

EP 458

THIS INDENTURE made this Fourth day of April one thousand nine hundred and eighty nine 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. Anil Baran Ghosh.

Son/Wife/Daughter of Late Chintaharan Ghosh
residing at Bagha Tatin Colony, Cal 700032
SHRI/SMT./KM.

Son/Wife/Daughter of
residing at
SHRI/SMT./KM.

Son/Wife/Daughter of
Hindu residing at
SHRI/SMT./KM.

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. 25 (P) 26 (P) Mouza Bademaser in Police Station Taldarpur in the District 24 P.G.S (S) 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.

(Urban-acquired-gift)

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.

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 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 premises 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. 4 ch. more or less of homestead land in E/P No. 458. SP 435 in C.S. Plot No. 25 (P) 26 (P) in Khatian No. of Mouza.... Bademusu... J. L. No. 31 P. S. Jadarpur in the district of... 24. P.G.S. (S) Sub Registration Office.... Alipore butted and bounded in the manner following.

On the North.... EP 455.

On the East.... EP 457.

On the South.... Road.

On the West.... Road.



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

District

Deputy Director *[Signature]*
Refugee Relief & Rehabilitation Department
Government of West Bengal

In the presence of:

1st witness

.....

Address

.....

Occupation

.....

2nd witness

.....

Address

.....

Occupation

.....

2468
11.40.

Anil Baran Ghosh

Signed by the DONEE

1st witness

Palikria Kunj Sarker *[Signature]* Occupation Business

Address

2/75A, Baghajatin Cal-32

2nd witness

Prasanta Bhattacharya *[Signature]* Occupation Business

Address

2/87 Baghajatin Cal-32

DDL DISTT. 1974
17/2/1974

24/11/1974