

**PROCEEDING OF THE ORDINARY BOARD MEETING TO BE HELD ON  
10-01-2023 AT 1300 HOURS IN THE OFFICE OF THE CANTONMENT BOARD  
DAGSHAI**

**THE FOLLOWING ARE PRESENT/ ABSENT:-**

1.	Brig CS Pathania, VSM, Station Commander	President	Present
2.	Ms. Divya R, Chief Executive Officer	Member Secretary	Present
3.	Sh. Charan Prashad	Nominated Member	Present

**ADM SECTION (A)**

**49. ACCOUNTS**

To consider and approve the accounts for the months of Nov and Dec, 2022.

		<b>Nov, 2022</b>	<b>Dec 2022</b>
Opening Balance	:	85,79,902.46	97,09,758.46
Receipts	:	1,76,89,748.00	14,94,647.00
<b>Total</b>	:	<b>2,62,69,650.46</b>	<b>1,12,04,405.46</b>
Expenditure during the month	:	1,65,59,892.00	35,47,587.41
Closing Balance	:	97,09,758.46	76,56,818.05
<b>Total</b>	:	<b>2,62,69,650.46</b>	<b>1,12,04,405.46</b>

**RESOLUTION NO. 49**

The Board considered and approved the accounts for the months of Nov, 2022 and Dec, 2022.

**50. FORFEITED OF SECURITY AMOUNT AND BLACK LISTING OF  
OUTSOURCE AGENCY M/S AMS INFOTECH, 116A, 1<sup>ST</sup> FLOOR MAIN  
VIKAS MARG, SHAKARPUR, EAST DELHI.**

M/s AMS Infotech, 116A, 1<sup>st</sup> Floor Main Vikas Marg, Shakarpur, East Delhi an outsource agency was awarded contract for providing 18 Nos. of conservancy staff on outsourcing in Cantt Board, Dagshai to work in Military Station, Dagshai during the year 2021-22. The said outsource agency credited less amount of wages into the bank accounts of the outsourced conservancy staff by not crediting their wages as per prevailing rates, but claimed as per rates resulting therein less crediting of wages to the tune of Rs. 55,945/- w.e.f April, 2021 to February, 2022. Despite of issuing repeated reminders, the outsource agency failed to credit the amount less credited into individual accounts.

The contractor has deposited an amount of Rs. 94, 900/- as security deposit in the shape of FDR with Cantt Board, Office. The Board may consider for forfeiture of the said

security amount of the contractor & pay the amount less credited into the accounts of conservancy staff and also to black list the said agency for any further engagement.

The relevant file is put on the table for perusal please.

**RESOLUTION NO. 50**

The Board considered. After detailed discussion the Board resolved that M/s AMS Infotech, 116A, 1<sup>st</sup> Floor Main Vikas Marg, Shakarpur, East Delhi be blacklisted for future engagement and security Rs. 94,900/- deposited by him with the Board be also forfeited and no money be given to the contractor concerned.

The Board further resolved that wages of the outsourced workers engaged through said agency be paid out of security Rs. 94,900/-. The Board further resolved that the outsourced agency be also informed accordingly.

**51. APPOINTMENT OF LEGAL ADVISOR OF CANTT BOARD DAGSHAI**

Reference CBR No. 114 dated 24-03-2017.

To consider the application dated 18-11-2022 received from Sh. Vijay Kumar Attri (Advocate) and approve the matter regarding retainership and enhancement of fee of Sh. Vijay Kumar Attri (Advocate) as legal advisor of the Board. His services are required to defend the various court cases, civil, criminal, tax and contempt cases including appeal cases in Distt. Courts, Solan. Beside this legal opinion in different matter is also being sought from him. At present Rs. 11000/- P.M. retainership is paid to the legal advisor.

The relevant file alongwith application is placed on the table.

**RESOLUTION NO. 51**

The Board considered the application of Sh. Vijay Kumar Attri (Advocate) and approved the matter regarding enhancement of retainership fee of Sh. Vijay Kumar Attri advocate from Rs. 11000/- P.M. to Rs. 15000/- P.M. w.e.f. 01-04-2023.

**52. SCHOOL MANAGEMENT COMMITTEE**

Reference CBR No. 67 dated 29-03-2022.

To consider the proceeding of School Management Committee dated 26-11-2022 for noting and further action.

The relevant proceeding of SMC is placed on the table.

**RESOLUTION NO. 52**

The Board Considered and noted Point No. 1 to 3. The CEO apprised the Board that issue at Sr No. 1 & 2 is already under process for getting the Middle School building vacated by HP Education Department given on rent. The Board further resolved that Little Angel Primary school cannot be upgraded upto Middle Standard until and unless there is no sufficient infrastructure available.

53. **PURCHASE OF ONE FIRE TENDER MTI 5000 LT FOR CANTONMENT BOARD DAGSHAI OUT OF UNTIED GRANT RECEIVED UNDER XV FINANCE COMMISSION, THROUGH DEPARTMENT OF URBAN AFFAIRS GOVT OF HP.**

To consider purchase of one fire tender MTI 5000 Lt in Cantonment Board Dagshai.

During summer season, fire breaks up in the Dagshai Cantonment as it has a large forest area and also in adjoining forests. Presently, the Cantt Board, Dagshai is not having any Fire Tender for fire fighting and the fire safety staff has to face practical difficulties when the fire breaks up in the forest of Cantonment due to which the most part of forests are burnt resulting therein a huge loss to the vegetation. Grants under XV Finance Commission are received through Department of Urban Affairs, Govt. of HP as Tied & Untied Grants. Untied Grants can be used for location specific felt needs under eighteen functions enshrined in the twelfth schedule of Constitution of India (except for salaries and other establishment costs) under which expenditure on fire services has also been covered.

The cost of one Fire Tender MTI 5000 Lt is Rs. 35,00,000/- (Rupees Thirty Five Lac Only) excluding GST etc.

In view of the above matter may please be considered and order for purchase of Fire Tender MTI 5000 Lt placed on GeM.

The relevant papers are placed on the table.

**RESOLUTION NO. 53**

The Board considered. After deliberation the Board resolved that fire tender as mentioned in agenda side be purchased through GeM as and when the sufficient amount of the untied grant under 15th Finance Commission is available with the Board. However, priority be given to other public amenities under this grant.

**54. ESTIMATES**

To consider the under mentioned estimate for execution during the term contract 2022-23

S. No.	Name of Maintenance/ repair work	Estimated Cost
1.	Repair to drains, sewerage lines, Nullah and manholes etc Sadar Bazar Dagshai Cantt	Rs. 150000/-

The relevant file alongwith estimate is placed on the table.

**RESOLUTION NO. 54**

The Board considered and approved the estimate as mentioned in agenda side. The Board resolved that work order be issued to Sh. Rajesh Kumar, contractor for execution during the term contract 2022-23, who is approved term contractor for doing such type of maintenance and repair works. The Board further resolved that the expenditure be met out, the funds released under 15<sup>th</sup> Finance Commission.



**55. MAINTENANCE AND REPAIR OF BITUMINOUS ROADS AT DAGSHAI CANTT**

To consider the under mentioned estimates in respect of maintenance and repair of Bituminous Roads at Dagshai Cantt for execution during the workable season 2023-24.

S.No.	Name of maintenance and repair of roads	Estimated cost
1	Repair to CB Road from Jail Museum to Sadar Bazar, Dagshai Cantt	734000/-
2	Repair to Wright road Dagshai Cantt	595000/-

The Joint Director, Defence Estates, Western Command during inspection of Dagshai Cantt in the month of Nov, 2022 observed that the condition of Cantt Board roads as mentioned above are in bad state of repair and require special attention of the Board to repair it on priority basis.

The relevant file alongwith estimates prepared by the Junior Engineer is placed on the table.

**RESOLUTION NO. 55**

The Board considered and approved the estimates as mentioned in agenda side. After deliberation the Board resolved that item rate tender be invited through GeM Portal so that repair of these bituminous roads can be executed during April, 2023.

**LAND SECTION**

**56. EXTENSION OF CANTT LEASE 99 YEARS (FORM C) CANTONMENT CODE 1912 OF HOUSE & SHOP NO 117, 117A SY NO 124/199, SADAR BAZAR DAGSHAI CANTT UPTO 31-12-2022.**

Reference CBR No. 12 dated 31-05-2021 and Principal Director, Defence Estates, Western Command Chandigarh letter No. 15/927/OMCB/C/DE/WC/2022/18/31654 dated 10-11-2022.

The Board vide CBR No. 12 dated 31-05-2021 has approved the extension of lease in respect of House & Shop No. 117, 117A Comprising GLR Sy No 124/199, Measuring 402 sqft situated at Sadar Bazar Dagshai Cantt under the management of Cantt Board upto 31-12-2021.

Now in this regard PDDE, WC Chandigarh vide letter No. has forwarded MoD letter No. 11013/2/2016/D(Lands) dated 20-04-2022 & Dte. General, DE letter No. 18/48/L/DE/57/Vol.-XIII dated 05-05-2022, in which the interim policy issued vide MoD letter of even number dated 10.03.2017 has been extended beyond 31.12.2021 for one year or till finalization of new policy, whichever is earlier, to deal with the issue of extension/renewal of expired/expiring leases of defence land granted under Cantonment Codes, 1899 & 1912 and CLAR, 1925 & 1937 on the terms and conditions mentioned in MoD letter dated 10.03.2017 with certain amendments.



As per GLR record of this Office House & Shop No. 117 & 117 A, Comprising GLR Sy No 124/199 classified as B-3 under the management of Cantonment Board was held on Cantt lease 99 years (Form C) Cantonment Code 1912 by Sh. Prem Dass, Joginder Pal and lease was extended upto 31.12.2021.

Accordingly, the demand notice for payment of lease rent/occupation charges Rs. 6949/- was issued to Sh. Prem Dass S/o Late Sh. Swanu Ram and Sh. Joginder Pal S/o Sh. Prem Dass vide letter dated 30-05-2022 and 16-11-2022 as per provisions of the extent policy dated 10-03-2017 and MoD letter dated 20-04-2022 w.e.f 01-01-2022 to 31-12-2022. In response to which they have deposited lease rent/occupation charges Rs. 6949/- vide Receipt No 1142 dated 25-11-2022 and requesting **offline** for extension of lease upto 31-12-2022 as per the Govt. policy.

The site has been inspected jointly by Junior Engineer & Junior Assistant who reported that there is no unauthorized construction, no change in purpose, no sub division of site and no encroachment on Govt. Land involved.

In view of the above and directions issued vide Dte, DE, WC letter No. 33/LC/Ren-Lease/L/DE/WC/RMS-29497 dated 4<sup>th</sup> April, 2019 the Board may take necessary action to extend the lease in respect of House & Shop No 117, 117A Sy No 124/199, Dagshai Cantt upto 31-12-2022 as per provision of Govt. of India, Ministry of Defence policy letter dated 10-03-2017, even letter dated 31-12-2018, 15-02-2021 and 20-04-2022.

The relevant file is placed on the table.

#### **RESOLUTION NO. 56**

The Board considered the matter and discussed in detail. After deliberation the Board resolved and approved the extension of lease in respect of House & Shop No 117, 117A, Sy No 124/199, Sadar Bazar Dagshai Cantt upto 31-12-2022 as per provision of Govt. of India, Ministry of Defence policy letter dated 10-03-2017, even letter dated 31-12-2018, 15-02-2021 and 20-04-2022. The Board further resolved that the Directorate, Defence Estates Western Command be informed accordingly and lessee/bonafied lessee be advised to execute renewal of lease deed in Schedule IV CLA Rules, 1937 after incorporating conditions as stipulated in the Govt. policy.

#### **57. EXTENSION OF FULL TERM EXPIRED LEASE SCHEDULE VI CLA RULES 1925 OF HOUSE NO. 323, 327 & 328 SY NO 124/55 SADAR BAZAR DAGSHAI CANTT UPTO 31-12-2022.**

Reference CBR No. 14 dated 31-05-2021 and Principal Director, Defence Estates, Western Command Chandigarh letter No. 15/927/OMCB/C/DE/WC/2022/18/31654 dated 10-11-2022.

The Board vide CBR No. 14 dated 31-05-2021 has approved the extension of lease in respect of House No. 323, 327 & 328 Comprising GLR Sy No 124/55, Measuring 650sqft

situated at Sadar Bazar Dagshai Cantt under the management of Cantt Board upto 31-12-2021.

Now in this regard PDDE, WC Chandigarh vide letter No. 33/LC/REN LEASE/L/DE/WC/RMS-31070 dated 24-05-2022 has forwarded MoD letter No. 11013/2/2016/D(Lands) dated 20-04-2022 & Dte. General, DE letter No. 18/48/L/DE/57/Vol.-XIII dated 05-05-2022, in which the interim policy issued vide MoD letter of even number dated 10.03.2017 has been extended beyond 31.12.2021 for one year or till finalization of new policy, whichever is earlier, to deal with the issue of extension/renewal of expired/expiring leases of defence land granted under Cantonment Codes, 1899 & 1912 and CLAR, 1925 & 1937 on the terms and conditions mentioned in MoD letter dated 10.03.2017 with certain amendments.

As per GLR record above mentioned property classified as B-3, under the management of Cantonment Board was held on lease in Schedule VI CLA Rules 1925 by one Sh. Suresh Kumar Aggarwal S/o Late Sh. Durga Parshad and lease was extended upto 31.12.2021.

Accordingly, the demand notice for payment of lease rent/occupation charges Rs. 11,236/- was issued to Sh. Suresh Kumar Aggarwal S/o Sh. Durga Prashad vide letter dated 30-05-2022 and 16-11-2022 as per provisions of the extant policy dated 10-03-2017 and MoD letter dated 20-04-2022 w.e.f 01-01-2022 to 31-12-2022. In response to which he has deposited lease rent/occupation charges Rs. 11,236/- vide Receipt No. 1139 dated 24-11-2022 and requesting **offline** for extension of lease upto 31-12-2022 as per the Govt. policy.

The site has been inspected jointly by Junior Engineer & Junior Assistant who reported that there is no unauthorized construction, no change in purpose, no sub division of site and no encroachment on Govt. land involved.

In view of the above and directions issued vide Dte, DE, WC letter No. 33/LC/Ren-Lease/L/DE/WC/RMS-29497 dated 4<sup>th</sup> April, 2019 the Board may take necessary action to extend the lease in respect of House No. 323, 327 & 328 Sy No 124/55, Dagshai Cantt upto 31-12-2022 as per provision of Govt. of India, Ministry of Defence policy letter dated 10-03-2017, even letter dated 31-12-2018, 15-02-2021 and 20-04-2022.

The relevant file is placed on the table.

#### **RESOLUTION NO. 57**

The Board considered the matter and discussed in detail. After deliberation the Board resolved and approved the extension of lease in respect of House No. 323, 327 & 328 Sy No 124/55, Sadar Bazar Dagshai Cantt upto 31-12-2022 as per provision of Govt. of India, Ministry of Defence policy letter dated 10-03-2017, even letter dated 31-12-2018, 15-02-2021 and 20-04-2022. The Board further resolved that the Directorate, Defence Estates Western Command be informed accordingly and lessee/bonafied lessee be advised to execute renewal of lease deed in Schedule IV CLA Rules, 1937 after incorporating conditions as stipulated in the Govt. policy.



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58. **EXTENSION OF FULL TERM EXPIRED CANTT LEASE 99 YEARS (FORM C) CANTONMENT CODE 1912 OF HOUSE & SHOP NO 229, 306, SY NO 124/92 SADAR BAZAR DAGSHAI CANTT UPTO 31-12-2022.**

Reference CBR No. 15 dated 31-05-2021 and Principal Director, Defence Estates, Western Command Chandigarh letter No. 15/927/OMCB/C/DE/WC/2022/18/31654 dated 10-11-2022.

The Board vide CBR No. 15 dated 31-05-2021 has approved the extension of lease in respect of House & Shop No. 229, 306 Comprising GLR Sy No 124/92, Measuring 540 sqft situated at Sadar Bazar Dagshai Cantt under the management of Cantt Board upto 31-12-2021.

Now in this regard PDDE, WC Chandigarh vide letter No. 33/LC/REN LEASE/L/DE/WC/RMS-31070 dated 24-05-2022 has forwarded MoD letter No. 11013/2/2016/D(Lands) dated 20-04-2022 & Dte. General, DE letter No. 18/48/L/DE/57/Vol.-XIII dated 05-05-2022, in which the interim policy issued vide MoD letter of even number dated 10.03.2017 has been extended beyond 31.12.2021 for one year or till finalization of new policy, whichever is earlier, to deal with the issue of extension/renewal of expired/expiring leases of defence land granted under Cantonment Codes, 1899 & 1912 and CLAR, 1925 & 1937 on the terms and conditions mentioned in MoD letter dated 10.03.2017 with certain amendments.

As per GLR record above mentioned property classified as B-3, under the management of Cantonment Board was held on Cantt lease 99 years (Form C) Cantonment Code 1912 by one Sh. Rajesh Kumar Aggarwal S/o Late Sh. Babu Ram and lease was extended upto 31.12.2021.

Accordingly, the demand notice for payment of lease rent/occupation charges Rs. 3112/- was issued to Sh. Rajesh Kumar Aggarwal S/o Late Sh. Babu Ram vide letter dated 30-05-2022 and 16-11-2022 as per provisions of the extant policy dated 10-03-2017 and MoD letter dated 20-04-2022 w.e.f 01-01-2022 to 31-12-2022. In response to which he has deposited lease rent/occupation charges Rs. 3112/- vide Receipt No.1143 dated 28-11-2022 and requesting **offline** for extension of lease upto 31-12-2022 as per the Govt. policy.

The site has been inspected jointly by Junior Engineer & Junior Assistant who reported that there is no unauthorized construction, no change in purpose, no sub division of site and no encroachment on Govt. land involved.

In view of the above and directions issued vide Dte, DE, WC letter No. 33/LC/Ren-Lease/L/DE/WC/RMS-29497 dated 4<sup>th</sup> April, 2019 the Board may take necessary action to extend the lease in respect of House & Shop No. 229, 306 Comprising GLR Sy No 124/92, Dagshai Cantt upto 31-12-2022 as per provision of Govt. of India, Ministry of Defence policy letter dated 10-03-2017, even letter dated 31-12-2018, 15-02-2021 and 20-04-2022.

The relevant file is placed on the table.

### **RESOLUTION NO. 58**

The Board considered the matter and discussed in detail. After deliberation the Board resolved and approved the extension of lease in respect of House & Shop No. 229, 306 Comprising GLR Sy No 124/92, Sadar Bazar Dagshai Cantt upto 31-12-2022 as per provision of Govt. of India, Ministry of Defence policy letter dated 10-03-2017, even letter dated 31-12-2018, 15-02-2021 and 20-04-2022. The Board further resolved that the Directorate, Defence Estates Western Command be informed accordingly and lessee/bonafied lessee be advised to execute renewal of lease deed in Schedule IV CLA Rules, 1937 after incorporating conditions as stipulated in the Govt. policy.

### **59. EXTENSION OF FULL TERM EXPIRED LEASE SCHEDULE VI CLA RULES 1925 OF SHOP NO. 113 & 114 SY NO 124/196 SADAR BAZAR DAGSHAI CANTT UPTO 31-12-2022.**

Reference CBR No. 13 dated 31-05-2021 and Principal Director, Defence Estates, Western Command Chandigarh letter No. 15/927/OMCB/C/DE/WC/2022/18/31654 dated 10-11-2022.

The Board vide CBR No. 13 dated 31-05-2021 has approved the extension of lease in respect of Shop No. 113 & 114 Comprising GLR Sy No 124/196, Measuring 350 sqft situated at Sadar Bazar Dagshai Cantt under the management of Cantt Board upto 31-12-2021.

Now in this regard PDDE, WC Chandigarh vide letter No. 33/LC/REN LEASE/L/DE/WC/RMS-31070 dated 24-05-2022 has forwarded MoD letter No. 11013/2/2016/D(Lands) dated 20-04-2022 & Dte. General, DE letter No. 18/48/L/DE/57/Vol.-XIII dated 05-05-2022, in which the interim policy issued vide MoD letter of even number dated 10.03.2017 has been extended beyond 31.12.2021 for one year or till finalization of new policy, whichever is earlier, to deal with the issue of extension/renewal of expired/expiring leases of defence land granted under Cantonment Codes, 1899 & 1912 and CLAR, 1925 & 1937 on the terms and conditions mentioned in MoD letter dated 10.03.2017 with certain amendments.

As per GLR record above mentioned property classified as B-3, under the management of Cantonment Board was held on Lease in Schedule VI CLA Rules 1925 by Sh. Sharwan Kumar Gupta S/o Dr. Karam Chand Gupta (since expired) and lease was extended upto 31.12.2021 because the property in question is under the occupation of Sh. Rajiv Kumar Gupta S/o Late Sh. Sharwan Kumar Gupta, Smt. Usha Mahajan D/o Late Sh. Sharwan Kumar Gupta & Smt. Asha Babbar D/o Late Sh. Sharwan Kumar Gupta. The said legal heirs of Late Sh. Sharwan Kumar Gupta are paying House/Water Tax in respect of above said holding. The mutation case is under process in favour of legal heirs of late Sh. Sharwan Kumar Gupta.

Accordingly, the demand notice for payment of lease rent/occupation charges Rs. 8067/- was issued to Sh. Rajiv Kumar Gupta S/o Late Sh. Sharwan Kumar Gupta, Smt. Usha Mahajan D/o Late Sh. Sharwan Kumar Gupta & Smt. Asha Babbar D/o Late Sh. Sharwan Kumar Gupta vide letter dated 30-05-2022 and 16-11-2022 as per provisions of the extant policy dated 10-03-2017 and MoD letter dated 20-04-2022 w.e.f 01-01-2022 to 31-12-2022. In response to which they have deposited lease rent/occupation charges



Rs. 8067/- vide Receipt No. 1117 dated 18-11-2022 and requesting **offline** for extension of lease upto 31-12-2022 as per the Govt. policy.

The site has been inspected jointly by Junior Engineer & Junior Assistant who reported that there is no unauthorized construction, no change in purpose, no sub division of site and no encroachment on Govt. land involved.

In view of the above and directions issued vide Dte, DE, WC letter No. 33/LC/Ren-Lease/L/DE/WC/RMS-29497 dated 4<sup>th</sup> April, 2019 the Board may take necessary action to extend the lease in respect of Shop No 113 & 114 Sy No 124/196, Dagshai Cantt upto 31-12-2022 as per provision of Govt. of India, Ministry of Defence policy letter dated 10-03-2017, even letter dated 31-12-2018, 15-02-2021 and 20-04-2022.

The relevant file is placed on the table.

#### **RESOLUTION NO. 59**

The Board considered the matter and discussed in detail. After deliberation the Board resolved and approved the extension of lease in respect of Shop No 113 & 114, Sy No 124/196, Sadar Bazar Dagshai Cantt upto 31-12-2022 as per provision of Govt. of India, Ministry of Defence policy letter dated 10-03-2017, even letter dated 31-12-2018, 15-02-2021 and 20-04-2022. The Board further resolved that the Directorate, Defence Estates Western Command be informed accordingly and lessee/bonafied lessee be advised to execute renewal of lease deed in Schedule IV CLA Rules, 1937 after incorporating conditions as stipulated in the Govt. policy.

#### **60. EXTENSION OF FULL TERM EXPIRED CANTT LEASE 99 YEARS (FORM C) CANTONMENT CODE 1912 OF HOUSES NO. 276, 277, 278 & 279, SY NO 124/40 SADAR BAZAR DAGSHAI CANTT UPTO 31-12-2022.**

Reference CBR No. 44 dated 15-11-2021 and Principal Director, Defence Estates, Western Command Chandigarh letter No. 15/927/OMCB/C/DE/WC/2022/18/31654 dated 10-11-2022.

The Board vide CBR No. 44 dated 15-11-2021 has approved the extension of lease in respect of Houses No. 276, 277, 278 & 279 comprising GLR Sy No 124/40, Measuring 1163 sqft situated at Sadar Bazar Dagshai Cantt under the management of Cantt Board upto 31-12-2021.

Now in this regard PDDE, WC Chandigarh vide letter No. 33/LC/REN LEASE/L/DE/WC/RMS-31070 dated 24-05-2022 has forwarded MoD letter No. 11013/2/2016/D(Lands) dated 20-04-2022 & Dte. General, DE letter No. 18/48/L/DE/57/Vol.-XIII dated 05-05-2022, in which the interim policy issued vide MoD letter of even number dated 10.03.2017 has been extended beyond 31.12.2021 for one year or till finalization of new policy, whichever is earlier, to deal with the issue of extension/renewal of expired/expiring leases of defence land granted under Cantonment Codes, 1899 & 1912 and CLAR, 1925 & 1937 on the terms and conditions mentioned in MoD letter dated 10.03.2017 with certain amendments.

As per GLR record above mentioned property classified as B-3, under the management of Cantonment Board was held on Cantt lease 99 years (Form C) Cantonment Code 1912 by Sh. Karta Ram S/o Sh. Sant Ram (since expired) and lease was extended upto 31.12.2021 because the property in question is under the occupation of Sh. Man Mohan Singh S/o Late Sh. Karta Ram. The said legal heir of Late Sh. Karta Ram is paying House/Water Tax in respect of above said holding. The mutation case is under process in favour of legal heirs of late Sh. Karta Ram.

Accordingly, the demand notice for payment of lease rent/occupation charges Rs. 13,403/- was issued to Sh. Man Mohan Singh S/o Late Sh. Karta Ram vide letter dated 30-05-2022 and 16-11-2022 as per provisions of the extent policy dated 10-03-2017 and MoD letter dated 20-04-2022 w.e.f 01-01-2022 to 31-12-2022. In response to which he has deposited lease rent/occupation charges Rs. 13,403/- vide Receipt No. 1162 dated 02-12-2022 and requesting **offline** for extension of lease upto 31-12-2022 as per the Govt. policy.

The site has been inspected jointly by Junior Engineer & Junior Assistant who reported that there is no unauthorized construction, no change in purpose, no sub division of site and no encroachment on Govt. land involved.

In view of the above and directions issued vide Dte, DE, WC letter No. 33/LC/Ren-Lease/L/DE/WC/RMS-29497 dated 4<sup>th</sup> April, 2019 the Board may take necessary action to extend the lease in respect of Houses No. 276, 277, 278 & 279 comprising GLR Sy No 124/40, Dagshai Cantt upto 31-12-2022 as per provision of Govt. of India, Ministry of Defence policy letter dated 10-03-2017, even letter dated 31-12-2018, 15-02-2021 and 20-04-2022.

The relevant file is placed on the table.

#### **RESOLUTION NO. 60**

The Board considered the matter and discussed in detail. After deliberation the Board resolved and approved the extension of lease in respect of House No. 276, 277, 278 & 279, comprising GLR Sy No 124/40, Sadar Bazar Dagshai Cantt upto 31-12-2022 as per provision of Govt. of India, Ministry of Defence policy letter dated 10-03-2017, even letter dated 31-12-2018, 15-02-2021 and 20-04-2022. The Board further resolved that the Directorate, Defence Estates Western Command be informed accordingly and lessee/bonafied lessee be advised to execute renewal of lease deed in Schedule IV CLA Rules, 1937 after incorporating conditions as stipulated in the Govt. policy.

61. **EXTENSION OF FULL TERM EXPIRED LEASE SCHEDULE VIII CLA RULES 1937 IN RESPECT OF HOUSE NO. 23, 23-A & SHOP NO. 23-B COMPRISING GLR SY NO 124/172 SADAR BAZAR DAGSHAI CANTT UPTO 31-12-2022.**

Reference CBR No. 43 dated 15-11-2021 and Principal Director, Defence Estates, Western Command Chandigarh letter No. 15/927/OMCB/C/DE/WC/2022/18/31654 dated 10-11-2022.

The Board vide CBR No. 43 dated 15-11-2021 has approved the extension of lease in respect of House No. 23, 23-A & Shop No. 23-B comprising GLR Sy No 124/172,



measuring 1558 sqft situated at Sadar Bazar Dagshai Cantt under the management of Cantt Board upto 31-12-2021.

Now in this regard PDDE, WC Chandigarh vide letter No. 33/LC/REN LEASE/L/DE/WC/RMS-31070 dated 24-05-2022 has forwarded MoD letter No. 11013/2/2016/D(Lands) dated 20-04-2022 & Dte. General, DE letter No. 18/48/L/DE/57/Vol.-XIII dated 05-05-2022, in which the interim policy issued vide MoD letter of even number dated 10.03.2017 has been extended beyond 31.12.2021 for one year or till finalization of new policy, whichever is earlier, to deal with the issue of extension/renewal of expired/expiring leases of defence land granted under Cantonment Codes, 1899 & 1912 and CLAR, 1925 & 1937 on the terms and conditions mentioned in MoD letter dated 10.03.2017 with certain amendments.

As per GLR record above mentioned property classified as B-3, under the management of Cantonment Board was held on lease Schedule VIII CLA Rules 1937 by one Smt. Suman Garg W/o Late Sh. Radha Krishan and lease was extended upto 31.12.2021.

Accordingly, the demand notice for payment of lease rent/occupation charges Rs. 8978/- was issued to Smt. Suman Garg W/o Late Sh. Radha Krishan vide letter dated 30-05-2022 and 16-11-2022 as per provisions of the extent policy dated 10-03-2017 and MoD letter dated 20-04-2022 w.e.f 01-01-2022 to 31-12-2022. In response to which she has deposited lease rent/occupation charges Rs. 8978/- vide Receipt No. 1169 dated 03-12-2022 and requesting offline for extension of lease upto 31-12-2022 as per the Govt. policy.

The site has been inspected jointly by Junior Engineer & Junior Assistant who reported that there is no unauthorized construction, no change in purpose, no sub division of site and no encroachment on Govt. land involved.

In view of the above and directions issued vide Dte, DE, WC letter No. 33/LC/Ren-Lease/L/DE/WC/RMS-29497 dated 4<sup>th</sup> April, 2019 the Board may take necessary action to extend the lease in respect of House No. 23, 23-A & Shop No. 23-B Comprising GLR Sy No 124/172, Dagshai Cantt upto 31-12-2022 as per provision of Govt. of India, Ministry of Defence policy letter dated 10-03-2017, even letter dated 31-12-2018, 15-02-2021 and 20-04-2022.

The relevant file is placed on the table.

#### **RESOLUTION NO. 61**

The Board considered the matter and discussed in detail. After deliberation the Board resolved and approved the extension of lease in respect of House No. 23, 23-A & Shop No. 23-B, Comprising GLR Sy No 124/172, Sadar Bazar Dagshai Cantt upto 31-12-2022 as per provision of Govt. of India, Ministry of Defence policy letter dated 10-03-2017, even letter dated 31-12-2018, 15-02-2021 and 20-04-2022. The Board further resolved that the Directorate, Defence Estates Western Command be informed accordingly and lessee/bonafied lessee be advised to execute renewal of lease deed in Schedule IV CLA Rules, 1937 after incorporating conditions as stipulated in the Govt. policy.

62. **COMPOSITION ON UNAUTHORIZED CONSTRUCTION IN RESPECT OF HOUSE & SHOP NO. 49, 49-A, COMPRISING GLR SY NO. 124/139 UNDER THE PROVISION OF SECTION 248 (1) OF THE CANTONMENTS ACT 2006, SADAR BAZAR, DAGSHAI CANTT.**

Reference CBR No. 47 dated 16-11-2022.

To consider the application dated 15-09-2022 received from Sh. Hiskial Rawat General Power of Attorney (GPA) Sh. Shiv Raj Bharati S/o Sh. Mohal Lal Kaushal for composition of unauthorized construction under the provision of Section 248 (1) of the Cantonments Act, 2006 in respect of House & Shop No. 49, 49-A, Comprising GLR Sy No. 124/139. As per GLR record above mentioned property classified as B-3 under the management of Cantonment Board is held on old grant terms by Sh. Shiv Raj Bharati S/o Sh. Mohal Lal Kaushal. The property is situated at Sadar Bazar Dagshai Cantt within notified civil area. The cost of unauthorized construction is worked out to sum of Rs. 124212/-. As per CBR No. 53 dated 21-10-1999 the cost of composition of unauthorized construction will be Rs. 24842/- i.e. 20% of Rs. 124212/-.

The relevant file alongwith detailed office report as well as photographs of the site as desired by the PCB is placed on the table.

**RESOLUTION NO. 62**

The Board considered. After deliberation the Board resolved that unauthorized construction under the provision of Section 248 (1) of the Cantonments Act, 2006 in respect of House & Shop No. 49, 49-A, Comprising GLR Sy No. 124/139 be compounded for Rs. 24842/-. The Board further resolved that the HOR be informed to deposit the composition fee as well as to complete the formalities viz. submission of building plan and declaration deed etc for regularization of unauthorized construction.

63. **RE-CLASSIFICATION OF B-4 LAND INTO CLASS 'C' FOR THE CONSTRUCTION AND DEMOLITION WASTE HANDLING SITE DAGSHAI CANTT**

Reference CBR No. 45 dated 15-11-2021

In compliance to Hon'ble NGT order vide OA No. 603 of 2019 titled as Rajiv Verma vs State of Himachal Pradesh & Ors. Order dated 03-12-2019 it has been directed by the Chairman-cum ADM of District Level Committee that all the ULBs and Gram Panchayats shall ensure to have C&D waste handling sites and directed to complete the codal formalities i.e. approval of site, authorization under C&D Rules, 2016 and submit the annual return in compliance to C&D Rules, 2016.

As per GLR record of Board the site comprising GLR Sy No.125, measuring 1.15 Acre classified as B-4 known agricultural Plot No. 54 is placed under the management of DEO Ambala Circle, Ambala Cantt. The land measuring 1.15 Acre, classified as B-4 was given to Sh. Karam Singh (since expired) resident of House No. 339, Sadar Bazar Dagshai



Cantt for agricultural purpose. The said lease was not extended/ renewed after 31-05-1974 by the Govt. Thereafter, PPE Act was initiated by the DEO against the unauthorized occupant of Govt. land and finally physical possession of vacant agricultural plot was taken over by the rep of DEO Ambala during May, 2017 and further handed over to the Cantt Board Dagshai for its further watch and ward.

It has been found from the aforesaid piece of land that area measuring 50m X 30m= 1500 sqm out of Sy No. 125 is suitable for the Construction and Demolition Waste Handling Site and easily approachable to the civil area, Sadar Bazar Dagshai Cantt.

In view of the above NGT order and meeting of District Level Special Task Forceheld on 29-11-2022 under the chairmanship of Additional District Magistrate it has been observed that the matter of Cantt Board Dagshai for the construction and demolition waste is lying pending since long. Therefore, the Board may consider re-classification of 1500 sqm B-4 land out of GLR Sy No. 125 into Class 'C' for the Construction and Demolition Waste Handling Site.

The relevant file alongwith office report is placed on the table.

**RESOLUTION NO. 63**

The Board considered. After deliberation and in compliance to Hon'ble NGT order the Board resolved that 1500 sqm B-4 land out of Sy No. 125 be re-classified into Class 'C' for the construction and demolition waste handling site at Dagshai Cant. The Board further resolved that the necessary proposal be submitted to the competent authority through DEO Ambala for obtaining necessary sanction to the proposed re-classification.

Sd/-XXX  
Member Secretary

Chief Executive Officer, Dagshai  
(DIVYA R)

Sd/-XXX

President, Cantonment Board Dagshai  
(Brig CS Pathania, VSM)