

## **NOTES ON PLOT NO. 85 AT THANA ROAD, POLICE BAZAR.**

Plot No. 85 measuring an area of about 5147 Sq.ft more or less situated at Thana Road, Police Bazar, Shillong, more fully described as Schedule 'A' below was leased to 1. Shri. Nirmalendu Das Gupta, 2. Shri. Mrinalendu Das Gupta and 3. Shri. Amalendu Das Gupta vide Lease Agreement issue on 13.06.2007.

### SCHEDULE 'A'

North : Compound of Shri. Dilip Kumar Dey and  
Compound of Shri. Pratap Chandra Deb.  
East : Footpath.  
South : Footpath (Opera Hall Lane)  
West : Compound of Shri. Sudhansu Sekhar Deb.

1. An application dated 22.05.2008 for permission to register an area of 1700 Sq.ft out of the area of 5147 Sq.ft was received from Shri. Amalendu Das Gupta and endorsed by the DC on 17.06.2008 ordering for the p.u.c to be put up to the DC himself.
2. The status of the lease and Govt. instructions that fragmentation of holdings below 200 Sq.m is not permissible so much so in the instant case where the petitioner had requested for a separate Lease Agreement for an area of only 158 Sq.m. was noted in the note sheet by the Assistant concerned.

The Deputy Commissioner in his order dt. 17.06.2008 ordered for the case to be recommended to the Government on grounds that the fragmentation of holdings was between brothers and the same was recommended vide this office letter No. L.14/3(11)2007/106, dt. 20.06.2008.

3. Pending further instructions from the Government, a copy of the p.u.c was again received in this office, wherein the endorsement of the Chief Secretary to the Government of Meghalaya dt. 18.08.2008 was duly acknowledged by the DC who then ordered for a letter to be sent to the petitioner informing him of the status of his petition which was then pending with the Government.
4. Government in its letter No. RDS.102/2008/12, dt. 18.03.2009 conveyed its approval for fragmentation of Plot No. 85 located at Thana Road, Police Bazar, Shillong and registration of an area measuring 1700 Sq.ft in favour of Shri. Amalendu Das Gupta.
5. Partition Case No. 4 of 2009 was then prepared accordingly wherein partition of Plot No. 85 was effected between Shri. Amalendu Das Gupta for an area measuring 1700 Sq.ft AND Shri. Nirmalendu Das Gupta & Shri. Mrinalendu Das Gupta jointly for the remaining area of 320.35 Sq.m.

Subsequently a separate Lease Agreement was issued in favour of Shri. Amalendu Das Gupta on 27.04.2009 for Plot No. 85 (1) located at Thana Road, Police Bazar measuring an area of 158 Sq.m and bounded as follows:

North : Plot leased to Shri. Mrinalendu Das Gupta & Shri.Nirmalendu Das Gupta separated by drain.

East : Footpath.

South : Footpath.

West : Plot leased to Shri. Mrinalendu Das Gupta & Shri.Nirmalendu Das Gupta.

6. Vide letter No. RDS.102/2008/21, dt. 23<sup>rd</sup> June, 2009, the Under Secretary to the Government of Meghalaya, Revenue & Disaster Management Department forwarded a petition received from Shri. R.M. Khanduri, POA of Shri. Nirmalendu Das Gupta requesting the DC to examine the matter and to send a report of the same.

Vide letter No. L.14/3(11)2007/154, dt. 9<sup>th</sup> September, 2009, the DC furnished his views to the Under Secretary to the Government of Meghalaya, Revenue & Disaster Management Department with a recommendation that the matter may not be considered. (Flag-H)

7. Vide letter No. RDS.102/2008/23, dt. 20<sup>th</sup> November, 2009, the Under Secretary to the Government of Meghalaya, Revenue & Disaster Management Department informed the DC that the petition of Shri. R.M. Khanduri POA of Shri. Nirmalendu Das Gupta may not be entertained.

8. Vide letter No. RDS.102/2008/33, dt. 29<sup>th</sup> March, 2010, the Under Secretary to the Government of Meghalaya, Revenue & Disaster Management Department forwarded another petition received from Shri. R.M. Khanduri, POA of Shri. Nirmalendu Das Gupta directing the DC to ascertain the status of the petitioner and to send a report of the same. Further, the Government's earlier decision not to entertain the petition was confirmed.

9. Vide letter No. L.14/3(11)2007/172, dt. 15<sup>th</sup> April, 2010, DC in his letter to the Under Secretary to the Government of Meghalaya, Revenue & Disaster Management Department informed that Shri. R.M. Khanduri is not a joint lease holder of Plot No. 85, at Thana Road, Police Bazar.