

291A 9/A

Directorate General Defence Estates
Cantonment Section

Please find enclosed herewith following copies of important letters regarding regularisation of encroachments/unauthorized constructions in the form of Platforms/ Chabutaras or culverts in front of shops or houses in Cantt areas for preservation in AU & RC:-

- (i) HQ Northern Command, Rawalpindi letter No.3/1412/15 (L.C.L.) dated 20th Oct, 1931. → 28/A
- (ii) Army Deptt letter No. 36047/1 (A.D.), dated 29.12.1927 to GoC-in-Chief, Northern Command [No. 36047/2 (A.D.) to other Commands]. → 28/B
- (iii) HQ, Northern Command, Rawalpindi letter No. 31413/II/2/L&C L. dated 10th Nov, 1928 to PCBs and OC, Cantonment Board/Cantonment Authority of all Cantonments in Northern Command. → 28/C
- (iv) Army Deptt letter No. 31622/1 (A.D.) dated 19th Feb, 1926 to Northern Command, Western Command, Eastern Command and Southern Command. → 28/D

2. SADG has approved.



(Ajay Kumar Sharma)
Dy. Director General (Cantts)

Addl DG (Projects)

F No. 76/22/MISC POLICY/C/DE/2011 dated 15 May, 2012

Internal:

File No. 70/WC/Ferozpur/C/DE/11

O/c

328
①

45

No. 31412/15 (L.C.1).
Headquarters, Northern Command,
Rawalpindi, the 20th October, 1931.

To,

The Cantonment Authority, *Deerline*
(All Cantonments in the Northern Command).

Reference these Headquarters circular letter
No. 31412/14 (L.C.1)., dated 27.10.1931.

Lists should be prepared showing all cases to
date, of so called condoned platforms or culverts which
are not shown in General Land Registers as part of
occupied building sites; but which have been included with
such sites in sanctioned building applications.

Deerline
Lieut:Colonel,
I.O., M.L & Cantts: NORTHERN COMMAND.

P.L.

Engre.
Please note for
compliance & return.



Engre.
23. X. 31

*So. noted & returned M.
B.O. for
29/10/31
Engre. returned.
3.11.31*

38.8
2/11
②

Copy of Army Department letter No.36017/1 (A.D.),
dated 29.11.1927, to the G.O.C.-in-Chief, Northern Command.

Constructions on condoned chabutras.

With reference to your letter No.40488/1 (L.C-1),
dated the 25th November 1927, on the above subject, I am
directed to say that Chabutras or platforms which have
been condoned and included in the original grant of the
site should be treated as part of the buildings to which
they appertain and that any application to build on them
should be dealt with under Section 179 et seq of the
Cantonments Act, 1924.

2. The enclosures to your letter under reference
are returned herewith.

No.36047/2 (A.D).

Copy of the above forwarded to:-
The G.Os. Commanding-in-Chief, Eastern, Western
and Southern Commands.
The G.O.C., Burma Independent District.

No.40483/3 (L.C-1)
Headquarters, Northern Command,
Rawalpindi, the 9th Jany. 1928.

The President, Cantonment Board, The O.C., the Station,
Cantonment Authority,

All Cantonments in the Northern Command.

Forwarded for information and future guidance.

H.R.

20

[Handwritten Signature]
for General,
G.O.C.-in-Chief, Northern Command.

Copy to:-

All Milly. Estates and Special Lands Officers,
Northern Command.

28/12
③ 29/12

No. 51413/II/3/L.C.H.,
Headquarters, Northern Command,
Rawalpindi, the 10th Novr. 1928.

The President, The O.C., the Station,
Cantonment Board, Cantonment Authority.

(ALL Cantonments in the Northern Command).

Reference Army Department letter No. 31622/1
(A.D), dated 19.2.1926. The question of these platforms
has formed the subject of considerable correspondence
with the Government of India owing to certain diffi-
culties that have arisen.

The Government of India have decided in
connection with these platforms that:-

- (a) the encroachments shall be considered as part of the original sites to which they pertain and shall not be shown as separate holdings in the General Land Register. An entry should be made in the remarks column of the land registers that "rent is being paid for the platform as an old practice".
- (b) the execution of leases is not to be insisted upon.

2. Certain cases have come to light where the rent of the land is paid by the tenant and not by the owner. There is no objection to the continuation of this arrangement, provided an entry is made as in sub-paragraph (a) above.

Where platforms are owned, and rent is paid, by the tenant, the right to enjoy them only applies during the occupation of that particular tenant, and buildings should not be allowed to be ~~extended~~ extended on to the platforms by the owners of the properties to which they pertain unless the owner assumes the liability for payment of the rent.

W. H. ...

*H.C.
sent to ...*

[Handwritten signature]
13.11.28
385

No: 31622/1 (A.D.)

Government of India

ARMY DEPARTMENT

Simla, the 19th February, 1926

To

The General Officer Commanding-in-Chief,
Northern Command
Western Command
Eastern Command
Southern Command

Licensing of mud or brick platforms in front of
shops or houses in Cantonments

Sir,

It has been brought to the notice of the Government of India that in all cantonment bazars small encroachments in the shape of mud or masonry culverts and platforms in front of shops or houses have been in existence for a considerable number of years with a view to providing adequate ingress to, and exit from the houses, or for the purpose displaying merchandise etc. It is understood that some of these encroachments have been erected without permission of competent license with or without annual payment.

2. I am directed to say that in conformity with the Cantonment Land Administration Rules, 1925, which do not permit of temporary licenses being granted beyond one year, the Government of India have decided that

- (a) those encroachments that exist without license have, by lapse of time, been condoned, and must be considered to form part of the original grant of the site and should be dealt with as such,
- (b) those encroachments that exist under license should also be deemed to have been included in the original grant, subject to the continued payment of ground rent when such is at present levied; and
- (c) Law Authorities should not call on the licensees to execute building leases for the above encroachments.

ity, and that others exist under

I am, Sir,
Your most obedient servant,

Sd/- F.G. Moore

Lt: Col:
Asstt: Secretary to the Govt: of India

No: 31622/2 (A.D.)

Copy of the above forwarded to:-