

GOVERNMENT OF WEST BENGAL
OFFICE OF THE DIRECTOR OF LAND RECORDS AND SURVEYS
& JOINT LAND REFORMS COMMISSIONER, WEST BENGAL.
35, GOPALNAGAR ROAD, ALIPORE, KOLKATA - 700 027.

Memo No. 321/871-88/C/09

Dated, Alipore, the 15th March, 2010.


The District Land and Land Reforms Officer,

Sub :: Continuous updation of records.

This is to inform him that the Circular issued vide this Directorate Memo. No. 45/5965/C/95 Pt. dated 10.11.2004 regarding correction of records in finally published mouzas and its subsequent clarification issued vide Directorate Memo. No. 45/3638-55/C/95 Pt. dated 13.09.2006 are hereby withdrawn and cancelled. The circular issued from this Directorate office on the same matter vide Memo. No. 45/2387-2414/C/95 dated 24.09.98 will however remain effective. Copy of the circular issued on 24.09.98 is annexed herewith as ready reference.

However, in case of initiation of a proceeding u/s 51A(4) suo-moto of the WBLR Act, 1955, B.L.L.R.O. / R.O. will obtain prior permission from D.L. & L.R.O. concerned.

Encl:- One sheet.


Director of Land Records & Surveys
and Jt. Land Reforms Commissioner, W.B.

Memo No. 321/889/C/09.

Dated, Alipore, the 15th March 2010.

Copy forwarded to the DLLRO, Malda, for his information and necessary action.
This has a reference to his memo. no. 6067 dt. 24.08.2009.


12/03/10
For Director of Land Records & Surveys
and Jt. Land Reforms Commissioner, W.B. 35

Subject:- Continuous updating of land records.

General Instructions.

It has been observed that huge number of applications for correction of records u/s 50 of the W.B.L.R. Act are either pending for disposal or rejected on the ground that the incidence occurred prior to the date of final publication of the records for the particular mouza and the parties did not raise the issue at the suitable stages. This is primarily because of misconception in the minds of the field Officers relating to the provisions of the Act.

The issue is being raised by the D.L. & L.R.O.s from the various districts for some-time past. The matter is examined at the Directorate. Section 50 A of the W.B.L.R. Act lays down that "Section 50 shall not apply to any district or part of a district where Chapter VII A has come into force". In other words, updation of records will not be taken up when general scheme of revision or preparation of records has been taken up in any area. This is simply to avoid duplication of labour, particularly when the work u/s 50 and under the Chapter VIIA of the Act was being carried out by two distinctly separate organization of 1981 when the Section 50A was inserted i.b. the Act. The said Section 50 A also provides that Section 50 will be operative after the final publication of the records for any area. There is nothing in the Act to bar correction of record under Section 50 of the Act on the basis of any incidence which occurred during the period between the date of chapter VIIA coming into force in any particular area and the date of final publication of records of any mouza. The proviso u/s 50A amply clarifies the intention of the law.

Maintenance of a set of records for all the villages within the State is one of our primary responsibility and the records should reflect the ground reality at all points of time. It is thus mandatory on our part to prepare records as per actual reality either through the participation of public by submission of application or on our own. For keeping a record in incorrect form, not only the concerned person is to be blamed but also it would be counted as a failure on our part. It is therefore, ordered that all applications for correction of records on the basis sale deed, partition deed or the like ones may be disposed of u/s 50 of the W.B.L.R. Act irrespective of the date of execution/ registration of the instruments, for all the mouzas finally published. This may be brought to the notice of all concerned immediately for strict compliance.