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NOTIFICATION

No.K.12011/1/2024-REV, the 11th July, 2024: WHEREAS the Hon'ble High Court's order dated 13.04.2018 in WP(C) No.53 of 2014 (Shri Lalbiakngheta Sailo -Vs- SoM & Ors) directed State respondents of UD&PA Department etc. to either acquire the land of the petitioner covered by LSC No.10 of 1978 or pay the petitioner due compensation in connection with Thuampui Market-cum-Community Hall constructed by UD&PA Department.

And WHEREAS acquisition of the said land upon which Thuampui Market-cum-Community Hall is constructed by UD&PA Department covered by LSC No. 10 of 1978 belongs to Shri. Biakngheta Sailo (L) ; AND WHEREAS the Acquiring Agency (i.e UD&PA) submitted the proposal for exemption of Social Impact Assessment (SIA) by invoking Section 40(2) of the Mizoram (Land Acquisition, Rehabilitation & Resettlement) Act, 2016 due to the urgent nature of the project;

AND WHEREAS the meeting of the Screening Committee held on the 7th June 2024, resolved that there is an immediate need for acquisition of land and conducting SIA will only lengthen the process of land acquisition in particular and the project as a whole;

NOW,THEREFORE, the Competent Authority hereby notifies that:

- (1) Under section 9 of the Mizoram (Land Acquisition, Rehabilitation & Resettlement) Act, 2016 hereby publish for general information that the proposed land covered by LSC No.10 of 1978 is exempted from the conduct of Social Impact Assessment Study (SIA).
- (2) The said land/LSC is needed for the purpose of Thuampui Market-cum-Community Hall to be handed over to UD&PA Department and the acquisition of land is made under urgency provisions of section 40 read with section 21 of the Act ibid and all other provisions under section 11 and section 19 shall not apply due to urgency nature of the acquisition and direction of the Hon'ble High Court in exercising sub-section(4) of section 40 of the said Act.
- (3) Notice to the interested person/Landowner should be given by the District Collector & Deputy Commissioner, Aizawl District who is hereby appointed as Authority under section 2(e) read with section 47(1) to perform the functions of Land Acquisition, Rehabilitation and Resettlement Authority.
- (4) The District Collector & Deputy Commissioner, Aizawl District shall determine the market value of land along with solatium of the landowner's LSC under section 26 and 27 read with section 30 and

sl. no. 1 of the First Schedule to the said Act excluding value of assets and buildings constructed by UD&PA Department.

- (5) Persons interested in the said land are hereby warned not to obstruct or interfere with Surveyor or other persons employed for the purpose of the land acquisition.
- (6) This notification will not stand in the way of the land owner or cause any prejudice to him to make a further claim under RFCTLARR Act, 2013 depending upon the outcome of the appeal by the Government of Mizoram in the Division Bench of Gauhati High Court, Guwahati in the case of WA No.70 of 2018.

Dr. H. Lalthlangliana

Secretary to the Government of Mizoram
Land Revenue & Settlement Department.