

FORM—9A

(See paragraph No. 79)

Statement of claim under section 9 of Act I of 1894.

To

The Collector under the L. A. Act I of 1894,

District _____,

L. A. Case No. _____, of _____.

Re : Project _____

Statement of claim by _____ to _____

The above-named claimant begs respectfully to state as follows :—

1. That he is proprietor (co-proprietor, sub-proprietor, mortgagor, or tenant, as the case may be) of the land proposed to be acquired in the above case.
2. That he accepts the area given in the notice or that the land proposed to be acquired in the above case within the boundaries mentioned in the notice is by measurement _____ and not _____ as stated in the notice.
3. That this claimant would claim Rs. _____ per _____ for the land and Rs. _____ for the buildings standing thereon.
4. That he would claim Rs. _____ for the crops and trees (if any) standing thereon.
5. That he would claim Rs. _____ for damage (if any) for severance of the land acquired in the above case from his other land.
6. That he would claim Rs. _____ for damage (if any) sustained by him by recent acquisition injuriously affecting his other property viz. _____ of Rs. _____ for injuriously affecting his income.
7. That he would claim Rs. _____ as expenses incidental to the change of residence or place of business.
8. That he would claim Rs. _____ as the damage (if any) that as resulted from the diminution of the profits of the land between the date of the publication of the notification under section 4(1) and the time of the Collectors taking possession.
9. That he would claim an additional amount calculated @ 12% on the market value of land for the period from the date of publication of notification under section 4(1) to the date of award or the date of taking possession of the land whichever is earlier.
10. That he would also claim usual 30% statutory allowance on the above amounts.

Note — No Court Fee is necessary on a statement of claim under section 9.

The following particulars should always be given.

A—Claim by owner of the land.

1. Name of claimant and his share.
2. Names of co-sharers and their shares.
3. Abstract of title, i.e. whether inherited or purchased and if purchased when, from whom and for what amounts.
4. Details of any mortgage or charge on the land.
5. Rent or profits derived from the land for the past three years. It is to be given in the form of a statement showing the names of the tenants if any and the amount collected. It is possible that the statement may be challenged, and it should, therefore, be made at the earliest possible date.
6. Whether competent to alienate the land by voluntary sale.

7. Total amount claimed under separate heads, e.g., for land, structures (these will usually be valued jointly), trees, crops, loss of earnings, damages for removal, etc.
8. Whether the area given in the notice is accepted or not.

Documents should be filed in support of these statements, if any exist, and if the area is disputed a map showing boundaries claimed, the measurement of them, and the area.

B—Claim by tenant holding under a lease or by tenant with occupancy right.

1. Name of claimant and his share.
2. Names of co-shares and their shares.
3. Full description of lease.
4. Rent or profits derived from the land by claimant during the past three years.
5. Whether the premises is used for residential or business purposes. If the latter, the nature of the business should be stated and the annual profits from it.
6. Total amount claimed under separate heads.
7. Description and value of and fixtures owned by claimants.
8. Details of any charge or mortgage on the lease.
9. Whether competent to alienate the right under the lease.

C—Claim by monthly tenant residing or carrying on business in the premises.

1. Name of claimant and rent paid.
2. Whether residing in the premises or carrying on business.
3. Nature of business if any carried on in the premises and profit for the last year.
4. Description and value of fixtures owned by claimant.
5. Total amount claimed for damages and fixtures separately.

D—Claim of mortgage.

1. Name of claimant .
2. Amount of mortgage and rate of interest. Amount remaining unpaid on both accounts up-to-date of claim.

Dated _____ 19 _____

Signature of the Claimant.

Address

