

The  
Bangladesh  Gazette

*Extraordinary*  
Published by Authority

---

SUNDAY, OCTOBER 31, 1982

---

GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH  
CHIEF MARTIAL LAW ADMINISTRATOR'S SECRETARIAT

Establishment Division

*Regulation Wing*

*Section I*

NOTIFICATION

Dhaka, the 25th October, 1982

No. S.R.O. 370-L/82/ED/Reg-I/S-8/82-160.—In exercise of the powers conferred by sub-clause (iv) of clause (a) of section 5 of the Bangladesh Public Service Commission Ordinance, 1977 (LVII of 1977), read with the direction by Order No. CMLA/Secy-3/82-16, dated the 9th July 1982, given in exercise of the powers under paragraph 2(4) of the Schedule to the Proclamation of the 24th March 1982, the Chief Martial Law Administrator is pleased to specify the post of Hospitality Officer under the Personal Division of the President's Secretariat to be the post in respect of any appointment to or any other matter relating to which consultation with the Bangladesh Public Service Commission shall not be necessary.

By order of the  
Chief Martial Law Administrator  
M. A. HALEEM  
*Additional Secretary.*

---

( 4025 )

Price 50 Paisa

## MINISTRY OF LAW AND LAND REFORMS

## Land Administration and Land Reforms Division

## NOTIFICATION

Dhaka, the 31st October, 1982

No. S.R.O. 371-L/82.—In exercise of the powers conferred by section 46 of the Acquisition and Requisition of Immovable Property Ordinance, 1982 (II of 1982), the Government is pleased to make the following rules, namely:—

1. **Short title.**—These rules may be called the Requisition of Immovable Property Rules, 1982.

2. **Definitions.**—In these rules, unless there is anything repugnant in the subject or context,—

(a) "Form" means a Form appended to these rules;

(b) "Ordinance" means the Acquisition and Requisition of Immovable Property Ordinance, 1982 (II of 1982); and

(c) "section" means a section of the Ordinance.

3. **Proceeding for requisition.**—There shall be a separate proceeding for each proposal of requisition under the Ordinance.

4. **Order of requisition.**—The order of requisition under sub-section (1) of section 18 shall be in Form A.

5. **Assessment of compensation on requisition.**—(1) In making the award of compensation the Deputy Commissioner shall, besides taking into consideration, the principles laid down under section 20, see that—

(a) the owner receives such compensation in cash of which he is temporarily deprived; and

(b) in case the property is a cultivable land, the owner receives the compensation for loss of crops.

(2) In determining compensation for standing crops average yield per acre in the locality of the kind of produce multiplied by price of the products per unit shall be calculated.

6. **Recovery of compensation money from the allottees.**—When any requisitioned property is allotted to and placed in possession of any person the Deputy Commissioner shall realise estimated amount of compensation from such person in such instalment as he may deem fit.

7. **Notice of release of requisition.**—The notice of release of requisition as required under sub-section (3) of section 24 shall be in Form B.

Requisition Case No.....

FORM "A"

[See rule 4]

Order of Requisition of Immovable Property

Whereas it is expedient to requisition the Immovable property described in Schedule 'A' below for the purpose of..... and in the public interest ;

Now, therefore, in exercise of the powers conferred by sub-section (1) of section 18 of the Ordinance, I do hereby requisition the said property and direct that—

Mr./Mrs..... (name).....

of.....(address).....

owner/occupier of the said property shall—

- (a) deliver the possession of the said property to an officer authorised by me to receive the possession on my behalf on.....
- (b) remove from the said property the movable properties specified in the Schedule 'B' below or any other movable properties as may be specified in writing in this behalf by the officer authorised by me ;
- (c) not dispose of the said property in any way which may disturb or interfere with the use or the dealing of the said property in the manner desired by me so long as this order remains in force.

SCHEDULE A

SCHEDULE B

Dated the.....19.....

Deputy Commissioner,

..... District.

## FORM "B"

[See rule 7]

Notice under section 24(3) declaring release of acquisitioned property, when the owner is not found.

WHEREAS the property described in the Schedule below was requisitioned vide Order No..... dated..... under section 18 of the Acquisition and Requisition of Immovable Properties Ordinance, 1982 (III of 1982);

AND WHEREAS it has been decided to release the said property from such requisition;

AND WHEREAS Mr./Mrs..... is/are entitled to get possession of the said property;

AND WHEREAS the aforesaid person/persons cannot be found and he has/they have no agent or other person empowered to accept delivery of the said property on his /their behalf;

NOW THEREFORE, in exercise of the powers conferred by sub-section (3) of section 24 of the aforesaid Ordinance, it is hereby declared that the said property is released from requisition.

## SCHEDULE

Dated.....19.....

Deputy Commissioner,

.....District.

By order of the  
Chief Martial Law Administrator

MD. SERAJUL HAQQ

Deputy Secretary.

## NOTIFICATION

Dhaka, the 31st October, 1982

No. S.R.O. 372-L/82.—In exercise of the powers conferred by section 46 of the Acquisition and Requisition of Immovable Property Ordinance, 1982 (II of 1982), the Government is pleased to make the following amendment in the Acquisition of Immovable Property Rules, 1982, namely:—

In the aforesaid Rules,—

- (a) the existing provision of rule 7 shall be *renumbered* as sub-rule (1) of that rule and in the renumbered sub-rule (1), after the words “such person shall” the commas, words, brackets and figure “,subject to sub-rule (2),” shall be *inserted* and after sub-rule (2), the following shall be *added*, namely:—

“(2) A deed of transfer in Form H shall be executed for transfer of the property to any person other than the Government and such person shall be liable to pay stamp-duty and other charges incidental to such execution in accordance with the existing laws for the time being in force.”.

- (b) *after* rule 7, amended as aforesaid the following new rules shall be *added*, namely:—

“8. Assessment of compensation.—(1) Subject to the provisions of sections 8 and 9, in determining the compensation, the following matters and circumstances shall also be considered:—

- (a) the nature and condition of the property; and  
(b) the prevailing letting value, if any, of similar property in the locality.

(2) In calculating the market value of any property for the purpose of clause (a) of sub-section (1) of section 8, in the case of land, the average value per acre of land transferred shall be calculated from the total amount of sale figures divided by the total quantity of land transferred.

(3) In case of acquisition of any building, including pucca or kutchra, the market value shall be determined keeping in view the cost of construction, cost on development of land including approaches and depreciation of building in consultation with public works department.

9. Unutilised acquired property.—The Deputy Commissioner will submit a statement to the Government annually about the properties acquired for different requiring persons and mode of utilisation of the land. Such statement shall be submitted by the 15th July of each year.”; and

- (c) *after* Form G, the following new Form ‘H’ shall be *added*, namely:—

“FORM ‘H’

[See sub-rule (2) of rule 7]

This INDENTURE is made this.....day of.....  
19.....between the Government of Bangladesh (hereinafter called  
the Government) on the one part and.....

all buildings there in which case the Government shall repay to the requiring person all sums received from the requiring person in respect of the aforesaid premises as compensation (less the statutory allowance of 20 per cent and less any amount received from the requiring person on account of trees and buildings which are not in existence at the time of resumption) but not sums received on account of costs, charges and expenses;

Should any dispute or difference arise concerning the subject matter of the deed or any convenient clause or thing herein contained, the same shall be referred to the Government and the decision of the Government upon such dispute or difference shall be final and conclusive and binding on the parties hereto.

The schedule above referred to :

All that piece of land situated in the .....  
 ....., district ....., P. S. ....  
 Mouza....., J. L. No....., containing an  
 area of.....acres comprising C.S., S.A., R.S. Plot  
 Nos.....

bounded on the—

North—

East—

South—

West—

In witness thereof the said requiring person has caused its common seal to be affixed and the Government hath hereto set his hand and seal this day and year first above written.

The common seal of the above named.....  
 Requiring person was hereto affixed in the presence of .....

*Witness.*

Head of Office/Chief Executive Officer  
 with seal.

Signed, sealed and delivered by.....the Deputy  
 Commissioner of.....on behalf  
 of the Government of the People's Republic of Bangladesh.

*(Witness)*

*(Signature)*

*Deputy Commissioner,  
 .....District."*

By order of the  
 Chief Martial Law Administrator.  
 MD. SERAJUL HAQQ  
*Deputy Secretary.*