
<td>2. Asstt Survey Officer :- 1 (one)</td>
<td>1. Head Clerk :- 1 (one)</td>
</tr>
<tr>
<td>3. Jr. Surveyor :- 2 (two)</td>
<td>2. U.D.Clerk :- 1 (one)</td>
</tr>
<tr>
<td>4. Amin :- 1 (one)</td>
<td>3. L.D.Clerk :- 1 (one)</td>
</tr>
<tr>
<td>5. Chainman :- 8 (eight)</td>
<td>4. Peon. :- 2 (two)</td>
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</tbody>
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