

Opn. 789

THIS INDENTURE made this Twenty Second day of October one thousand nine hundred and ninety Seven BETWEEN the GOVERNOR OF THE STATE OF WEST BENGAL hereinafter referred to as the "DONOR" (which expression shall unless excluded by or repugnant to the context be deemed to include his successors-in-office) of ONE PART;

AND SHRI/SMT./KM. Ananala Prasad Mukherjee

Son/Wife/Daughter of At Bahupali bhusan Mukherjee

residing at Bijoyganj S.O. Atomy Jadampr

SHRI/SMT./KM. Cal-32

Son/Wife/Daughter of

residing at

SHRI/SMT./KM.

Son/Wife/Daughter of

residing at

SHRI/SMT./KM.

Son/Wife/Daughter of

Hindu, residing at

hereinafter called the "DONEE" (which expression shall unless excluded by or repugnant to the context be deemed to include his/her heirs, executors, administrators, representatives and assigns) of OTHER PART.

WHEREAS after the partition of India a large number of residents of former East Pakistan crossed over and came to the territory of the State of West Bengal from time to time due to force of circumstances beyond their control;

AND whereas the Government of West Bengal (hereinafter referred to as the "Government") offered all reasonable facilities to such persons (hereinafter referred to as "Refugees") for residence in West Bengal;

AND whereas a considerable number of such people were compelled by circumstances to use vacant lands in the urban areas for homestead purposes;

AND whereas the DONEE was one of such persons who had come to use and occupy a piece of land particularly described in the schedule hereunder;

AND whereas the DONEE being a refugee displaced from East Pakistan (now Bangladesh) approached the Government of West Bengal for a plot of land for his rehabilitation;

AND whereas the Government of West Bengal with the intent to rehabilitate the refugees from East Pakistan (now Bangladesh) acquired land in C.S. Dag No 2390/2312 Mouza Ananapra in Police Station Jadampr in the District 24 Pgs. 3 in the urban area under the provisions of L.D.P. Act, 1948/L. A. Act I of 1894 including the plot now in occupation of the DONEE;

AND whereas it has been decided by the Government to make a gift of the said plot of land in favour of the DONEE so as to confer absolute right title and interest in the said land where he has been residing peacefully for a long time more fully described in the schedule hereunder written;

(Urban-Acquired-Gift)



NOW THIS DEED WITNESSETH that in consideration of the premises hereinbefore mentioned and to provide relief to the DONEE in consideration of his/her destitute condition the DONOR doth hereby absolutely give grant and transfer unto the DONEE ALL THAT PIECE AND PARCEL OF LAND more fully described in the schedule hereunder written as homestead land OR HOWSOEVER otherwise the said land hereditaments and premises are or is at any time or times heretofore were situated butted and bounded as hereinafter described TOGETHER WITH all ways, paths, passages, easements, privileges, appendages and appurtenances whatsoever with all easements thereto and therein TO HAVE AND TO HOLD THE SAID land hereditaments and premises hereby given granted and transferred unto and to the use of the DONEE forever AND THE DONEE shall and may at all times hereafter peaceably and quietly possess and enjoy the said land hereby given granted and transferred subject to the condition that the DONEE shall have no right save as hereinafter provided to alienate or transfer in any way the land comprised in the schedule hereunder written in any manner whatsoever within a period of 10 (ten) years from the date of these presents without obtaining prior written permission of the DONOR which shall not be obligatory on the part of the DONOR to give and which will be granted only in exceptional circumstances of hardship PROVIDED THAT THE DONEE shall be at liberty to mortgage charge or encumber the said land with the Life Insurance Corporation of India or any Nationalised or Scheduled Bank, Co-operative Bank or Government or any Statutory Body or Government Sponsored Financial Institution within this period of ten years for the purpose of construction of a residential building therein and for the purpose of better economic and physical improvement. AND THE DONOR and all persons lawfully and equitably claiming as aforesaid shall and will from time to time and at all times hereinafter at the request and costs of the DONEE do or execute or cause to be done and executed all such acts, deeds and things whatsoever for further better and more perfectly assuring the said messuage land hereditaments and every part thereof unto the DONEE in the manner aforesaid as shall or may be reasonably required.

SCHEDULE

ALL THAT PIECE OR PARCEL OF LAND measuring 3 K - 12 h - 37 s more or less of homestead land in E/P No. 784. Spm. 1927 in C.S. Plot No. 2390/2392/2375 of Mouza Aranjani J.L. No. 29 P.S. Jadavpura in the district of 24. Ranjanasi Sub-Registration Office Aranjani butted and bounded in the manner following:

On the North..... Road

On the South.... Sp. m. 7.8.5

On the East..... Road

On the West.... Sp. m. 7.8.1/A

IN WITNESS WHEREOF THE DONOR and THE DONEE have hereunto set and subscribed their respective hands the day, month and year first above written.

Signed and delivered for and on behalf of the Governor

Refugee Relief and Rehabilitation Department
Government of West Bengal

By the Collector *Dehamabarty*
District
Deputy Director (Development)
Refugee Relief & Rehabilitation Directorate
Government of West Bengal

In the presence of:

Ist witness

Address

Occupation

2nd witness

Address

Occupation

[Signature]
RAJENDRA S.
R. & R. Directorate
Govt. of West Bengal

[Signature]
Rehabilitation Officer
R.R. & R. Directorate
Government of West Bengal

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Ananda Prasad Mukherjee

.....
Signed by the DONEE

Ist witness *Samir Kumar Das* Occupation *Business*

Address *10/61, Bijayach, Calcutta, 700 032*

2nd witness *an chany* Occupation *Advocate Cal High Court*

Address *60/B, P. C. Road, 1st Calcutta*

UNCHECKED & VERIFIED
[Signature]
SUPERVISOR
R. R. & R. Directorate
Govt. of West Bengal

Admissible under Rule 21
 Exempt from Stamp Duty
 under the Indian Stamp Act,
 1899 or, Schedule IA, No. 35
 Fees Paid Exempt

Execution of D.D. (Rev)
 who is Exempt From Personal
 appearance in the office under
 Section 88 Act XVI of 1908
 on reference to him Proper
 Seal and Sign

Sapna
 Addl. District Registrar
 Alipore, South 24 Parganas

Sapna
 Addl. District Registrar
 Alipore, South 24 Parganas

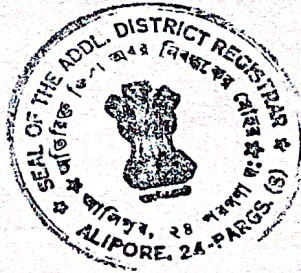
Presented for Registration
 12-30 P.M. A.M. of
 22nd day of Oct 1977
 at the office of the
 Addl. District Registrar South 24 Parganas
 Alipore, South 24 Parganas
 by Sri. Ananda Prasad Mukherjee
 Executants / Claimants or one of the
 Executants / Claimants of
 attorney for of
 Executants / Claimants
 of 19 then located by the
 Power of Attorney No.
 Addl. District Registrar South 24 Parganas
 Alipore, South 24 Parganas

EXECUTION IS ADMITTED
 by
 Sri. Ananda Prasad Mukherjee
 Son of late
 Wife of Babu Babu Mukherjee
 Rajajyoti Colony
 Thana - Jadavpur
 District - 24 Parganas (S)
 by Cast - Hindu
 By Profession - Retired

Ananda Prasad Mukherjee

Ananda Prasad Mukherjee

Sapna
 Addl. District Registrar
 Alipore, South 24 Parganas



Registered in
 Book No. 1
 Volume No. M
 Page No. 235-238 (85-88)
 Being No. 377
 in the year 1977

ASIS CHATTERJEE
 SON OF Bishwanath Chatterjee
 WIFE H.D.B. P.C. Boral Street Col-12
 THANA - Muchhatra
 DISTRICT - Calcutta
 BY CASTES Hindu
 BY PROFESSION Advocate
 ASIS CHATTERJEE
 F/25/84 dt 13/10/84

Sapna
 22.10.77
 Addl. District Registrar
 Alipore, South 24 Parganas

Sapna
 Addl. District Registrar
 Alipore, South 24 Parganas