

Government of India
Ministry of Energy
Department of Coal

No.19/88/82-CL

New Delhi, the

10/3/83

ORDER

Whereas on the publication of the notification of the Government of India in the Ministry of Energy (Department of Coal), No.S.O. 660, dated the 4th February, 1982, in the Gazette of India, Part II- Section 3 -Sub-section(ii), dated the 20th February, 1982, issued under sub-section (1) of section 9 of the Coal Bearing Areas (Acquisition & Development) Act, 1957 (20 of 1957), published in the Gazette of India, dated the 20th February, 1982, the lands and rights described in the schedule appended to the said notification vested absolutely in the Central Govt. free from all encumbrances under sub-section(1) of section 10 of the said Act,

And whereas the Central Government is satisfied that the Central Coalfields Ltd., Ranchi, (hereinafter referred to as the said company), a Government Company, is willing to comply with such terms and conditions as the Central Government thinks fit to impose in this behalf;

Now, therefore, in exercise of the powers conferred by sub-section(1) of section 11 of the said Act, the Central Government, hereby directs that the lands and rights so vested shall, with effect from the 20th February, 1982, instead of continuing to so vest in the Central Government, shall vest in the said Government Company, subject to the following terms and conditions, namely:-

(1) The said Company shall re-imburse the Central Government all payments made in respect of compensation, interest, damages and the like, as determined under the provisions of the said Act.

(2) A tribunal shall be constituted for the purpose of determining the amounts payable to the Central Government by the said Company under condition(1) and all expenditure incurred in connection with any such tribunal and persons appointed to assist the tribunal shall be borne by the said Company, and, similarly, all expenditure incurred in respect of all legal proceedings like appeals etc. for or in connection with the rights, in or over the lands, so vesting shall also be borne by the said Company.

....2/-

said

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(3) The/Company shall indemnify the Central Government or its officials against any other expenditure that may be necessary in connection with any proceedings by or against the Central Government or its officials regarding the rights in or over the lands so vesting.

(4) The/Company shall have no powers to transfer the lands specified in the Schedule to the said notification to any other person without the previous approval of the Central Government. The/Company, may, however, lease out portions of the lands to the Coal Mines Labour Housing Board, constituted under the Coal Mines Labour Welfare Fund, 1947, for the construction of houses under the Coal Mines Labour Housing Board, New Housing Scheme which may be introduced hereafter by the Board for housing the workers of the/Company, subject to the following conditions, namely :-

(a) the lease shall be only for the construction of workers' quarters under the existing new housing scheme or any other housing scheme which may be introduced hereafter by the Board and no mining or minerals rights would be transferred to the Coal Mines Labour Housing Board ;

(b) the houses constructed on the leased land be given on lease or let out only to the workers employed by the/Company or to the employees of the Coal Mines Labour Welfare Board;

(c) the period of any such lease shall be such as may be fixed by the Managing Director of the said Company;

(d) on expiry of the terms of lease or any further extension mutually agreed upon between the two parties the lands shall be peacefully surrendered by lessee to lessor or the lessor's successor-in-title

(e) the/Company may prescribe any other additional terms and conditions and enter into any other additional terms and conditions with a view to enabling the construction and proper maintenance of workers' quarters in the lands safeguarding the title, rights and interests of the/Company in the lands and houses in keeping with the customs or general and financial propriety ;

...3/-

5. The Company shall abide by such directions and conditions as may be given or imposed by the Central Government for particular areas, as when necessary.

(P. SARKAR)
~~DIRECTOR~~
(PRITIMAN SARKAR)
Joint Secretary
Ministry of Energy
Department of Coal
Telephone No.....

The Chairman-cum-Managing Director,
Central Coalfields Limited,
Darbhanga House, Ranchi (with twenty spare copies).

Copy forwarded for information to :-

1. The Secretary to the Govt. of Madhya Pradesh, Natural Resources & Scientific Research Deptt. Bhopal.
2. The Coal Controller, 1, Council House Street, Calcutta.
3. The Controller, Indian Bureau of Mines, Nagpur.
4. The Director General, Geological Survey of India, Calcutta.
5. The Collector, Sidhi (M.P.).
6. The Planning Commission, New Delhi.
7. The Regional Manager, CIL, New Delhi.
8. Guard file.

(P. SARKAR)
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