

**MINUTES OF PROCEEDINGS OF ORDINARY MONTHLY BOARD MEETING OF
CANTONMENT BOARD ALLAHABAD HELD AT 1100 HOURS ON 31-08-2021
IN ITS OFFICE**

Members Present

1. Brig. Ajay Pasbola, SC, PCB
2. Shri Mane Amitkumar Baburao, MS/CEO

1. CONFIRMATION OF THE LAST BOARD PROCEEDING DATED 31.07.2021.

CBR NO. 1: Considered & confirmed by the Board.

2. CIRCULAR AGENDA [AFTER 31-07-2021]

- (A) **Circular Agenda dated 04.08.2021** - regarding provision of gate at crossing of Akbar Road & Ponappa Road in New Cantt, Allahabad.
- (B) **Circular Agenda dated 04.08.2021** - regarding public works to be carried out to grant received under 15th Finance Commission.
- (C) **Circular Agenda dated 12.08.2021** - regarding payment of Door to door garbage, supply of electrical equipment in Vicker Public School and etc in Cantt area Allahabad through 15th CFC Fund.
- (D) **Circular Agenda dated 17.08.2021** - regarding disposal of temporary rights for providing shared communication tower infrastructure on various sites at Allahabad Cantonment.

CBR NO. 2: Considered & approved by the Board – regarding circular agenda point 2 (D) Member Secretary informed that proposal regarding shared communication tower infrastructure on A1 land is pending with competent authority. Board decided to float fresh tender for disposal of temporary rights for providing shared communication tower infrastructure on C & B4 land.

3. MONTHLY ACCOUNT

Summary July, 2021
Cash Account

Receipts	Amount (Rs.)	Expenditure	Amount (Rs.)
Opening Balance as on 01.07.2021	3298652.01	Cash in Hand	210.00
Revenue Receipt	18280461.00	Revenue Expenditure	19901556.00
Transfer from TDR	-	Transfer TDR	-
		Closing Balance	1677347.01
Total	21579113.01	Total	21579113.01

TDR Account
Month of July, 2021

Receipts	Amount (Rs.)	Expenditure	Amount (Rs.)
Opening Balance as on 01.07.2021	-	Transfer to Cash account	-
Transfer from Cash Account	-	Reinvestment	-
Reinvestment	-	Interest transfer to cash	-
Interest from TDR	-	Closing Balance	-
Total	-	Total	-

CBR NO. 3: Considered & approved by the Board.

4. PROVISION OF FUNDS FOR CANTT BOARD EMPLOYEES AS WELFARE MEASURE- GROUP INSURANCE SCHEME

Reference PDDE, Central Command letter No.8688/Covid-19/Staff/21/22 dated 23.08.2021 and Delhi Cantonment Board letter No. DCB/IT/COVID-19/2020 dated 17.08.2021. Delhi Cantonment Board has approached LIC Delhi vide e mail dated 05.08.2021 for the renewal of the LIC insurance policy. Accordingly, LIC Delhi vide their email dated 17.08.2021 quoted premium rate of Rs.4.61 per thousand Sum Assured plus GST (i.e. premium for Rs. 5,00,000/- Sum Assured will come to Rs. 2305/- per person plus GST. Further, the total number of employees of all 62 Cantonment Boards to be insured for LIC Group Insurance Scheme is 16348. The details are as follows:

- 1.) Name of the MPH: Cantonment Board (EGI Scheme)
- 2.) No. of Lives- 16348 (Applicable to the citizens of India)
- 3.) Premium rate- Rs.4.61 % + GST without profits for yearly mode of premium payment only)
- 4.) Maximum Cover- Rs. upto 5 Lac (BSA) subject to maximum of 5 times of annual CTC.
- 5.) Free Cover Limit- (FCL) is Rs.5 lac up to age of maximum 60 years.
- 6.) Age Group-18 to 60 (nbd) years or NRA whichever is earlier.
- 7.) Review after 1 year
- 8.) Employee/Members who are infected/diagnosed with COVID-19 on or before Risk commencement date, risk cover will commence three months after the date of recovery. This is applicable for in-between entrants also.

Relevant documents are placed on the table. Board may consider for further course of action.

CBR NO. 4: Considered & approved by the Board.

5. RECOMMENDATION TO PAY THE ENHANCED RATE OF DEARNESS ALLOWANCE TO THE CANTT BOARD EMPLOYEES IN ALLAHABAD

According to Memorandum of Settlement & Vide UP Govt Go N.O. 3/2021-/Ve-Aa-1-380/Das-2021-8(M)/2016 dated 24.08.2021 & Principal Directorate, Defence Estates, Central Command, Lucknow letter No. 9334/UP/DA/LCP/3 dated 26.08.2021 grant of dearness allowance @28% on the basic pay w.e.f. 01.07.2021 shall be granted to the employees of the Cantonment Board Allahabad as per terms & conditions contained in the aforesaid government order.

Relevant documents are placed on the table. Board may consider for further course of action.

CBR NO. 5: Considered & approved by the Board.

6. RECOMMENDATION TO PAY THE ENHANCED RATE OF DEARNESS RELIEF TO THE CANTT BOARD PENSIONERS IN ALLAHABAD

According to Memorandum of Settlement & Vide UP Govt Go N.O. 6/2021/22099/1401/2020-Finance dated 24.08.2021 & Principal Directorate, Defence Estates, Central Command, Lucknow letter No. 49260/UP/DR/Pens/LCP/3 dated 26.08.2021 grant of dearness relief @28% on the basic pension w.e.f. 01.07.2021 shall be granted to the pensioners of the Cantonment Board Allahabad as per terms & conditions contained in the aforesaid government order.

Relevant documents are placed on the table. Board may consider for further course of action.

CBR NO. 6: Considered & approved by the Board.

7. PROCUREMENT OF 01 NO. OF TIPPER TRUCK FOR CONSERVANCY WORK.

Authority: CBR No: 19 dated 25.05.2021.

A bid has been placed on GeM having bid No: GEM/2021/B/1379191 on 23.07.2021, for procurement of 01 No. of Tipper Truck for conservancy work as a replacement of Truck (Old Truck was auctioned with due approval of Board vide **CBR No: 05 dated 12.10.2018 & CBR No: 03 dated 14.12.2018**).

The bid opened on 30.07.2021 in presence of CEO, S.K. & O.S. Details of bidders participated is as follows:-

Sl. No.	Seller Name	Total Price (Rs.)	Awarded
1.	M.K.TECH INDUSTRIES	1949500.00	L1
2.	GHODU INFOTECH PRIVATE LIMITED	2001000.00	L2
3.	ISHA FAB ENGINEERS PRIVATE LIMITED	2067400.00	L3
4.	UNITED PETROCHEM PRIVATE LIMITED	2114700.00	L4

Perusal of above table shows that M.K. Tech Industries has quoted the lowest bid of **Rs. 19,49,500/-**.

Relevant file is placed on the table.

Board to consider.

CBR NO. 7: Considered & approved by the Board.

8. ALLOCATION OF TEMPORARY PLACE NEAR BENI BUNDH, JAGDISH RAMP, FORT CANTT, ALLAHABAD FOR TEMPORARY SHOPS.

Ref: CBR No: 15 dated 30.06.2021.

Accordingly a joint inspection was carried out by representatives of Station Headquarter, Cantonment Board & O.D. Fort on 21-08-2021 in which following shops were found running at Beni Bundh, Jagdish Ramp, Fort Cantt, Allahabad:-

1	Name	Fathers Name	Type of Shop
2	Shri Ajay Nishad	Late Gunnu Nishad	Kanthimala/Prasad
3	Guddu Nishad	Late Vishwanath	-do-
4	Phulmati	Shri Prakash	-do-
5	Rani	Late Munna	-do-
6	Baby	Shri Rajesh	-do-
7	Pramila	Shri Ramesh Nishad	-do-
8	Maya	Shri Raju	-do-
9	Prabha Devi	Late Rajendra Pd. Tiwari	Kanthimala/Religious book
10	Ashok Nishad	Shri Prem Lal	-do-
11	Chandar Nishad	Shri Ramesh	-do-
12	Rina Dubey	Late Rajesh Dubey	-do-
13	Rakesh Pandey	Late Ganesh Pd. Pandey	-do-
14	Atul Pandey	Shri Nanku Pandey	-do-
15	Rohini Nishad	Shri Dinesh Nishad	-do-
16	Dinesh Chand Pandey	Late Ganesh Pd. Pandey	-do-
17	Shailendra Kumar	Late Radhey Shyam	-do-
18	Ashok Nishad	Late Baij Nath	Kanthimala/Prasad/Sringar
19	Gayatri Singh	Late Chottey Lal	-do-
20	Rekha Devi	Shri Bachehi Lal	-do-
21	Sangeeta	Shri Rajendra	-do-
22	Ganga	Shri Ramesh	-do-
23	Ganesh Singh	Late Mohan Singh	-do-
24	Sanjay Chaurasiya	Late Munnu	-do-
25	Asha	Late Natey	-do-
26	Durgawati	Late Nand Lal	-do-
27	Nanki	Shri Gopal	-do-

Relevant file is placed on the table.

Board to consider.

CBR NO. 8: Board decided to levy a license fee of Rs. 60,000/- per annum on all the shops mentioned in the agenda. Board also decided to allot a shop number to all the shops mentioned in the agenda & instruct each shopkeepers to erect a sign board in front of shop clearly mentioning name of shopkeeper & name of that particular shop.

9. INSTALLATION OF OXYGEN PIPELINE SYSTEM AT CANTONMENT GENERAL HOSPITAL, NEW CANTT, ALLAHABAD

Board vide Circular Agenda No. 1 dated 07.05.2021 for installation of oxygen pipeline system at Cantonment General Hospital, New Cantt, Allahabad approved that work be carried out through Medical Life Saving Services, 53/44, Hashimpur Road, Praygaraj -211 002.

Cantonment Board vide Work Order dated 15.07.2021 of Rs. 5,58,949/- awarded the work to Medical Life Saving Services, 53/44, Hashimpur Road, Praygaraj -211 002.

Work has been completed by the contractor and contractor has submitted bill of Rs. 5,15,132/- for first & final payment.

Amount due to be paid in respect of the above mentioned work is proposed to be paid out of the basic grant allotted to Cantonment Board Allahabad for the year 2020-21 under the recommendation of 15th Finance Commission.

Relevant file is placed on the Table. Board to consider.

CBR NO. 9: Considered & approved by the Board.

10. TERM CONTRACT FOR MISCELLANEOUS IMPROVEMENT WORKS IN ALLAHABAD CANTT FOR YEAR 2020-21

Board vide FCR No. 03 dated 29.07.2021 & CBR No. 03 dated 31.07.2021 approved that work of Term Contract for Miscellaneous Improvement Works in Allahabad Cantt for Year 2020-21 be carried out through Mohammad Rizwan Contractor.

Cantonment Board vide Work Order dated 19.08.2020 of Rs. 55,61,987.50/- awarded the work to Mohammad Rizwan Contractor.

Work is under progress and contractor has submitted a bill of Rs. 38,39,649.66/- for running payment.

Amount due to be paid in respect of the above mentioned work is proposed to be paid out of the basic grant allotted to Cantonment Board Allahabad for the year 2020-21 under the recommendation of 15th Finance Commission.

Relevant file is placed on the Table. Board to consider.

CBR NO. 10: Considered & approved by the Board.

11. TERM CONTRACT FOR REPAIR AND MAINTENANCE OF CLASS IV STAFF QUARTERS IN ALLAHABAD CANTT FOR YEAR 2020-21

Board vide FCR No. 04 dated 29.07.2021 & CBR No. 03 dated 31.07.2021 approved that work of Term Contract for repair and maintenance of Class IV staff quarters in Allahabad Cantt for year 2020-21 be carried out through Toshi Enterprises.

Cantonment Board vide Work Order dated 10.08.2020 of Rs. 48,98,536.05/- awarded the work to Toshi Enterprises.

Work is under progress and contractor has submitted a bill of Rs. 23,35,993.79/- for running payment.

Amount due to be paid in respect of the above mentioned work is proposed to be paid out of the basic grant allotted to Cantonment Board Allahabad for the year 2020-21 under the recommendation of 15th Finance Commission.

Relevant file is placed on the Table. Board to consider.

CBR NO. 11: Considered & approved by the Board.

12. TRANSFER OF DEFENCE LAND ADMEASURING 518.182 ACRES IN FORT CANTONMENT, ALLAHABAD TO PRAYAGRAJ MELA AUTHORITY, PRAYAGRAJ.

Reference Prayagraj Mela Authority, Prayagraj letter No. /पन्द्रह-मा.मे.(2021-22) dated 02.08.2021 and DEO Allahabad Circle, Allahabad letter No. DEO/ALLD/MAGH MELA/2020-21/107 dated 30.07.2021.

Vide letter under reference, Prayagraj Mela Authority, Prayagraj has requested to furnish the details of defence land measuring 518.182 acres situated at Fort Cantt, Allahabad. Relevant Para of the letter under reference is reproduced below:

“कृपया उपर्युक्त विषयक दिनांक 20.07.2021 को कलेक्ट्रेट स्थित संगम सभागार में आयोजित सिविल-सैन्य समन्वय बैठक में निर्णय लिया गया था कि किला छावनी पर्यागराज सितित 518.182 एकड रक्षा भूमि का संयुक्त सर्वे कैण्ट बोर्ड, रक्षा सम्पदा, स्थानीय सैन्य प्रशासन एवं प्रयागराज मेला प्राधिकरण के अधिकारियों/ कर्मचारियों की टीम गठित करते हुए करा लिया जाय।

उपर्युक्त के क्रम में प्रयागराज मेला प्राधिकरण की ओर से टीम गठित करते हुए नामित अधिकारियों एवं कर्मचारियों को संयुक्त सर्वे हेतु निर्देशित कर दिया गया है। दिनांक 23.07.2021 को रक्षा सम्पदा कार्यालय, स्थानीय सैन्य प्रशासन एवं प्रयागराज मेला प्राधिकरण की ओर से नामित अधिकारियों/ कर्मचारियों द्वारा संयुक्त सर्वे का कार्य प्रारम्भ किया गया। प्रयागराज मेला प्राधिकरण के पास उक्त भूमि से संबंधित कोई भी नक्शा एवं आवश्यक अभिलेख उपलब्ध नहीं है।

अतएव आपसे अनुरोध है कि कृपया उक्त संयुक्त सर्वे कार्य शीघ्र पूर्ण कराए जाने हेतु संबंधित को अपने स्तर से निर्देशित करने का कष्ट करें, साथ ही इस भूमि से संबंधित नक्शा अन्य आवश्यक अभिलेखों की छाया प्रतियां भी इस कार्यालय को उपलब्ध कराने हेतु संबंधित को निर्देशित करने का कष्ट करें, ताकि उत्तर प्रदेश शासन द्वारा वांछित सूचना मण्डलायुक्त महोदय के माध्यम प्रेषित की जा सकें।”

DEO Allahabad Circle, Allahabad vide letter dated 30.07.2021 requested Cantonment Board to issue NOC for transfer of defence land to Prayagraj Mela Authority for Magh Mela in respect of Sy. No. 94 (Beni Bundh) & 111 (Kydganj), Fort Cantt, Allahabad.

Relevant file is placed on the Table.

Board to consider.

CBR NO. 12: Board considered the letters received from Prayagraj Mela Authority & DEO Allahabad Circle, Allahabad as mentioned in the agenda. After a detailed discussion Board decided that NOC for transfer of defence land to Prayagraj Mela Authority for Magh Mela cannot be issued for following survey numbers/Land pockets:

- (1) Beni Bundh (Survey No. 94)- It is a civil area under the management of Cantonment Board, Allahabad.**
- (2) Kydganj (Survey No 111)- It is a civil area under the management of Cantonment Board, Allahabad.**
- (3) Saraswati Ghat (Survey Nos. 114 (B-4) & 50 (B-4))- Cantonment Board maintains this area & generates revenue through park entry fee, rent & licence fee from shops, parking fee etc.**
- (4) Harshvardhan Park (Survey No. 55 (A-2))- Cantonment Board maintains this park & is proposing smart city infrastructure projects over them.**

Except these 04 Survey No/land pockets Board has no objection over said transfer of Defence land. Board further decided that, in the event of sanction of Ministry of Defence for said transfer of Defence land to Prayagraj Mela Authority following terms & conditions can be included in future MoUs/Agreements:-

- (a) Prayagraj Mela Authority shall share revenue with Cantonment Board, Allahabad of all the revenue generated in Fort Cantonment.
- (b) No permanent structure shall be established on the Defecne land proposed to be transferred without sanction by Cantonment Board & NOC from DEO, Allahabad Circle, Allahabad & Local Military Authority (LMA) etc.
- (c) Any other terms & conditions prescribed by DEO, Allahabad Circle, Allahabad & Local Military Authority (LMA).

13. MUTATION IN RESPECT TO HOUSE NO. 60, SY.NO. 149/103, BAGHARA ,OLD CANTT, ALLAHABAD

- Reference
- I. Application dated 26.09.2020 & 21.11.2020 of Shri Ashfaq Ahamad Salmani and Shri Akhlaq Ahmad sons of Late Mohd. Hashim, House No. 60, Baghara, Old Cantt, Allahabad.
 - II. Cantt Board Mutation Notice published in daily newspapers in respect of the subject property
 - II. Letter dated 26.03.2021, 27.05.2021 & 02.06.2021 of Shri Maqbool Ahmad.
 - V. Cantonment Board letter No. L-34/Sy. No.149-103/CBA/2021 /1038 dated 07.07.2021.
 - V. Legal Advise letter dated 27.07.2021 of Shri Bal Govind Minshra, CBLA.

Subject matter pertains to mutation in respect of House No. 60, Sy. No. 149/103 Baghara, Old Cantt, Allahabad.

As per General Land Register maintained by the Cantonment Board, Sy. No. 149/103 (House No. 60), Baghara, Old Cantt, Allahabad measuring 600.00 sq.ft. is held on Old Grant Terms and the Holder of Occupancy Rights is shown in the name of Mosim Ali S/o Salaroo and Land Lord is Govt. of India.

As per the extant policy, properties held on Old Grant Terms cannot be sub-divided without necessary approval of the Competent Authority.

Shri Ashfaq Ahamad Salmani and Shri Akhlaq Ahmad sons of Late Mohd. Hashim, House No. 60, Baghara, Old Cantt, Allahabad vide application dated 26.09.2020 & 21.11.2020 intimated that Shri Mosim Ali S/o Salaroo (Recorded Holder of Occupancy Rights of Sy. No. 149/103, Baghara, Old Cantt, Allahabad) expired on 11.09.1976.

They have also stated that Shri Mohd. Hashim was the only child of Shri Mosim Ali and that Shri Mohd. Hashim expired on 13.06.1996.

They have also stated that in the family of Shri Mohd. Hashim, there are only 04 members which includes 02 sons namely Shri Asfaq Ahamad Salmani & Shri Akhlaq Ahmad and 02 (two) daughters namely Smt. Vakeela Bano & Smt. Saqeela Bano.

They have requested to enter their name as "Holder of Occupancy Rights" in respect of Sy. No. 149/103 (House No. 60) Baghara, Old Cantt, Allahabad in place of Mosim Ali S/o Salaroo.

They have submitted that affidavit duly notarized on 12.07.2017 of both of their sister namely Smt. Vakeela Bano & Smt. Saqeela Bano Smt stating therein that they have no objection if the name of Shri Asfaq Salmani and Shri Akhlaq Ahmad Sons of Late Mohd. Hashim is entered in place of late Mosim Ali S/o Salaroo as they are the only legal heirs of late Mosim Ali S/o Salaroo.

Based on the documents submitted by Shri Ashfaq Ahmad Salmani and Shri Akhlaq Ahmad, Cantonment Board published a public notice in English dated 20.04.2021 and in Hindi dated 07.05.2021 inviting objection from the persons who have any objection against the deletion of the name of Mohsim Ali S/o Salaroo from the Holder of Occupation rights within 30 days of the publication of this notice.

Shri Maqbool Ahmad vide letter dated 26.03.2021, 27.05.2021 & 02.06.2021 filed an objection in respect of mutation. He stated that House is recorded in the name of Salaroo S/o Rahman after the death of Salaroo right title and interest over the said house devolved upon said house upon his sons namely Mohd. Mohtasim and after the death of Mohtasim all rights, titles and interest over said house devolved upon his Son Mohd. Hasim.

He also stated that Mohd. Hasim S/o Late Mohtasim Ali executed an agreement for sale dated 07.09.1973 for transferred of half northern portion of House No. 60, Baghara, Old Cantt, Allahabad in favor of Jahangir S/o Abdul Hamid.

He also stated that Mohd. Hasim further taken request agreed amount of consideration and executed a sale deed 11.11.1973 and transfer half portion of the House No. 60, Baghara, Old Cantt, Allahabad to Jahangir and he become owner in possession, user and control over half another portion of the said house on 11.11.1973.

In view of the above, Cantonment Board vide letter No. L-34/Sy. No.149-103/CBA/2021/1038 dated 07.07.2021 requested Shri Bal Govind Mishra, Cantt Board Legal Adviser to furnish legal opinion whether the claims of Shri Maqbool Ahmad are legal & just for the occupancy rights.

Shri Bal Govind Mishra, Cantt Board Legal Adviser vide letter dated 27.07.2021 has submitted his legal opinion on the above mentioned issue. Body of the said letter is reproduced below:-

.....आप द्वारा प्रेषित पत्र संख्या एल-34 / सर्वे नं० 149-103 / सी०बी०ए० /2021/1038 तारीखी 07.07.2021 व उसके अनुलग्नकों का अनुशीलन किया। आप द्वारा मकबूल अहमद के इस दावे पर मुझसे राय मांगी गई है कि मकबूल अहमद का कथित कब्जा क्या विधिक व उचित है ?

छावनी परिषद द्वारा अनुरक्षित सामान्य भूमि रजिस्टर (GLR) के अनुसार सर्वे नं० 149/103 क्षेत्रफल 600 वर्ग फिट के अधिभोग अधिकार धारक के रूप में श्री मोसिम अली पुत्र सलारू का नाम दर्ज है व भू-स्वामी भारत सरकार है।

श्री आफाक अहमद सलमानी एवं श्री अखलाक अहमद पुत्रगण स्व०) मोहम्मद हासिम ने वरासत के आधार पर भवन संख्या 60, बघाडा ओल्ड कैंट, इलाहाबाद पर श्री मोसिम अली पुत्र सलारू जो कि सर्वे नं० 149/103 बघाडा, ओल्ड कैंट इलाहाबाद के अभिलिखित अधिभोग अधिकार धारक थे जिनकी मृत्यु दिनांक 11.09.1976 को हो चुकी है, के स्थान पर अपना नामान्तरण किये जाने का आवेदन दिनांक 26.09.2020 एवं 21.11.2020 को प्रेषित आवेदन पत्रों के माध्यम से किया है।

मकबूल अहमद ने अपने पत्र दिनांकित 27.05.2021 के माध्यम से श्री अशफाक अहमद सलमानी व श्री अखलाक अहमद के नामान्तरण प्रार्थना पत्र पर आपत्ति करते हुए यह दावा किया है कि मोहम्मद हासिम पुत्र मोसिम अली ने अपंजीकृत इकरारनामा दिनांकित 07.09.1973 व तत्पश्चात अपंजीकृत बयनामा दिनांकित 11.11.1973 के माध्यम से उपरोक्त भवन संख्या 60, बघाडा, ओल्ड कैंट, इलाहाबाद का उत्तरी आधा भाग (19 फिट X 26 फिट), जहाँगीर पुत्र अब्दुल हासिम के हक में बय कर दिया था और तब से ही जहाँगीर व उनके परिजन भवन उपरोक्त के खरीदे हुए भाग में रहते हुए काबिज चले आ रहे हैं। साथ ही बिजली पानी कनेक्शन, आधार कार्ड, वोटर कार्ड, राशन कार्ड इत्यादि भी उपरोक्त पते पर जहाँगीर व उनके परिजनों के नाम जारी किये गये हैं व अपने कब्जे वाले हिस्से का गृहकर भी जहाँगीर व उनके परिजन देते आ रहे हैं।

उपरोक्त दस्तावेजों, कब्जे व वरासत के आधार पर श्री मकबूल अहमद ने भाग उपरोक्त पर अपना नाम दर्ज करने का आवेदन किया है और साथ ही यह दलील दी है कि मालिकान ने धारा 27 परिसीमा अधिनियम के तहत अपना अधिकार विवंधन व मौन सहमति के सिद्धान्त के आधार पर गवाँ दिया है क्योंकि प्रार्थी उपरोक्त के परिवार का भवन उपरोक्त के उत्तरी भाग पर विगत 47 वर्षों से कब्जा बरकरार है। अपने दावे के समर्थन में आवेदक उपरोक्त ने उ०प्र० सिविल लाज संशोधन अधि० 1976 व ए०आई०आर० 2004 इला० 335 के निर्णय की नजीर की छाया प्रति संलग्न किया है।

आप द्वारा मकबूल अहमद के दावे पर मुझसे विधिक राय मांगी गई है। आवेदक ने सम्भवतः यह समझ कर इलाहाबाद उच्च न्यायालय की नजीर ए०आई०आर० 2004 इला० 335 के निर्णय की छाया प्रति संलग्न किया है कि कैन्टोनमेंट बोर्ड के अधिकारी/कर्मचारी पूरा निर्णय नहीं पढ़ेंगे उक्त नजीर के प्रथम पृष्ठ के अन्त में हस्तलिपि से यह अंकित किया गया है कि 1.1.1977 से रजिस्ट्रेशन जरूरी हैं उसके पहले रजिस्ट्रेशन जरूरी नहीं" उक्त हस्तलिपि के अंकन से छावनी परिषद को भ्रम में डालने की नाजायज व विधि विरुद्ध नाकामयाब कोशिश की गई है कि 1.1.1977 से पहले का कथित बयनामा रजिस्ट्रेशन की आवश्यकता से परे है अर्थात् उसके रजिस्ट्रेशन की आवश्यकता/अनिवार्यता नहीं है।

उ०प्र० सिविल लाज संशोधन अधि० 1976 दिनांक 1.1.77 से प्रभावी कर किसी भी मूल्य की विक्रय संविदा के लिये पंजीकृत होना अनिवार्य किया गया है। 31.12.1976 तक इकरारनामा बिना पंजीकरण के मान्य हो सकता है किन्तु 1.1.1977 से पंजीकरण अनिवार्य है बयनामा बिना पंजीकरण के अर्थहीन है।

उपरोक्त नजीर (ए०आई०आर० 2004 इला० 335 में कहीं भी यह नहीं कहा गया है कि विक्रय विलेख (सेल डीड) के रजिस्ट्रेशन की आवश्यकता / अनिवार्यता नहीं है। सेल डीड हर हाल में हर मूल्य की रजिस्टर्ड होना अनिवार्य व बाध्यकारी है।

यह भी स्पष्ट है कि गृहकर, जलकर, सीवर कर, विद्युत बिल आदि के भुगतान से मालिकाना हक हासिल नहीं होता। जहाँ तक सम्पत्ति के विभाजन का प्रश्न है आपने अपने पत्र में स्वयं लिखा है कि विभाग के लिये सक्षम प्राधिकारी की पूर्व अनुमति आवश्यक है। सारांशतः यह कि कथित अपंजीकृत बयनामा ता० 11.11.1973 से आवेदक को कोई हक या अधिकार नहीं मिलता क्योंकि कथित बयनामा अर्थहीन, निष्फल व शून्य है। आवेदक मकबूल अहमद का नामांकन आवेदन पत्र स्वीकार किये जाने योग्य नहीं है। उसका कथित कब्जा दखल अवैध व अनधिकृत है। मात्र कब्जे के आधार पर मालिकाना हक साबित करने हेतु सक्षम न्यायालय से डिगरी लाने के लिये आवेदक स्वतंत्र है।.....

Relevant file is placed on the Table.

Board to consider.

CBR NO. 13: President, Cantonment Board instructed to check if any unauthorized construction/encroachment is involved in respect of House No. 60 (Sy. No. 149/103) Baghara, Old Cantt, Allahabad. Member Secretary informed that unauthorized construction is involved for which Cantonment Board has already initiated action as per the Cantonment Act, 2006. PCB directed to keep the matter pending till the removal of unauthorized construction by the applicant. Same is agreed by the Board.

14. COMPOUNDING OF UNAUTHORISED CONSTRUCTION CARRIED OUT BY UNIVERSITY OF ALLAHABAD, ALLAHABAD ON DEFENCE LAND COMPRISING SY. NO. 129/1/2, OLD CANTT, ALLAHABAD

Reference University of Allahabad, Allahabad letter No. R/UE/5769/21 dated 02.06.2021 and Circular Agenda No. 01 dated 24.07.2021.

Vide Circular Agenda No. 01 dated 21.12.2020, Board resolved that matter be referred to DEO, Allahabad Circle, Allahabad for report from land point of view under section 238 (3) of Cantonments Act, 2006 as the site is situated outside notified civil area and placed under the management of DEO, Allahabad.

Accordingly, Cantonment Board vide letter No. X-73/CBA/2020/2371 dated 23.12.2020 dated 23.12.2020 forwarded the plans submitted by University of Allahabad, Allahabad for necessary action under the provisions of Section 238 (3) of Cantonments Act, 2006.

DEO Allahabad Circle vide letter No. A-7/57 dated 27.01.2021 returned back the plans with few observations on variation in the area shown in plans submitted by Allahabad University. Cantonment Board vide letter No. X-73/CBA/2021/265 dated 04.03.2021 intimated University of Allahabad about the variation in the area shown in plans submitted by Allahabad University and to show cause for the variations in the area shown in plans submitted by Allahabad University.

University of Allahabad, Allahabad letter No. R/UE/5769/21 dated 02.06.2021 intimated that difference in the area for some buildings are either due to new constructions or due to typing error. University of Allahabad has submitted revised drawings with new construction drawings and corrected building area.

Details of non-sanctioned buildings for which University of Allahabad has requested for regularization are given below:

Sl. No.	Name of Building	Breaches of provisions of Building Bye-Laws of Allahabad Cantonment Board	Whether Compoundable or Non-Compoundable as per Building Bye-Laws of Allahabad Cantonment Board	Remarks
1	Shatabadi Boy's Hostel	Nil	Compoundable	-
2	Dr. Tara Chand Hostel	Nil	Compoundable	-

3	Commerce Building	Nil	Compoundable	-
4	Five Year Law Building	Nil	Compoundable	-
5	International Hostel	Nil	Compoundable	-
6	Boy's Hostel	Bye-law No. 35	Non-Compoundable	As per Byelaw No. 35, in case of a building of an educational institution or hostel, the number of storey may be raised to three, however, Allahabad University has carried out construction upto fourth storey in front portion of the Boy's Hostel.
7	NCC Building	Nil	Compoundable	As per compounding proposal forwarded to GOC-in-C, CC vide letter No. X-73/1263 dated 12.09.1968, area of the building was 1100.52 sqm. However, as per joint inspection report, area is 1165.58 sqm and University has now requested for compounding of 1165.58 sqm.
8	Pant Hostel	Nil	Compoundable	As per compounding proposal forwarded to GOC-in-C, CC vide letter No. X-73/1263 dated 12.09.1968, area of the building was 2219.27 sqm. However, as per joint inspection report, area is 2444.33 sqm and University has now requested for compounding of 2444.33 sqm.
9	Gandhi Bhawan	Nil	Compoundable	As per compounding proposal forwarded to GOC-in-C, CC vide letter No. No. X-73/1229 dated 11.09.1968, area of the building was 464.68 sqm. However, as per joint inspection report, area is 693.82 sqm and University has now requested for compounding of 693.82 sqm.
10	Motilal Nehru Business Management Building (MONIRBA)	Nil	Compoundable	As per Building plan sanctioned vide CBR No. 4 dated 25.11.1964, area of the building was 1534.38 sqm. However, as per joint inspection report, area is 2126.61 sqm and University has now requested for compounding of additional construction of 592.23 sqm.
11	Electric Sub-Station	Nil	Compoundable	-

From the above table, it is clear that that unauthorised construction of Dr. Tara Chand Hostel, Shatabadi Boy's Hostel Building, Five Year Law Building, Commerce Department Building, International Hostel, NCC Building, Pant Hostel, Motilal Nehru Business Management Building (MONIRBA) and Electric Sub-Station are compoundable in view of provisions of Building Byelaws of Allahabad Cantonment Board.

However, in Boy's Hostel, there are four storey in front portion which is clear violation of Byelaw No. 35 of Building-Bye Laws of Allahabad Cantonment Board which states that "*No building shall in any case have more than two storey provided that in case of a building of an educational institution or hostel, the number of storey may be raised to three if the site of such building falls beyond 500 yards of the nearest residential quarters. But where the site of such building falls within 500 yards of the nearest residential quarters, the number of storeys shall not exceed one*". However, University of Allahabad, Allahabad vide letter No. R/UE/3555/20 dated 30.07.2020 assured that third floor in front portion of Boy's Hostel will not be used by the University of Allahabad till further direction from the Cantonment Board.

As site is situated outside notified civil area and placed under the management of Defence Estates Office, Allahabad Circle.

As per Section 238 (3) of Cantonments Act, 2006, Board, before sanctioning the erection or re-erection of a building on land which is under the management of the Defence Estates Officer, shall refer the application to the Defence Estates Officer for ascertaining whether there is any objection on the part of the Government to such erection or re-erection; and the Defence Estates

Officer shall return the application together with his report thereon to the Board within thirty days after it has been received by him.

Hence, Board vide Circular Agenda No. 01 dated 24.07.2021 approved that matter we refer the DEO Allahabad Circle for report from land point of view under the provisions of Section 238 (3) of Cantonments Act, 2006.

Accordingly, Cantonment Board vide letter No. X-73/CBA/2021/1116 dated 26.07.2021 forwarded the compounding application with plans of University of Allahabad, Allahabad to DEO Allahabad Circle for report from land point of view under the provisions of Section 238 (3) of Cantonments Act, 2006.

Vide letter No. A-/57/ (FMS ID: 7540) dated 09.08.2021 DEO Allahabad Circle Allahabad stated that this office is in receipt of compounding plan of unauthorised construction under Section 238 (3) of Cantonments Act, 2006 from land point of view with respect to Sy. No. 129/1/2, Old Cantt, Allahabad. DEO Allahabad also stated that enclosed documents along with plans has been perused by the technical Rep of this office after site inspection and it is reported that the dimension of unauthorised rooms at site and dimension shown in the notice are similar and have been found in order. DEO Allahabad also requested to take necessary action as per Cantonments Act, 2006 conforming to extant rules and Building Bye-Laws in the subject case for submitting the proposal to Competent Authority for needful.

Relevant files are placed on the Table.

Board to consider.

CBR NO. 14: Board decided to forward the proposal for compounding of unauthorized construction of Sy. No. 129/1/2 Old Cantt, Allahabad to GOC-in-C, Central Command, Lucknow (As required under Schedule XI (Modified) lease agreement dated 07.03.1963), through Principal Director, Defence Estates, Central Command, Lucknow. Board decided to accept composition fee of Rs. 20 lakhs from HOR, as the Allahabad University is a Central university & is engaged in imparting quality education of Sy. No. 129/1/2 Old Cantt, Allahabad as per Section 248 of the Cantonment Act, 2006.

15. CONSTRUCTION OF MULTIPURPOSE CULTURAL COMPLEX IN CAMPUS OF UNIVERSITY OF ALLAHABAD, ALLAHABAD ON DEFENCE LAND COMPRISING SY. NO. 129/1/2, OLD CANTT, ALLAHABAD

Reference University of Allahabad, Allahabad letter No. 05/R/364/21 dated 23.06.2021 received in this office on 24.06.2021.

Vide letter under reference, University of Allahabad, Allahabad intends to construct a Multipurpose Cultural Complex near NCC Group HQ, Prayagraj on University Land. University of Allahabad, Allahabad has submitted the drawings of the proposed construction for permission.

Building plans submitted by University of Allahabad, Allahabad are in consonance with the provisions of Building Byelaws of Allahabad Cantonment Board.

Site for the proposed construction comprises Sy. No. 129/1/2, Chaitham Lines, Old Cantt, Allahabad. As per General Land Register maintained by DEO Allahabad Circle, Allahabad, the site measuring 47.87 acres comprising GLR Sy. No. 129/1/2, Chaitham Lines, Old Cantt, Allahabad classified as B-3 land described as Hostel, Class Rooms, NCC Military Buildings, Teacher's Quarters situated outside the notified civil area under the management of Defence Estates Officer, Allahabad Circle is held on Perpetuity lease in Schedule XI (modified) of the CLAR, 1937 on annual rent of Rs. 1200/-. Holder of Occupancy Rights is recorded in the name of the University of Allahabad.

As site is situated outside notified civil area and placed under the management of Defence Estates Office, Allahabad Circle.

As per Section 238 (3) of Cantonments Act, 2006, Board, before sanctioning the erection or re-erection of a building on land which is under the management of the Defence Estates Officer, shall refer the application to the Defence Estates Officer for ascertaining whether there is any objection on the part of the Government to such erection or re-erection; and the Defence Estates Officer shall return the application together with his report thereon to the Board within thirty days after it has been received by him.

Hence, Board vide Circular Agenda No. 02 dated 24.07.2021 approved that matter we refer the DEO Allahabad Circle for report from land point of view under the provisions of Section 238 (3) of Cantonments Act, 2006.

Accordingly, Cantonment Board vide letter No. X-73/CBA/2021/1117 dated 26.07.2021 forwarded the building application with plans of University of Allahabad, Allahabad to DEO Allahabad Circle for report from land point of view under the provisions of Section 238 (3) of Cantonments Act, 2006.

Vide letter No. A-/57/ (FMS ID: 7540) dated 09.08.2021 DEO Allahabad Circle Allahabad stated that this office is in receipt of building plans for construction of Multipurpose Cultural Complex near NCC Group HQ, Prayagraj on University land under Section 238 (3) of Cantonments Act, 2006 from land point of view with respect to Sy. No. 129/1/2, Old Cantt, Allahabad. DEO Allahabad also stated that enclosed documents along with plans has been perused by the technical Rep of this office and have been found in order. DEO Allahabad also requested to take necessary action as per Cantonments Act, 2006 conforming to extant rules and Building Bye-Laws in the subject case for submitting the proposal to Competent Authority for needful.

Relevant files are placed on the Table.

Board to consider.

CBR NO. 15: Board decided to refer the proposal of construction a Multipurpose Cultural Complex in campus of University of Allahabad comprising Sy. No. 129/1/2 Old Cantt, Allahabad to GOC-in-C, Central Command, Lucknow (As required under Schedule XI (Modified) lease agreement dated 07.03.1963) through Principal Director, Defence Estates, Central Command, Lucknow.

16. CONSTRUCTION OF OVER HEAD TANK AT CHAITHAM LINES CAMPUS OF UNIVERSITY OF ALLAHABAD, ALLAHABAD ON DEFENCE LAND COMPRISING SY. NO. 129/1/2, OLD CANTT, ALLAHABAD

Reference University of Allahabad, Allahabad letter No. R/UE/5987/20 dated 19.07.2021.

Vide letter under reference, University of Allahabad, Allahabad intimated that an Over Head Tank at Chaitham Lines Campus for the water supply system was a threat to safety of surrounding residents due to dilapidated condition and hence, same was demolished. To maintain the proper water supply to its campus, University of Allahabad, Allahabad has proposed the construction of new Over Head Tank. University has submitted the drawings of the proposed construction and requested for the sanction for construction of OHT.

Building plan submitted by University of Allahabad, Allahabad is in consonance with the provisions of Building Byelaws of Allahabad Cantonment Board.

Site for the proposed construction comprises Sy. No. 129/1/2, Chaitham Lines, Old Cantt, Allahabad. As per General Land Register maintained by DEO Allahabad Circle, Allahabad, the site measuring 47.87 acres comprising GLR Sy. No. 129/1/2, Chaitham Lines, Old Cantt, Allahabad classified as B-3 land described as Hostel, Class Rooms, NCC Military Buildings, Teacher's Quarters situated outside the notified civil area under the management of Defence Estates Officer, Allahabad Circle is held on Perpetuity lease in Schedule XI (modified) of the CLAR, 1937 on annual rent of Rs. 1200/-. Holder of Occupancy Rights is recorded in the name of the University of Allahabad.

As site is situated outside notified civil area and placed under the management of Defence Estates Office, Allahabad Circle.

As per Section 238 (3) of Cantonments Act, 2006, Board, before sanctioning the erection or re-erection of a building on land which is under the management of the Defence Estates Officer, shall refer the application to the Defence Estates Officer for ascertaining whether there is any objection on the part of the Government to such erection or re-erection; and the Defence Estates Officer shall return the application together with his report thereon to the Board within thirty days after it has been received by him.

Hence, application dated 19.07.2021 of University of Allahabad, Allahabad needs to be forwarded to DEO office for necessary action under the provisions of Section 238 (3) of Cantonments Act, 2006.

Relevant file is placed on the Table. Board to consider.

CBR NO. 16: Board decided to forward the proposal of construction of Over Head Tank at Chaitham Line in campus of University of Allahabad comprising Sy. No. 129/1/2 Old Cantt, Allahabad to DEO, Allahabad Circle, Allahabad for necessary action under Section 238 (3) of Cantonments Act, 2006.

17. BUILDING APPLICATION SUBMITTED BY SHRI HARISH CHANDRA YADAV, HOUSE NO. 37B/1, SY. NO. 130, CHAITHAM LINES, OLD CANTT, ALLAHABAD

Reference CBR No. 24 dated 31.07.2021 and application dated 22.07.2021 of Shri Harish Chandra Yadav.

Vide application under reference, Shri Harish Chandra Yadav, 37B/1, Chatham Lines, Old Cantt, Allahabad submitted building notice and plan for erection of building on Part of Sy. No. 130, Old Cantt, Allahabad. He has also submitted sale deed dated 31.12.2020 which clearly shows part land measuring (28.12 X 50 ft) is purchased by Shri Harish Chandra Yadav.

Cantonment Board vide letter No. T-51/T.P./H.C/CBA/2021/1089 dated 22.07.2021 intimated Shri Harish Chandra Yadav that his name has been entered in the records of Revenue Section of Cantonment Board Allahabad for House No. 37/B/1, Chatham Lines, Old Cantt, Allahabad.

As per the record maintained by the Defence Estate Officer, Allahabad Circle Allahabad the site comprising Sy. No. 130, Old Cantt Admeasuring 1.58 acres is classified as Private, Land lord is Private, Holder of Occupancy Rights is Private, Nature of Holder Rights is Private and Management is Private and Description as Bungalow. Site is situated outside notified civil area.

As per Section 238 (3) of Cantonments Act, 2006, Board, before sanctioning the erection or re-erection of a building on land which is under the management of the Defence Estates Officer, shall refer the application to the Defence Estates Officer for ascertaining whether there is any objection on the part of the Government to such erection or re-erection; and the Defence Estates Officer shall return the application together with his report thereon to the Board within thirty days after it has been received by him.

Since, the subject site is not placed under the management of Defence Estates Office, building application has not been referred to the Defence Estates Office, Allahabad Circle, Allahabad.

Building Plans submitted by the applicant conforms to Building Bye-laws.

Application was referred to Board and Board vide CBR No. 24 dated 31.07.2021 instructed Engineering Section to make presentation before the Board related to Building application submitted by Shri Harish Chandra Yadav, House No. 37B/1, Sy. No. 130, Chaitham Lines, Old Cantt, Allahabad & till then matter shall be kept pending, same is noted by the Board.

Relevant file is placed on the table.

Board to consider.

CBR NO. 17: Considered & approved by the Board.

18. BUILDING APPLICATION SUBMITTED BY SHRI RAJESH KUMAR YADAV, HOUSE NO. 37B/2, SY. NO. 130, CHAITHAM LINES, OLD CANTT, ALLAHABAD

Reference CBR No. 25 dated 31.07.2021 and application dated 22.07.2021 of Shri Rajesh Kumar Yadav.

Vide application under reference, Shri Rajesh Kumar Yadav, 37B/2, Chatham Lines, Old Cantt, Allahabad submitted building notice and plan for erection of building on Part of Sy. No. 130, Old Cantt, Allahabad. He has also submitted sale deed dated 22.01.2021 which clearly shows part land measuring (28.12 X 50 ft) is purchased by Shri Harish Chandra Yadav.

Cantonment Board vide letter No. T-51/T.P./H.C/CBA/2021/1090 dated 22.07.2021 intimated Shri Rajesh Kumar Yadav that his name has been entered in the records of Revenue Section of Cantonment Board Allahabad for House No. 37/B/2, Chatham Lines, Old Cantt, Allahabad.

As per the record maintained by the Defence Estate Officer, Allahabad Circle Allahabad the site comprising Sy. No. 130, Old Cantt Admeasuring 1.58 acres is classified as Private, Land lord is Private, Holder of Occupancy Rights is Private, Nature of Holder Rights is Private and Management is Private and Description as Bungalow. Site is situated outside notified civil area.

As per Section 238 (3) of Cantonments Act, 2006, Board, before sanctioning the erection or re-erection of a building on land which is under the management of the Defence Estates Officer, shall refer the application to the Defence Estates Officer for ascertaining whether there is any objection on the part of the Government to such erection or re-erection; and the Defence Estates Officer shall return the application together with his report thereon to the Board within thirty days after it has been received by him.

Since, the subject site is not placed under the management of Defence Estates Office, building application has not been referred to the Defence Estates Office, Allahabad Circle, Allahabad.

Building Plans submitted by the applicant conforms to Building Bye-laws.

Application was referred to Board and Board vide CBR No. 25 dated 31.07.2021 instructed Engineering Section to make presentation before the Board related to Building application submitted by Shri Rajesh Kumar Yadav, House No. 37B/2, Sy. No. 130, Chaitham Lines, Old Cantt, Allahabad & till then matter shall be kept pending, same is noted by the Board.

Relevant file is placed on the table.

Board to consider.

CBR NO. 18: Considered & approved by the Board.

19. BUILDING APPLICATION SUBMITTED BY PROF RAJARAM YADAV, HOUSE NO. 37A/3, SY. NO. 130, CHAITHAM LINES, OLD CANTT, ALLAHABAD

Reference building application dated 23.07.2021 of Prof. Rajaram Yadav.

Vide application under reference, Shri Prof. Rajaram Yadav, 37A/3, Chatham Lines, Old Cantt, Allahabad submitted building notice and plan for erection of building on Part of Sy. No. 130, Old Cantt, Allahabad. He has also submitted sale deed dated 18.02.2020 which clearly shows part land measuring 153.98 Sqm. is purchased by Prof. Rajaram Yadav.

Cantonment Board vide letter No. टी-51/टी.पी./मुटेशन/CBA/2020/2323 dated 10.12.2020 intimated Prof. Rajaram Yadav that his name has been entered in the records of Revenue Section of Cantonment Board Allahabad for House No. 37A/3, Chatham Lines, Old Cantt, Allahabad.

As per the records maintained by the Defence Estate Officer, Allahabad Circle Allahabad, the site comprising Sy. No. 130, Old Cantt Admeasuring 1.58 acres is classified as Private, Land lord is Private, Holder of Occupancy Rights is Private, Nature of Holder Rights is Private and Management is Private and Description as Bungalow. Site is situated outside notified civil area.

As per Section 238 (3) of Cantonments Act, 2006, Board, before sanctioning the erection or re-erection of a building on land which is under the management of the Defence Estates Officer, shall refer the application to the Defence Estates Officer for ascertaining whether there is any objection on the part of the Government to such erection or re-erection; and the Defence Estates

Officer shall return the application together with his report thereon to the Board within thirty days after it has been received by him.

Since, the subject site is not placed under the management of Defence Estates Office, building application has not been referred to the Defence Estates Office, Allahabad Circle, Allahabad.

Building Plans submitted by the applicant conforms to Building Bye-laws.

Relevant file is placed on the table.

Board to consider.

CBR NO. 19: Considered & approved by the Board.

20. LEASE IN RESPECT OF SITE COMPRISING SY. NO. 111/14, KYDGANJ, FORT CANTT, ALLAHABAD

Reference CBR No.18 dated 31.05.2019.

Site comprising Sy. No.111/14, area measuring 4000 sqft. Kydganj, Fort Cantt, Allahabad classified as B-3 land belongs absolutely to Govt. of India, Ministry of Defence and held on lease in Schedule VI of CLAR, 1925 in the name of Sri Rajwant Singh S/o Late B. Inderjeet Singh for only residential purpose with effect from 27-03-1937 for a period of 30 years on annual rent of Rs 9.19. Site is situated within notified civil area and is placed under the management of Cantonment Board.

First term of lease was expired on 26.03.1967 which was renewed in Schedule IV of CLAR, 1937 for further period of 30 years w.e.f. 27-03-1967 for dwelling house i.e. residential purpose on receipt of sanction of GOC-in-Chief, Central Command, Lucknow vide letter No 32692-LC-2 dated 08.09.1967 on payment of annual rent of Rs 13.78.

Second term of lease was expired on 26-03-1997. Cantonment Board vide C.B.R. No.2 (3) dated 08-02-1988 mutated the name of Smt. Manorma Devi w/o Late Chandra Bhan Singh in place of Shri Rajwant Singh by virtue of will dated 20.02.1986 executed by Rajwant Singh. Smt. Manorama Devi died on 02-11-1999.

Vide this office letter No.Y-25/1932 dated 07-03-2008, all the legal heirs were informed to offer their option for renewal of further term of lease as required under lease condition and also mutation application on prescribed form as available in this office on payment.

Shri Vishwajeet Singh S/o late Chandra Bhan Singh and other legal heirs have applied for mutation of their names in place of Smt. Manorama Devi W/o late Chandra Bhan Singh and renewal of further term of lease .

On inspection of site in August, 2008, it was observed that one of the legal heirs Shri Vishwajeet Singh had started unauthorized activity i.e. running of School " BRILLIANT PUBLIC SCHOOL" committing breach of condition 1 (6) of lease dated 02-06-1937 and also contravening section 244 of Cantt. Acts, 2006 in the aforesaid residential premises held on lease and accordingly vide this office letter No.Y-25/2136 dt. 01-08-2008 Shri Vishwajeet Singh was advised to stop the illegal activity and inform this office within 10 days that unauthorised activity has been stopped. However, he had not cared and also not complied with the directions. Final opportunity to stop the unauthorised activity (running of school) in the premises of Sy. No. 111/14 was again given to Shri Vishwajeet Singh and his brother Shri Ajit Singh vide this office letter No. Y-25/913 dt. 04-06-2011 but they had again not complied with the notice.

The site was again inspected by this office and found that a portion of this house is being used as school continuing to breach lease condition as well as contravening Section 244 of Cantonment Act, 2006.

The site does not involve any unauthorized construction, encroachment or sub-division but involves change of purpose.

Cantonment Board vide C.B.R. No 3(1) dated 26.12.2013 considered the matter regarding mutation and renewal of lease along with all the necessary documents mentioned in agenda side in respect of site comprising Sy No 111/14; house No 6, Kyed Gamj, Fort Cantt., Allahabad and resolved that mutation as requested is approved. The Board had further resolved that however, since the legal holders are not obeying the order of the Board to close the School (change of purpose), the following two actions be taken-

- (i) Board recommends to the competent Authority to determine the lease

- (ii) Action for prosecution u/s 244 of C.A. 2006 will be initiated for violation of lease conditions.

In view of C.B.R. No. 3 (1) dt. 26-12-2013, the name of following persons were entered in the G.L.R.

- (i) Smt. Suman Singh, daughter-in-law
- (ii) Smt. Kalpana Solanki, daughter (married)
- (iii) Smt. Ratna Chowhan, daughter (married)
- (iv) Shri Ajit Singh, Son
- (v) Shri Vishwajeet Singh, Son
- (vi) Smt. Sona Singh, daughter (married)
- (vii) Smt. Roopa Singh, daughter (married)

Proposal for determination of lease was submitted vide letter dated 24.01.2014. Further, all the above recorded HORs were prosecuted under section 244 of Cantonments Act, 2006 in the Court Hon'ble Chief Judicial Magistrate, Allahabad in May, 2014 which is still pending.

Shri Viswajeet Singh vide letter dated 06.05.2015 intimated this office that now the premises is presently in occupation for only residential purpose and 'Brilliant Public School' is now running in the subject lease premise as on date. Site was inspected by this office on 12.12.2018 and it was observed that premises do not involve unauthorized construction, encroachment, change of purpose and sub-division of site. At present, no violation is involved in the subject premises.

Legal advisor of this office was requested to offer legal opinion on the following points:

(i) As to whether the case may be processed for renewal of further term of lease as per lease conditions irrespective of the fact that proceedings under section 244 of Cantonments Act, 2006 filed by the Cantonment Board are still pending in the court Hon'ble Chief Judicial Magistrate.

(ii) As to whether the unauthorized commercial activity can be considered for compounding on deposition of prescribed damage charges as per guide lines of Ministry of Defence dated 10.03.2017 on extension of fully expired leases and renewal of leases, where full term has not expired.

The Legal advisor of this Cantonment Board advised this office as under:-

- (i) Action for renewal of lease may be processed.
- (ii) Unauthorized commercial activity can be compounded for as per guide lines of Ministry of Defence dated 10.03.2017.

Site was inspected by this office on 06.05.2019 and found that premise does not involve unauthorized construction, encroachment, change of purpose and sub-division of site.

Matter was referred to Board for further course of action in light of MOD policy No: 11013/2/2016 /D (Lands) dated 10.03.2017 in terms of legal opinion dated 27.04.2019 and vide Resolution No. 18 dated 31.05.2019 resolved that applicant and other recorded lessees be asked whether the change of purpose was done for livelihood purpose (or) not? If so, the evidence in support of such livelihood purpose be submitted by the recorded lessees. Further, recorded lessees are ready to deposit the damage charges, composition fee and other fees, if any, for composition of change of purpose.

Cantonment Board vide letter No. Y-25/2019/CB/ALD/2277 dated 19.08.2019 directed the HOR's to confirm whether the change of purpose was done for livelihood purpose (or) not. If so, the evidence in support of such livelihood purpose is to be submitted in this office. Further, whether you are ready to deposit the damage charges, composition fee and other fees for composition of change of purpose within two weeks of receipt of the notice.

However, no reply to the notice was received in this office from the HOR's.

Cantonment Board vide letter No. Y-25/CBA/2020/574 dated 30.04.2020 again directed the HOR's to confirm whether the change of purpose was done for livelihood purpose (or) not.

However, no reply to the notice was received in this office from the HOR's.

Cantonment Board vide letter No. Y-25/CBA/2020/1295 dated 22.07.2020 again directed the HOR's to confirm whether the change of purpose was done for livelihood purpose (or) not.

In reply, Shri Ajit Singh vide letter dated 29.07.2020 and Shri Vishwjeet Singh vide letter dated 28.07.2020 stated that due to COVID-19, it is not possible to submit documents in stipulated timelines and hence, requested to grant additional time to submit requisite documents due to prevailing conditions.

In view of the above, Cantonment Board vide letter No. Y-25/CBA/2020/1513 dated 18.08.2020 given final opportunity to HOR's to confirm whether the change of purpose was done for livelihood purpose (or) not.

Shri Vishwjeet Singh & Smt. Sona Singh vide letter dated 27.08.2020 requested to grant 03 months time to submit application for renewal in view of COVID-19.

In view of the above, Cantonment Board vide letter No. Y-25/CBA/2020/1658 dated 08.09.2020 given final opportunity to HOR's to confirm whether the change of purpose was done for livelihood purpose (or) not.

In reply, Shri Ajit Singh vide letter dated 12.10.2020 stated that Shri Vishwjeet Singh, Co-Lessee was found to be Corona Positive due to which, it is not possible to submit documents in stipulated timelines and hence, requested to grant additional time to submit requisite documents due to prevailing conditions .

In view of the above, Cantonment Board vide letter No. Y-25/CBA/2020/1658 dated 08.09.2020 given final opportunity to HOR's to confirm whether the change of purpose was done for livelihood purpose (or) not. If so, the evidence in support of such livelihood purpose is to be submitted in this office. Further, whether you are ready to deposit the damage charges, composition fee and other fees, if any, for composition of change of purpose within 02 weeks of receipt of the notice. It was also intimated to HOR's that in case of non-compliance of this notice, a proposal for determination of lease of Sy. No. 111/14, Kydganj, Fort Cantt, Allahabad will be forwarded to Competent Authority.

However, confirmation letter of the HOR's in reference to change of purpose has not been in this office till date.

Relevant files are placed on the Table.

Board to consider.

CBR NO. 20: Member Secretary informed that HORs of Sy. No. 111/14, Kydganj, Fort Cantt, Allahabad has not informed whether change of purpose was done for livelihood purpose or not (although at present there is no change of purpose). Board decided to refer the matter to Principal Director, Defence Estates, Central Command, Lucknow as required under MoD policy dated 10.03.2017.

21. LEASE IN RESPECT OF SITE COMPRISING SY. NO. 88/293, B.I. BAZAR, NEW CANTT, ALLAHABAD

Reference CBR No.14 dated 31.05.2019.

Site comprising Sy. No 88/293, B.I. Bazar, New Cantt, Allahabad measuring 1909 Sqft was granted on lease dated 1st June, 1936 in Schedule VI of CLAR, 1925 to L. Shambhoo Lall S/o L. Suggan Chand for residential purpose w.e.f. 09.08.1934 executed on 01.06.1936 and registered on 08.06.1936 on payment of annual rent of Rs 4.38. Further, the site was transferred to Daya Chand Jain and Dhom Chand Jain S/o Lala Shambhoo Lall vide application dated 28.10.1943. Thereafter, the name of Smt. Prabhawati Devi W/o Shri Radhey Shyam Agarwal was mutated vide CBR No 3(4) dated 31.10.1957.

First term of lease was expired on 08.08.1964 which was renewed in Schedule IV of CLAR, 1937 for a further period of 30 years w.e.f. 09.08.1964 in favour of Smti Prabhawati Devi on payment of annual rent of Rs 6.55, executed on 16.10.1971 and registered on 26.11.1971 as per sanction received vide HQCC (ML&C) letter No 32545LC2 dated 30.09.1967. Second term of lease was expired on 08.08.1994 but the lessee/HOR had not given option for renewal of lease for further term of 30 years as required under lease condition.

Case was examined by this office in light of interim Guide lines/ policy issued by the Ministry of Defence issued vide letter No. 11013/2/2016/D(Lands) dated 10.03.2017. Accordingly, site has been inspected by this office on 06.05.2019 and found that site involves unauthorized construction in authorized lease site and encroachment of 1667.98 Sqft upon adjoining defence

land comprising Sy Nos. 88/292, 88/296 and 88/302 which are classified as C-Street, B-4, Vacant land and B-4, Vacant land respectively situated within notified civil area and placed under the management of Cantonment Board. Case has been examined by this office in light of interim Guidelines /policy issued by the Ministry of Defence issued vide letter No 11013/2/2016/D(Lands) dated 10.03.2017. The unauthorized construction in the authorized lease site violates building bye law provision Nos. 10, 11, 12 & 35 of Allahabad Cantonment Building bye laws. The encroachment on the adjoining defence land is being dealt under the provisions of PPE Act, 1971. Site does not involve change of purpose and sub-division. The case is fit to be processed in terms of condition 2 C (a) and (b) due to involvement of encroachment on adjoining defence land and non-compoundable unauthorised construction.

Cantonment Board vide Resolution No.14 dated 31.05.2019 considered the case in light of MoD policy No: 11013/2/2016/D(Lands) dated 10.03.2017 and resolved that case be referred to DGDE for orders or for submission of case to Ministry of Defence in terms of Clause 2C(b) of extant policy dated 10.03.2017.

Cantonment Board vide letter No. Z-142/ dated 10.06.2019 requested Directorate, Defence Estates, Central Command, Lucknow Cantt that the case may please be referred to DGDE (or) MoD for orders in terms of extant policy dated 10.03.2017.

Directorate, Defence Estates, Central Command, Lucknow Cantt vide letter No. 57962/Sy.No. 88/293 dated 28.06.2019 made the following observation:-

- I. Your proposal does not contain any request letter/ renewal option/ condonation application of the recorded lessee/ successor- in- inte4rest. Please intimate whether any such application has been received in your office. If yes, forward a copy of the same, if not, reasons for recommending the case for appropriate orders on unauthorized constructions may be given. In case of no request, case should have processed for determination of lease.

In view of the above, Cantonment Board vide letter No. Z-142/CBA/2020/354 dated 29.02.2020 intimated the HOR (Smt Prabhavati Devi W/o Shri Radhey Shyam Agarwal) that the Second term of the lease of site comprising Sy. No. 88/293 B.I. Bazar, New Cantt, Allahabad expired on 08.08.1994. Also, HOR was given the opportunity to submit fresh application within 07 days of receipt of the notice for renewal of lease comprising Sy. No. 88/293, B.I. Bazar, New Cantt, Allahabad. It was also mentioned in the said letter that in case of non-compliance of this notice, a proposal for determination of lease of Sy. No. 88/293, B.I. Bazar, New Cantt, Allahabad will be forwarded to Competent Authority.

However, Peon of the Cantonment Board vide letter dated 05.03.2020 stated that the House No. 29 to 36, B.I. Bazar was found to be locked and nearby residence stated that at present Smt Prabhavati Devi resides at Lucknow and does not reside at House No. 29 to 36, B.I. Bazar.

Cantonment Board vide letter No. Z-142/CBA/2020/557 dated 29.04.2020 (sent through Speed Post) intimated the HOR (Smt Prabhavati Devi W/o Shri Radhey Shyam Agarwal) that the Second term of the lease of site comprising Sy. No. 88/293 B.I. Bazar, New Cantt, Allahabad expired on 08.08.1994. Also, HOR was given the opportunity to submit fresh application within 04 Weeks of receipt of the notice for renewal of lease comprising Sy. No. 88/293, B.I. Bazar, New Cantt, Allahabad. It was also mentioned in the said letter that in case of non-compliance of this notice, a proposal for determination of lease of Sy. No. 88/293, B.I. Bazar, New Cantt, Allahabad will be forwarded to Competent Authority.

Peon of the Cantonment Board vide letter dated 23.05.2020 stated that India Post Office has returned the above mentioned letter with the report that no person with name of Smt Prabhavati Devi W/o Shri Radhey Shyam Agarwal resides at House No. 29 to 36, B.I. Bazar.

Cantonment Board also published 'Public Notice' in daily newspapers Hindustan (Hindi) dated 09.06.2020 and Indian Express (English) dated 09.06.2020 regarding the expired leases. In the said notice, it was intimated to the lessee that the lease of Sy. No. 88/293, B.I. Bazar expired a long time ago but the lessee have not applied for the renewal of lease as per the Govt. of India, Min. of Defence policy No. 11013/2/2016/D (Lands) dated 10.03.2017. Vide said notice, lessee was provided the last opportunity to submit fresh application within 21 days of publishing of the said notice for renewal of lease comprising Sy. No. 88/293, B.I. Bazar, New Cantt, Allahabad. It was also mentioned in the said notice that in case of non-compliance of the notice, action for determination of lease of Sy. No. 88/293, B.I. Bazar, New Cantt, Allahabad will be initiated.

In response, no application of HOR or Legal Heir of HOR was received in this office for renewal of lease in respect of Sy. No. 88/293, B.I. Bazar.

Cantonment Board also published 'Public Notice' in daily newspapers Dainik Jagran (Hindi) dated 24.07.2020 and Indian Express (English) dated 24.07.2020 regarding the expired leases. In the said notice, it was intimated to the lessee that the lease of Sy. No. 88/293, B.I. Bazar expired a long time ago but the lessee have not applied for the renewal of lease as per the Govt. of India, Min. of Defence Policy No. 11013/2/2016/D (Lands) dated 10.03.2017. Vide said notice, lessee was provided the last opportunity to submit fresh application by 30.07.2020 for renewal of lease comprising Sy. No. 88/293, B.I. Bazar, New Cantt, Allahabad. It was also mentioned in the said notice that in case of non-compliance of the notice, action for determination of lease of Sy. No. 88/293, B.I. Bazar, New Cantt, Allahabad will be initiated.

In response, no application of HOR or Legal Heir of HOR was received in this office for renewal of lease in respect of Sy. No. 88/293, B.I. Bazar.

Cantonment Board published 'Public Notice' in daily newspapers Amar Ujala (Hindi) dated 07.03.2021 and Indian Express (English) dated 07.03.2021 regarding the expired leases and intimated all the lease holders that the Govt. of India, Min. of Defence vide Policy No. 11013/2/2016/D (Lands) dated 15.02.2021 has extended the applicability of the Govt. of India, Min. of Defence Policy No. 11013/2/2016/D (Lands) dated 10.03.2017 upto 31.12.2021. Vide the said notice, all lease holders were directed to submit their application for renewal or extension within 03 weeks.

However, no application of HOR or Legal Heir of HOR has been received in this office for renewal of lease in respect of Sy. No. 88/293, B.I. Bazar.

Relevant files are placed on the Table.

Board to consider.

CBR NO. 21: As no application for renewal of lease in respect of Sy. No. 88/293, B.I. Bazar, New Cantt, Allahabad of HORs or legal heir of HORs has been received by Cantonment Board and due to breach of condition 1 (6) of lease, Board decided to forward the proposal for determination of lease in respect of Sy. No. 88/293, B.I. Bazar, New Cantt, Allahabad.

22. LEASE IN RESPECT OF SITE COMPRISING SY. NO. 88/231, SADAR BAZAR, NEW CANTT, ALLAHABAD

Reference CBR No. 04 dated 31.05.2019.

Site comprising 88/231, Sadar Bazar, New Cantt. Allahabad, measuring 0.310 Acres was held on lease on Form 'D' of Cantt Code 1912 for 49 years executed on 30.04.1923. As per GLR, holder of occupancy rights shown in the name of Mohd. Ismail and Mohammad Hanif. Further, the area of site was amended from 0.310 Acres to 0.348 Acres and lease was executed on 23.09.1940 in Schedule VIII of C.L.A. Rules, 1937 for a period of 30 years w.e.f 23.09.1940 vide Headquarters Eastern Command letter No 96754 / 18/L.C.1 dated 10.07.1940 in the name of Mohammad Hanif for residential purpose. Site was further transferred to Md Umar vide Wakf deed dated 14.09.1936 and then it was transferred to Shri Khem Raj vide C.B resolution No 2 (11) dated 29.07.1966.

First term of lease was expired on 29.04.1970. Cantonment Board vide resolution No 2(2) dated 30.10.1975 considered the application dated 25.02.1971 from Shri Mohd. Umar application dated 02.02.1972 from S/Shri Brij Behari Lal,Prabhathi Lal and Mata Din Agarwal, heirs of late Khem Raj, Sadar Bazar, New Cantt, Allahabad requesting renewal of lease in respect of site Sy No 88/231 and 88/234 (part),Sadar Bazar, New Cantt, Allahabad. Since the sites involved change of purpose, sub-division violating the terms of lease for a long time, the Board had recommended to issue show cause notice to all concerned as to why lease should not be determined for violation of lease condition and in their default proposal for determination of lease be submitted to GOC-in-Chief, Central Command.

Proposal for determination of lease was submitted to the GOC-in-Chief, Central Command, Lucknow vide letter dated 20.06.1977. In response to the proposal, Directorate vide letter dated 09.07.1980 asked to furnish certain information/documents and also stated to intimate as to whether the party was willing to convert the site in to free hold which was replied vide this office letter dated 02.05.1983 that party had not given their willingness and vide letter dated 28.07.1984 Directorate was requested regarding proposal for determination of lease.

Site was reported for unauthorized construction on Sy No 88/231 for which action under Cantonments Act was taken by this office. The following notices were issued under Cantonments Act-

- (i) Notice under section 185 (1) of Cantonments Act 1924 vide No ENC/ 81 dated 21.04.2004
- (ii) Notice under section 185 (1) of Cantonments Act 1924 vide No ENC/1236 dated 30.11.2006
- (iii) Notice under section 248 (1) of Cantonments Act 2006 vide No B-10/A/192/&Z-101/2016-17/460 dated 02.07.2016
- (iv) Notice under section 320 of Cantonments Act 2006 vide No B-10/A/192/&Z-101/2016-17/68 dated 29.08.2016

Case was examined by this office in light of interim Guide lines /policy issued by the Ministry of Defence issued vide letter No 11013/2/2016/D(Lands) dated 10.03.2017. Accordingly, subject site has again been inspected by this office on 06.05.2019 and found that the site involved unauthorized construction in authorized lease site and encroachment of 6330.78 sqft upon adjoining defence land Sy. Nos. 88/152 (B-4, Vacant Land), 88/160 (Class C, Lane), 88/232 (B-4, Vacant Land) & 88/234 (B-4, Vacant Land) situated within notified civil area and placed under the management of Cantonment Board. The unauthorized construction in the authorized lease site violates building bye law provision Nos. 10, 11, 12 & 35 of Allahabad Cantonment Building bye laws. The encroachment on the adjoining defence land is being dealt under the provisions of PPE Act, 1971. Besides unauthorized construction and encroachment, site also involves change of purpose. It is pertinent to mention that physical sub-division i.e. mere occupation of the site by different occupants is reported as sub-division in the site inspection report due to ignorance/confusion. The same may be ignored. It is hereby confirmed that the site is occupied by different occupants without involvement of any sale/ purchase (or) Will (or) Court settlement; hence, no sub-division is involved in the site. The case is fit to be processed in terms of condition 2 C (a) and (b) due to involvement of encroachment on adjoining defence land and non-compoundable unauthorised construction.

Cantonment Board vide Resolution No. 04 dated 31.05.2019 considered the case in light of MoD policy No: 11013/2/2016/D(Lands) dated 10.03.2017 and resolved that case be referred to DGDE for orders or for submission of case to Ministry of Defence in terms of Clause 2C(b) of extant policy dated 10.03.2017.

Cantonment Board vide letter No. Z-101/ dated 10.06.2019 requested Directorate, Defence Estates, Central Command, Lucknow Cantt that the case may please be referred to DGDE (or) MoD for orders in terms of extant policy dated 10.03.2017.

Directorate, Defence Estates, Central Command, Lucknow Cantt vide letter No. 57962/Sy.No. 88/293 dated 28.06.2019 made the following observations:-

- I. Copy of lease deed has not been found enclosed with the proposal.
- II. Copy of sanctioned building plan of the subject site has not been found enclosed with the proposal.
- III. Report under condition 2 B (iii) (a) and (b) has not been found enclosed with the proposal.
- IV. Request/ condonation letter of bonafide lessee/ successor-in-interest has not been found enclosed with the proposal.

In view of the above, Cantonment Board vide letter No. Z-101/CBA/2020/356 dated 29.02.2020 intimated the Recorded HOR (Shri Khemraj) that the First term of the lease of site comprising Sy. No. 88/231, Sadar Bazar, New Cantt, Allahabad expired on 29.04.1970. Also, HOR was given the opportunity to submit fresh application within 07 days of receipt of the notice for renewal of lease comprising Sy. No. 88/231, Sadar Bazar, New Cantt, Allahabad. It was also mentioned in the said letter that in case of non-compliance of this notice, a proposal for determination of lease of Sy. No. 88/231, Sadar Bazar, New Cantt, Allahabad will be forwarded to Competent Authority.

However, no reply to the notice was received in this office from the HOR's or bonafide lessee/ successor-in-interest.

Cantonment Board vide letter No. Z-101/CBA/2020/556 dated 29.04.2020 intimated the Recorded HOR (Shri Khemraj) that the First term of the lease of site comprising Sy. No. 88/231, Sadar Bazar, New Cantt, Allahabad expired on 29.04.1970. Also, HOR was given the opportunity to submit fresh application within 04 weeks of receipt of the notice for renewal of lease comprising Sy. No. 88/231, Sadar Bazar, New Cantt, Allahabad. It was also mentioned in the said letter that in case of non-compliance of this notice, a proposal for determination of lease of Sy. No. 88/231, Sadar Bazar, New Cantt, Allahabad will be forwarded to Competent Authority.

However, no reply to the notice was received in this office from the HOR's or bonafide lessee/ successor-in-interest.

Cantonment Board also published 'Public Notice' in daily newspapers Hindustan (Hindi) dated 09.06.2020 and Indian Express (English) dated 09.06.2020 regarding the expired leases. In the said notice, it was intimated to the lessee that the lease of Sy. No. 88/231, Sadar Bazar expired a long time ago but the lessee have not applied for the renewal of lease as per the Govt. of India, Min. of Defence policy No. 11013/2/2016/D (Lands) dated 10.03.2017. Vide said notice, lessee was provided the last opportunity to submit fresh application within 21 days of publishing of the said notice for renewal of lease comprising Sy. No. 88/231, Sadar Bazar, New Cantt, Allahabad. It was also mentioned in the said notice that in case of non-compliance of the notice, action for determination of lease comprising Sy. No. 88/231, Sadar Bazar, New Cantt, Allahabad will be initiated.

In response, no application of HOR or Legal Heir of HOR was received in this office for renewal of lease in respect of Sy. No. 88/231, Sadar Bazar.

Cantonment Board also published 'Public Notice' in daily newspapers Dainik Jagran (Hindi) dated 24.07.2020 and Indian Express (English) dated 24.07.2020 regarding the expired leases. In the said notice, it was intimated to the lessee that the lease of Sy. No. 88/231, Sadar Bazar expired a long time ago but the lessee has not applied for the renewal of lease as per the Govt. of India, Min. of Defence Policy No. 11013/2/2016/D (Lands) dated 10.03.2017. Vide said notice, lessee was provided the last opportunity to submit fresh application by 30.07.2020 for renewal of lease comprising Sy. No. 88/231, Sadar Bazar, New Cantt, Allahabad. It was also mentioned in the said notice that in case of non-compliance of the notice, action for determination of lease of Sy. No. 88/231, Sadar Bazar, New Cantt, Allahabad will be initiated.

In response, Shri Tara Chandra Agarwal vide letter dated 25.07.2020 made the following submissions:-

- i. That Shri Khemraj Agarwal has the rights of House No. 368A, 368B and 368C only.
- ii. To provide the details of fees in respect of lease renewal.

Cantonment Board vide letter No. B-10/A/192/ & Z-101/CBA/2020/1559 dated 25.08.2020 requested Shri Tara Chandra Agarwal to report to the CEO for a meeting on 28.08.2020 along with all his supporting documents.

However, Shri Tara Chandra Agarwal did not appeared before the CEO for the scheduled meeting.

In addition, Shri Mohammad Athar, House No. 368/17, Sadar Bazar vide letter dated 27.08.2020 requested for renewal of lease in respect of House No. 368/17, Sadar Bazar.

Cantonment Board vide letter No. B-10/A/192/ & Z-101/CBA/2020/1559 dated 24.09.2020 intimated Shri Mohammad Athar that House No. 368/17 is situated on Sy. No. 88/231 Sadar Bazar, New Cantt, Allahabad. It was also intimated to Shri Mohd. Athar that Sy. No. 88/231 is recorded in the name of Shri Khemraj and since it is not clear that through which authority he has applied for the renewal, renewal of lease could not be carried out based on his application.

Shri Anil Kumar Kanojia House No. 368/5, Sadar Bazar vide letter dated 26.10.2020 stated that none of the heir of Khemraj is present currently and he is paying the house and water tax regularly. He also requested for the lease renewal under his name.

Cantonment Board vide letter No. B-10/A/192/ & Z-101/CBA/2020/2261 dated 28.11.2020 intimated Shri Anil Kumar Kanojia that House No. 368/5 is situated on Sy. No. 88/231 Sadar Bazar, New Cantt, Allahabad. It was also intimated to Shri Mohd. Athar that Sy. No. 88/231 is recorded in the name of Shri Khemraj. It was intimated to him that he has not submitted valid documents which can establish him as a legal occupier of the subject property and hence his application for renewal of lease in respect of Sy. No. 88/231, Sadar Bazar, New Cantt, Allahabad cannot be considered.

Cantonment Board also published 'Public Notice' in daily newspapers Amar Ujala (Hindi) dated 07.03.2021 and Indian Express (English) dated 07.03.2021 regarding the expired leases and

intimated all the lease holders that the Govt. of India, Min. of Defence vide Policy No. 11013/2/2016/D (Lands) dated 15.02.2021 has extended the applicability of the Govt. of India, Min. of Defence Policy No. 11013/2/2016/D (Lands) dated 10.03.2017 upto 31.12.2021. Vide the said notice, all lease holders were directed to submit their application for renewal or extension within 03 weeks.

However, no valid application of HOR or bonafide lessee/ successor-in-interest along with the supporting documents has been received in this office for renewal of lease in respect of Sy. No. 88/231, Sadar Bazar.

Relevant files are placed on the Table.

Board to consider.

CBR NO. 22:As no application of HORs or legal heir of HORs has been received by Cantonment Board and due to breach of condition 1 (6) of lease, Board decided to forward the proposal for determination of lease in respect of Sy. No. 88/231, Sadar Bazar, New Cantt, Allahabad.

23. LEASE IN RESPECT OF SITE COMPRISING SY. NO. 149/40, BAGHARA, OLD CANTT, ALLAHABAD

Reference CBR No. 12 dated 05.07.2019.

Site comprising 149/40, Baghara, Old Cantt. Allahabad, measuring 1428 Sqft was held on lease in Schedule VI of C.L.A. Rules, 1925 for a period of 30 years w.e.f 15.04.1935 executed on 20.06.1935 in favour of Shri Mahabeer Prasad son of Mata Badal resident of Baghara viillage, Old Cantt for residential purpose on annual rent of Rs 1.00.

First term of lease was expired on 14.04.1965. Proposal was submitted to GOC-in-Chief, H.Q. Central Command vide letter dated 25.06.1967 and in response the competent authority vide letter dated 30.10.1967 had accorded sanction to the renewal of lease dated 20.06.1935 of Schedule VI of Cantonment Land Administrative Rues, 1925 for period of 30 years with effect from 15.04.1965 on payment of annual rent of Rs 1.50 and accordingly renewal deed was executed on 11.11.1971. Site was further mutated in favour Ram Charan son of Mahabeer Praad and Smt Shanti Devi widow of Gidhari Lal vide Cantonment Board resolution No 3 (2) dated 29.06.1971.

Second term of lease was expired on 14.04.1995 but the lessee/ HOR had not given their option for renewal of lease for further term of 30 years as required under lease condition. The Lessee/HOR was reminded vide this office letter No L-34/149/40/1966 dated 25.03.2008 for giving option for renewal of further term of lease. Besides individual notice, public notice was also published in News Papers on 13.06.2008, 29.10.2010 and 08.06.2012 inviting attention of all the lessees of Allahabad Cantonment to submit their option for renewal of further term of lease but the occupant of subject site had not applied for renewal of further term of lease. Site involved unauthorized construction in authorized lease site. The following notices have been issued:-

- (i) Notice under section 185(1) of Cantonments Act 1924 vide letter No E/OC/235 dated 08.08.1997.
- (ii) Notice under section 185(1) of Cantonments Act 1924 vide letter No ENC/701 dated 06.02.2003.
- (iii) Notice under section 256 of Cantonments Act 1924 vide letter No ENC/ 122 dated 19.04.2004
- (iv) Notice under section 185(1) of Cantonments Act 1924 vide letter No ENC/365 dated 19.10.2005.

Perusal of file revealed that property comprising Sy. No. 149/40 has been sold to Shri Ritu Kumar vide sale deed dated 20.06.2003 constituting breach of condition 1(8) of lease and he applied for mutation vide application dated 29.03.2008.

Case was examined by this office in light of interim Guide lines /policy issued by the Ministry of Defence vide No 11013/2/2016/D(Lands) dated 10.03.2017. Accordingly, subject site has been inspected by this office on 07.06.2019 and found that the site involved unauthorized

construction in authorized leased site by constructing rooms violating building bye-laws of Allahabad Cantonment with pucca construction, situated within notified civil area and placed under the management of Cantonment Board. The unauthorized construction in the authorized lease site violates building bye law provision No. 10, 11 & 12 of Allahabad Cantonment. Site does not involve change of purpose & encroachment but involves sub-division. Case was found fit to be processed in terms of condition 2 C (b) due to involvement of non-compoundable unauthorised construction.

Board vide Resolution No. 12 dated 05.07.2019 considered application dated 29.03.2008 of Shri Ritu Kumar in light of MoD policy No: 11013/2/2016/D(Lands) dated 10.03.2017 and resolved that case be referred to DGDE for orders or for submission of case to Ministry of Defence in terms of clause 2C(b) of extant policy dated 10.03.2017.

Cantonment Board vide letter No. L-34/149/40/2019-20/2019/CB/ALD/1628 dated 15.06.2019 and L-34/149/40/2019-20/2019/CB/ALD/2053 dated 24.07.2019 requested Directorate, Defence Estates, Central Command, Lucknow Cantt that the case may please be referred to DGDE (or) MoD for orders in terms of extant policy dated 10.03.2017.

Directorate, Defence Estates, Central Command, Lucknow Cantt vide letter No. 57957/Sy.No.149/40 dated 28.06.2019 and dated 20.08.2019 made the following observation:-

- I. Your proposal does not contain any request letter/ renewal option/ condonation application of the recorded lessee/ successor- in- inte4rest. Please intimate whether any such application has been received in your office. If yes, forward a copy of the same, if not, reasons for recommending the case for appropriate orders on unauthorized constructions involved with the lease land.
- II. Obtain current request letter/ condonation application from the lessee/ successor-in-interest as in the absence of the same, case could not be referred to the Govt.

In view of the above, Cantonment Board vide letter No. L-34/149/40/CBA/2020/367 dated 29.02.2020 intimated the HOR (Shri Ram Charan S/o Mahabir Prasad and Smt. Shanti Devi widow of Girdhari Lal) that the Second term of the lease of site comprising Sy. No. 149/40, Baghara, Old Cantt, Allahabad expired on 14.04.1995. Also, HOR was given the opportunity to submit fresh application within 07 days of receipt of the notice for renewal of lease comprising Sy. No. 149/40, Baghara, Old Cantt, Allahabad and for condonation of breach of condition 1 (8) of the lease. It was also mentioned in the said letter that in case of non-compliance of this notice, a proposal for determination of lease of Sy. No. 149/40, Baghara, Old Cantt, Allahabad will be forwarded to Competent Authority.

In response, Shri Ritu Kumar S/o Late Daya Ram, House No. 111, Baghara, Old Cantt, Allahabad vide letter dated 04.03.2020 requested for the renewal of lease.

Cantonment Board vide letter No. L-34/149/40/CBA/2020/566 dated 30.04.2020 intimated Shri Ritu Kumar that on perusal of the sale deed submitted along with his application in respect of Sy. No. 149/40, it is observed that sale deed has not been signed by the recorded HOR's (Shri Ram Charan S/o Mahabir Prasad and Smt. Shanti Devi widow of Girdhari Lal). Hence, he was directed to elucidate the same.

Shri Ritu Kumar vide letter dated Nil received in this office on 20.05.2020 stated that the subject property was sold by Smt. Shanti Devi to Mohd. Nayab Khan and Shri Satish Kumar and he received the property in year 2003 through a registry.

Cantonment Board vide letter No. L-34/149/40/CBA/2020/692 dated 29.05.2020 raised an observation to Shri Ritu Kumar that there are discrepancies in his application and hence, directed him to submit fresh application along with the supporting documents within 07 days of receipt of this notice.

Shri Ritu Kumar vide letter dated Nil received in this office on 15.06.2020 reiterated that the subject property was sold by Smt. Shanti Devi to Mohd. Nayab Khan and Shri Satish Kumar and he received the property in year 2003 through a registry.

Cantonment Board vide letter No. L-34/149/40/CBA/2020/1338 dated 23.07.2020 requested Shri Ritu Kumar to report to the CEO for a meeting on 27.07.2020 along with all his supporting documents.

Shri Ritu Kumar appeared before the CEO for the scheduled meeting. During the said meeting, CEO intimated Shri Ritu Kumar that Sy. No. 149/40, Baghara, Old Cantt, Allahabad is recorded in the name of Shri Ram Charan S/o Mahabir Prasad and Smt. Shanti Devi widow of

Girdhari Lal and it was also intimated that documents submitted by him for the renewal of lease are not valid.

Cantonment Board vide letter No. L-34/149/40/CBA/2020/1512 dated 18.08.2020 intimated Shri Ritu Kumar that based on the documents submitted by him, renewal of lease of Sy. No. 149/40, Bagahra, Old Cantt, Allahabad cannot be carried out.

In addition, Cantonment Board also published 'Public Notice' in daily newspapers Dainik Jagran (Hindi) dated 24.07.2020 and Indian Express (English) dated 24.07.2020 regarding the expired leases. In the said notice, it was intimated to the lessee that the lease of Sy. No. 149/40, Baghara, Old Cantt, Allahabad expired a long time ago but the lessee have not applied for the renewal of lease as per the Govt. of India, Min. of Defence Policy No. 11013/2/2016/D (Lands) dated 10.03.2017. Vide said notice; lessee was provided the last opportunity to submit fresh application by 30.07.2020 for renewal of lease comprising 149/40, Baghara, Old Cantt, Allahabad. It was also mentioned in the said notice that in case of non-compliance of the notice, action for determination of lease of Sy. No. 149/40, Baghara, Old Cantt, Allahabad will be initiated.

In response, no valid application of lessee/ successor-in-interest was received in this office for renewal of lease in respect of Sy. No.149/40, Baghara, Old Cantt, Allahabad.

Cantonment Board published 'Public Notice' in daily newspapers Amar Ujala (Hindi) dated 07.03.2021 and Indian Express (English) dated 07.03.2021 regarding the expired leases and intimated all the lease holders that the Govt. of India, Min. of Defence vide Policy No. 11013/2/2016/D (Lands) dated 15.02.2021 has extended the applicability of the Govt. of India, Min. of Defence Policy No. 11013/2/2016/D (Lands) dated 10.03.2017 upto 31.12.2021. Vide the said notice, all lease holders were directed to submit their application for renewal or extension within 03 weeks.

However, no valid application of lessee/ successor-in-interest has been received in this office for renewal of lease in respect of Sy. No.149/40, Baghara, Old Cantt, Allahabad.

Relevant files are placed on the Table.

Board to consider.

CBR NO. 23:As no application of HORs or legal heir of HORs has been received by Cantonment Board and due to breach of condition 1 (6) of lease, Board decided to forward the proposal for determination of lease in respect of Sy. No. 149/40, Baghara, Old Cantt, Allahabad.

24. LEASE IN RESPECT OF SITE COMPRISING SY. NO. 88/201, SADAR BAZAR, NEW CANTT, ALLAHABAD

Reference CBR No. 13 dated 31.05.2019.

Site comprising Sy. No. 88/201, Sadar Bazar, New Cantt. Allahabad, measuring 1260 Sqft was held on 'lease' by Shri Jagan Nath Pershad in Schedule VIII of CLAR, 1937 for 30 years from 15.12.1938 for residential purpose. Site was further transferred to S/Shri Lallo Lal Jaiswal, Sharda Prasad Jaiswal sons of Jagan Nath Pershad.

First term of lease was expired on 14.12.1968 which was renewed in Schedule IV of CLAR 1937 for a period of 30 years w.e.f. 15.12.1968 as per sanction received vide HQCC (ML&C), Lucknow letter No 34883/LC 2 dated 14.03.1969.

File reveals that part of site in question has been sold to other persons thereby involving sub-division and breach of condition 1(8) of the lease deed. HQ Central Command (ML&C) vide letter dated 28.03.1977 directed to obtain willingness of the lessees whether they are prepared to convert their lease hold rights in to free hold and submit self contained proposal but they had not given willingness. Final notice was issued by this office vide letter dated 24.06.2008. In response, the heirs of the some purchaser vide letters dated 18.07.2008 stated that due to financial hardship and some problem, they are not in position to get converted lease hold rights in to free hold and requested for mutation and renewal of lease. Second term of lease was expired on 14.12.1998.

Site had also been reported for unauthorized construction and encroachment for which action under the provisions of Cantonments Act was taken by this office. The following notices were issued under Cantonments Act-

- (i) Notice under section 185 (1) of Cantonments Act 1924 vide letter No Z-196/333 dated 05.06.1978.
- (ii) Notice under section 256 of Cantonments Act 1924 vide letter No Z-196/450 dated 12.07.1978.

Case was examined by this office in light of interim Guide lines /policy issued by the Ministry of Defence issued vide letter No 11013/2/2016/D(Lands) dated 10.03.2017. Accordingly, subject site has again been inspected by this office on 07.05.2019 and found that the site involves unauthorized construction in authorized lease site and encroachment of 580 Sqft upon adjoining defence land comprising Sy. No 88/200 and 88/207 which are classified as 'B4- Vacant land, both situated within notified civil area and placed under the management of Cantonment Board. The unauthorized construction in the authorized lease site violates building bye law provision Nos. 10, 11, 12 & 35 of Allahabad Cantonment Building bye laws. The encroachment on the adjoining defence land is being dealt under the provisions of PPE Act, 1971. Site does not involve change of purpose but involves sub-division. Case was found fit to be processed in terms of condition 2 C (a) and (b) due to involvement of encroachment on adjoining defence land and non-compoundable unauthorised construction.

Cantonment Board vide Resolution No.13 dated 31.05.2019 considered applications dated 14.05.2019 of Shri Hiralal and Shri Rajendra Kumar Yadav in light of MoD policy No: 11013/2/2016/D(Lands) dated 10.03.2017 and resolved that case be referred to DGDE for orders or for submission of case to Ministry of Defence in terms of Clause 2C(b) of extant policy dated 10.03.2017.

Cantonment Board vide letter No. Z-196/ dated 10.06.2019 requested Directorate, Defence Estates, Central Command, Lucknow Cantt that the case may please be referred to DGDE (or) MoD for orders in terms of extant policy dated 10.03.2017.

Directorate, Defence Estates, Central Command, Lucknow Cantt vide letter No. 57960/Sy.No.88/201/CEO ALD dated 16.08.2019 made the following observation:-

- I. After perusal of CBR No. 13 dated 31.05.2019, it has been observed that Board has recommended action in accordance with clause 2C of interim lease policy dated 10.03.2017, however, the CBR is silent on the issue of subdivision and violation condition I(8) of lease indenture involved in this case. The CBR must contain recommendations for all the violations involved with the case. Please get it amended accordingly.
- II. Annexure F of your proposal i.e. application dated 14.05.2019 has been perused and found that identification of applicant is not clear from the application. Further, applicant has requested for renewal of lease only whereas it should also contain request for condonation of breached involved. Please obtain a fresh application accordingly from the applicant. Please also clarify that how the applicant is related to the recorded lessee/ lease and whether he can be considered as bonafide lessee/ successor in interest.

In view of the above, Cantonment Board vide letter No. Z-196/CBA/2020/575 dated 30.04.2020 intimated the HOR (Shri Lallo Lal Jaiswal and Shri Sharda Prasad Jaiswal) that the Second term of the lease of site comprising Sy. No. 88/201, Sadar Bazar, New Cantt, Allahabad expired on 14.12.1998. Also, HOR was given the opportunity to submit fresh application with all necessary documents within 02 weeks of receipt of the notice for renewal of lease comprising Sy. No. 88/201, Sadar Bazar, New Cantt, Allahabad and for condonation of breach involved in the leased site. It was also mentioned in the said letter that in case of non-compliance of the notice, a proposal for determination of lease of Sy. No. 88/201, Sadar Bazar, New Cantt, Allahabad will be forwarded to Competent Authority.

In response, no valid application of lessee or successor-in-interest was received in this office for renewal of lease in respect of Sy. No. 88/201, Sadar Bazar, New Cantt, Allahabad.

Cantonment Board also published 'Public Notice' in daily newspapers Hindustan (Hindi) dated 09.06.2020 and Indian Express (English) dated 09.06.2020 regarding the expired leases. In the said notice, it was intimated to the lessee that the lease of Sy. No. 88/201, Sadar Bazar, New Cantt expired a long time ago but the lessee have not applied for the renewal of lease as per the Govt. of India, Min. of Defence policy No. 11013/2/2016/D (Lands) dated 10.03.2017. Vide said notice, lessee was provided the last opportunity to submit fresh application within 21 days of publishing of the said notice for renewal of lease comprising Sy. No. 88/201, Sadar Bazar, New Cantt, Allahabad. It was also mentioned in the said notice that in case of non-compliance of the notice, action for determination of lease of Sy. No. 88/201, Sadar Bazar, New Cantt, Allahabad will be initiated.

In response, no valid application of lessee or successor-in-interest was received in this office for renewal of lease in respect of Sy. No. 88/201, Sadar Bazar, New Cantt, Allahabad.

Cantonment Board again published 'Public Notice' in daily newspapers Dainik Jagran (Hindi) dated 24.07.2020 and Indian Express (English) dated 24.07.2020 regarding the expired leases. In the said notice, it was intimated to the lessee that the lease of Sy. No. 88/201, Sadar Bazar expired a long time ago but the lessee have not applied for the renewal of lease as per the Govt. of India, Min. of Defence Policy No. 11013/2/2016/D (Lands) dated 10.03.2017. Vide said notice, lessee was provided the last opportunity to submit fresh application by 30.07.2020 for renewal of lease comprising Sy. No. 88/201, Sadar Bazar, New Cantt, Allahabad. It was also mentioned in the said notice that in case of non-compliance of the notice, action for determination of lease of Sy. No. 88/201, Sadar Bazar, New Cantt, Allahabad will be initiated.

In response, no valid application of lessee or successor-in-interest was received in this office for renewal of lease in respect of Sy. No. 88/201, Sadar Bazar, New Cantt, Allahabad.

Cantonment Board vide letter No. Z-196/CBA/2020/1566 dated 26.08.2020 forwarded a letter to the recorded HOR (Shri Lallo Lal Jaiswal & Shri Sharda Prasad Jaiswal) and the occupiers of the site (1. Shri Hira Lal Pal, H.No. 22, Sadar Bazar; 2. Shri Rajendra Kumar Yadav, H.No. 23 & 24, Sadar Bazar and 3. Shri Sita Ram Pal, H.No. 30, Sadar Bazar) thereby intimating them that the Second term of the lease of site comprising Sy. No. 88/201, Sadar Bazar, New Cantt, Allahabad expired on 14.12.1998. Cantonment Board also intimated them that they have not complied with this office letter dated 30.04.2020 and Public Notice dated 24.07.2020 issued by this office in connection to renewal of the expired lease of Sy. No. 88/201, Sadar Bazar, New Cantt, Allahabad. Cantonment Board also stated that no application has been received in this office of the renewal of the lease of Sy. No. 88/201, Sadar Bazar. Cantonment Board provided the final opportunity to lessee or successor-in-interest to submit fresh application with all necessary documents by 10.09.2020 for renewal of lease comprising Sy. No. 88/201, Sadar Bazar, New Cantt, Allahabad and for condonation of breaches involved in the leased site. It was also mentioned in the said letter, that in case of non-compliance of the notice, action for determination of lease of Sy. No. 88/201, Sadar Bazar, New Cantt, Allahabad will be initiated.

1). Shri Hira Lal Pal, H.No. 22, Sadar Bazar, 2). Shri Rajendra Kumar Yadav, H.No. 23 & 24, Sadar Bazar and 3). Shri Sita Ram Pal, H.No. 22A & 30, Sadar Bazar vide individual letter dated 28.08.2020 requested for the renewal of lease of site comprising Sy.No. 88/201, Sadar Bazar, New Cantt, Allahabad and for compounding of unauthorized construction involved in the site.

Case has been examined by this office in light of interim Guide lines /policy issued by the Ministry of Defence issued vide letter No 11013/2/2016/D(Lands) dated 10.03.2017. Site involves unauthorized construction in authorized lease site, sub-division and encroachment of 580 Sqft upon adjoining defence land comprising Sy. No 88/200 and 88/207 which are classified as 'B4-Vacant land, both situated within notified civil area and placed under the management of Cantonment Board. The unauthorized construction in the authorized lease site violates building bye law provision Nos. 10, 11, 12 & 35 of Allahabad Cantonment Building bye laws. The encroachment on the adjoining defence land is being dealt under the provisions of PPE Act, 1971. Site does not involve change of purpose but involves sub-division.

Relevant files are placed on the Table.

Board to consider.

CBR NO. 24:As the site involves non-compoundable unauthorized construction, sub-division of site, encroachment upon adjoining defence land (Sy. No 88/200 and 88/207 B4- Vacant land), Board decided to refer the proposal for determination of lease in respect of site comprising Sy. No. 88/201, Sadar Bazar, New Cantt, Allahabad to Principal Director, Defence Estates, Central Command, Lucknow.

25. PUBLIC WORKS TO BE CARRIED OUT OF GRANT RECEIVED UNDER 15TH FINANCE COMMISSION

Quotation for various miscellaneous job works was invited vides quotation notice by Cantonment Board Allahabad.

Works have been completed by the contractor and contractor has submitted bill for payment. Details of miscellaneous job works are given below:

Sr. No	Name of Job Work	Name of Firm	Amount
1.	Work of cleaning of manhole chamber situated at the road comprising Sy. No. 88/215 & 88/65, Sadar Bazar.	Sunil Kumar 133/8/1, Pitamber Nagar, Teliarganj, Prayagraj	44,000.00
2.	Work of cleaning of manhole chamber situated at the road comprising survey no. 88/144, 88/129, 88/188 & 88/170, New Cantt Allahabad.	Sunil Kumar 133/8/1, Pitamber Nagar, Teliarganj, Prayagraj	47,800.00
3.	Work of cleaning of manhole chamber situated at the road comprising Survey No. 88/115, 88/92 & 88/144, New Cantt, Allahabad	Sunil Kumar 133/8/1, Pitamber Nagar, Teliarganj, Prayagraj	48,900.00
4.	Work of cleaning of manhole chamber situated at the road comprising Survey No. 88/48 & 88/52, New Cantt, Allahabad.	Shabnam Enterprises, 517/2A, 3 Prayagpuram Naini, Prayagraj	45,650.00
5.	Work of cleaning of manhole chamber situated at the road comprising Survey No. 88/152, & 88/48, New Cantt, Allahabad.	Shabnam Enterprises, 517/2A, Prayagpuram Naini, Prayagraj	48,650.00
6.	Work of cleaning of manhole chamber situated at the road comprising Survey No. 88/235 & 88/238, New Cantt, Allahabad.	Sunil Kumar 133/8/1, Pitamber Nagar, Teliarganj Prayagraj	48,700.00
7.	Work of cleaning of manhole chamber situated at the road comprising Survey No. 88/235 & 88/238, New Cantt, Allahabad.	Sunil Kumar 133/8/1, Pitamber Nagar, Teliarganj Prayagraj	48,700.00
8.	Work of cleaning of manhole chamber in Ward No.2, New Cantt, Allahabad.	Sunil Kumar 133/8/1, Pitamber Nagar, Teliarganj Prayagraj	41,500.00
9.	Work of raising and cleaning of manhole chamber situated at the road comprising Survey No. 88/129, 88/188 & 88/170, 88/226 & 88/215, Ward No.1 New Cantt, Allahabad.	Shabnam Enterprises, 517/2A, Prayagpuram Naini, Prayagraj	47,880.00
10.	Work of raising of manhole chamber in B.I. Bazar, New Cantt, Allahabad.	Sunil Kumar 133/8/1, Pitamber Nagar, Teliarganj Prayagraj	46,120.00
11.	Work of raising of manhole chamber in situated at the road comprising Sy. No. 88/152, 88/48, 88/51, 88/52, 88/115, 88/92 & 88/144 New Cantt, Allahabad.	Sunil Kumar 133/8/1, Pitamber Nagar, Teliarganj Prayagraj	45,360.00
12.	Work of raising of manhole chamber near Ambedkar Park situated at the road comprising Survey 88/235 & 88/238 & 88/152 New Cantt, Allahabad, Sadar Bazar, Allahabad.	Shabnam Enterprises, 517/2A, Prayagpuram Naini, Prayagraj	47,070.00

Amount due to be paid in respect of the above mentioned works is proposed to be paid out of the basic grant allotted to Cantonment Board Allahabad for the year 2020-21 under the recommendation of 15th Finance Commission.

Relevant documents are placed on the Table. Board to consider.

CBR NO. 25: Considered & approved by the Board.

26. DETERMINATION OF LEASE OF SITE COMPRISING SY. NO. 88/48/1, SADAR BAZAR, NEW CANTT, ALLAHABAD

Reference CBR No. 06 dated 31.01.2020.

Site comprising Sy. No. 88/48/1, Sadar Bazar, New Cantt. Allahabad, measuring 1200 Sqft was held on lease in Schedule VI of C.L.A. Rules, 1925 for a period of 30 years w.e.f 24.02.1936 in the name of Sheikh Mohammad Akbar for residential purpose.

First term of lease was expired on 23.02.1966 which was renewed in Schedule IV of CLAR 1937 for a period of 30 years w.e.f. 24.02.1966 in favour of lessee as per sanction received vide HQCC (ML&C) letter No 31800-LC2 dated 08.09.1967.

Second term of lease was expired on 23.02.1996 but the lessee/ HOR had not given option for renewal of lease for further term of 30 years as required under lease condition. The occupant was reminded vide this office letter No L-34/88/48/1/1916 dated 26.02.2008 for giving option for renewal of further term of lease. In response to this notice, one Shri Mohd Salim, Sadar Bazar, New

Cantt, Allahabad vide letter dated 12.03.2008 requested to grant 15 days time for submitting option for renewal of further term of lease with relevant documents.

Besides individual notice, public notice had also been published in News Papers on 13.06.2008, 29.10.2010 and 08.06.2012 inviting attention of all the lessees of Allahabad Cantonment to submit their option for renewal of further term of lease but the occupant had not applied for renewal of further term of lease. The occupant was further reminded vide this office letter No L-34/88/48/1/761 dated 30.08.2012 and No L-34/88/48/1/377-A/2013-14/244 dated 14.02.2014. Site involved unauthorized construction in authorized lease site, encroachment of 358 Sqft on adjoining defence land bearing Sy No 88/48 (B4-Vacant land under the management of Cantonment Board) and also sub-division. The following notices were issued:

- (i) Notice under section 185 (1) of Cantonments Act 1924 vide letter No ENC/2259 dated 22.02.1986.
- (ii) Notice under section 185 (1) of Cantonments Act 1924 vide letter ENC/449 dated 16-06-1986.
- (iii) Notice under section 185(1) of Cantonments Act 1924 vide letter No ENC/1094 dated 21.09.1988.
- (iv) Notice under section 256 of Cantonments Act 1924 vide letter No ENC/877 dated 11.08.1989.
- (v) Notice under section 185 (1) of Cantonments Act 1924 vide letter No ENC/415 dated 07.12.2004
- (vi) Notice under sub section (1) and Clause (b) (ii) of sub-section (2) of section 4 of PPE Act, 1971 vide letter No: PPA/4/88/NC/MS/1027 dated 09.09.1988.

Site was also inspected on 05.02.2016 and found that the site involved unauthorized construction on authorized leased site and encroachment measuring 574.18 Sqft upon adjoining defence land comprising Sy. No. 88/48 which is B4, Vacant land under the management of Cantonment Board and also sub-division.

A final notice was also published in News papers Hindi Dainik "Amar Ujala" and English daily "Hindustan Times" on 07.02.2016 directing the HOR to remove the offence within 7 days time from the date of publication of notice, otherwise action for determination of lease will be initiated. Individual notice to HOR was also issued as final notice vide this office letter No L-34/88/48/1/377-A/2015-16/109 dated 06.02.2016 directing the HOR to remove the offence by 14.02.2016 else action for determination of lease will be initiated. The site was again inspected by this office on 15.02.2016 and found that the occupant had not removed the encroachment from the site. In response, Shri Mohd Salim, the occupant vide letter received on 12.02.2016 submitted following documents:-

- (i) Unregistered Vaseeyatnama dated 31.03.1977 in his favour.
- (ii) Death certificate of Mohd. Akbar son of Late Sheikh Mohammed dated 31.03.2008
- (iii) Photostat copy of affidavit duly notarized before CEO for mutation and renewal of lease dated 17.03.2008.

Cantonment Board vide Resolution No. 1(vii) dated 17.02.2016 considered the matter and resolved to send the proposal to Competent Authority for obtaining sanction for determination of lease. Accordingly, proposal was submitted to Principal Director, Defence Estates, Central Command, Lucknow vide No L-34/88/48/1/2015-16/165 dated 22.02.2016 for necessary sanction of the Govt. for determination of lease. Directorate, Defence Estates, Central Command Lucknow vide letter dated 29.02.2016 recommended the case for obtaining necessary Govt. sanction. Directorate General, Defence Estates, Delhi Cantt vide letter dated 12.04.2017 has returned the proposal to Directorate, Defence Estates, Central Command Lucknow for re-examination of the proposal in light of interim guidelines /Policy issued by MOD vide Letter No 11013/2/2016/D(Lands) dated 10.03.2017 and Directorate has also advised this office to re-examine the proposal in view of the new guide lines/ policy dated 10.03.2017.

Case was re-examined by this office in light of interim Guide lines /policy issued by the Ministry of Defence issued vide letter No 11013/2/2016/D(Lands) dated 10.03.2017. Accordingly, subject site has again been inspected by this office on 24.04.2019 and found that the site involved unauthorized construction in authorized lease site and encroachment of 520 Sqft upon adjoining defence land comprising Sy. No 88/48 which is classified as B-4, vacant land, situated within notified civil area and placed under the management of Cantonment Board. The unauthorized construction in the authorized lease site violates Building Bye Law provision Nos. 10, 11, 12 & 35

of Allahabad Cantonment Building Bye Laws. The encroachment on the adjoining defence land is being dealt under the provisions of PPE Act, 1971. Site does not involve change of purpose but involves sub-division. Case was found fit to be processed in terms of condition 2 C (a) and (b) due to involvement of encroachment on adjoining defence land and non-compoundable unauthorised construction.

Cantonment Board vide Resolution No. 01 dated 31.05.2019 considered application dated 12.02.2016 of Shri Mohd Salim in light of MoD policy No: 11013/2/2016 /D(Lands) dated 10.03.2017 and resolved that case be referred to DGDE for orders or for submission of case to Ministry of Defence in terms of clause 2C(b) of extant policy dated 10.03.2017.

Accordingly, proposal was submitted to Principal Director, Defence Estates, Central Command, Lucknow vide letter No. L-34/88/48/1/ dated 06.06.2019 to refer the case to DGDE (or) MoD for orders in terms of extant policy dated 10.03.2017. Directorate, Defence Estates, Central Command Lucknow vide letter dated 01.07.2019 referred the case to Directorate General, Defence Estates, Delhi Cantt for consideration and issuing appropriate orders on non-compoundable unauthorised constructions involved in the subject case. Directorate General, Defence Estates, Delhi Cantt vide letter dated 02.09.2019 instructed Directorate, Defence Estates, Central Command Lucknow to direct Cantonment Board to process the case for determination of lease due to breach of condition 1 (6) of lease and to take legal action for removal of unauthorised construction/ encroachment under provisions of Cantonments Act, 2006/ PPE Act, 1971. Accordingly, Directorate, Defence Estates, Central Command, Lucknow vide letter dated 20.09.2019 directed to process the case for determination of lease.

Entire matter was placed before Board and Board vide CBR No. 06 dated 27.11.2019 considered the matter and resolved that a site inspection be carried by Elected Members. Accordingly, a site inspection was carried out on 23.12.2019 and they were apprised of violation of Building Bye Laws in respect of unauthorised construction in leased site.

Matter was again referred to Board and Board discussed the matter in detail. Board vide Resolution No. 06 dated 31.01.2020 resolved to determine the lease comprising Sy. No. 88/48/1, Sadar Bazar, New Cantt, Allahabad due to violation of lease condition as advised in Directorate General, Defence Estates, Delhi Cantt letter dated 02.09.2019 to process the case for determination of lease due to breach of condition 1 (6) of lease. A proposal be sent to completed authority for determination of lease.

Accordingly, Cantonment Board vide letter No. L-34/88/48/1/CBA/2020/446 dated 12.03.2020 forwarded a detailed proposal to Directorate, Defence Estates, Central Command, Lucknow Cantt for obtaining sanction for determination of lease held in Schedule VI of CLAR, 1925 in respect of site comprising Sy. No. 88/48/1, Sadar Bazar, New Cantt, Allahabad.

Directorate, Defence Estates, Central Command, Lucknow Cantt vide letter No. 57959/Sy.No.88/48/1 dated 09.09.2020 made the following observation:-

- I. It is observed from the proposal that the HOR/ legal heirs/ occupants have not exercised their option for renewal of lease, even after reminders and newspaper publication, which should have been the first and foremost ground for determination of lease. It is therefore advised, to make it also a ground for determination of lease and forward an amended proposal mentioning aforesaid fact in CBR, clearly.

Cantonment Board vide letter No. L-34/88/48/1/CBA/2020/1879 dated 03.10.2020 intimated Shri Mohd. Salim S/o Late Mohd. Haneef (Occupier of Sy. No. 88/48/1) that vide letters dated 12.02.2016 and 25.09.2017, he stated that he has received the right of House No. 377A, Sadar Bazar through a Will of Shri Mohd. Akbar. Cantonment Board requested him to appear before the CEO on 09.10.2020 to submit a fresh application with all necessary documents in connection to Sy. No. 88/48/1, Sadar Bazar, New Cantt, Allahabad. Cantonment Board further stated that in case of non-compliance of the notice, a proposal for determination of lease will be sent to the competent authority.

In reply, Shri Mohd. Salim vide letter dated 09.10.2020 stated that he has received the House No. 377A, Sadar Bazar, New Cantt, Allahabad from Shri Mohd. Akbar through a unregistered Will. He also stated that they have applied in the Hon'ble High Court for the probate of unregistered will and same is under consideration of Hon'ble High Court. Further, he stated that his counsel is unwell and once he gets well, he will submit the letter in Cantonment Board through the counsel in connection to probate of will. He also added that he has no right over House No. 377 and same belongs to his relative. He also stated that House No. 377 is under the occupation of

tenant, Shri Ashok Kumar who has no rights over House No. 377. He also requested for the renewal of the lease in respect of House No. 377A.

Since no letter was received from Shri Mohd. Salim, Cantonment Board vide letter No. L-34/88/48/1/CBA/2021/681 dated 04.05.2021 intimated him that House No. 377A, Sadar Bazar is situated on part of Sy. No. 88/48/1, Sadar Bazar, New Cantt, Allahabad. Cantonment Board provided him the last opportunity for submitting a fresh application with all necessary documents in connection to Sy. No. 88/48/1, Sadar Bazar, New Cantt, Allahabad. Cantonment Board further stated that in case of non-compliance of the notice, a proposal for determination of lease will be sent to the competent authority.

In reply, Shri Mohd. Salim vide letter dated 20.05.2021 (along with copy of death certificate of Shri Mohd. Akbar, Shri Mohd. Habib and copy of unregistered will of Shri Mohd. Akbar in favour of Shri Mohd. Salim) requested for the renewal of the lease in respect of House No. 377A

Cantonment Board vide letter No. L-34/88/48/1/CBA/2021/762 dated 24.05.2021 requested him to appear before the CEO on 28.05.2021 along with all necessary documents in connection to Sy. No. 88/48/1, Sadar Bazar, New Cantt, Allahabad. Cantonment Board further stated that in case of non-compliance of the notice, a proposal for determination of lease will be sent to the competent authority.

In pursuance of Cantonment Board letter No. L-34/88/48/1/CBA/2021/762 dated 24.05.2021, a meeting was held on 28.05.2021 at 1600 hours at Cantonment Board office in connection to lease of Sy. No. 88/48/1, Sadar Bazar, New Cantt, Allahabad.

During the meeting. CEO Allahabad asked Shri Mohd Saleem to intimate the reasons for delay in submission of documents in connection to renewal of lease of Sy. No. 88/48/1 (Part).

In reply, Shri Mohd. Saleem intimated that he has already submitted the will for probate in Hon'ble High Court and same is pending on account of COVID-19 pandemic.

CEO, Cantonment Board Allahabad directed Shri Mohd. Saleem to submit the complete documents as soon as situation becomes normal for renewal of lease of Sy. No. 88/48/1 (Part) otherwise, proposal for determination of lease will be forwarded to the competent authority.

Shri Mohd. Saleem vide letter dated 31.05.2021 stated that he has already submitted the documents for renewal of lease in respect of House No. 377A comprising part of Sy. No. 88/48/1, Sadar Bazar, New Cantt, Allahabad. He also stated that the probate of unregistered will is under consideration of Hon'ble High Court but due to Corona same is pending. He also stated that he will submit the will after the completion of probate. Further, he requested for the renewal of the lease in respect of House No. 377A, Sadar Bazar, New Cantt, Allahabad.

Subject site involves unauthorized construction in authorized lease site and encroachment of 520 Sqft upon adjoining defence land comprising Sy. No 88/48 which is classified as B-4, vacant land, situated within notified civil area and placed under the management of Cantonment Board. Unauthorized construction in the authorized lease site violates Building Bye Law provision Nos. 10, 11, 12 & 35 of Allahabad Cantonment Building Bye Laws. Site does not involve change of purpose but involves sub-division.

Relevant files are placed on the Table.

Board to consider.

CBR NO. 26: As the site involves non compoundable unauthorized construction & encroachment upon adjoining defence land (Sy. No 88/48 B4 Vacant land) Board decided to forward the proposal for determination of lease in respect of site comprising Sy. No. 88/48/1, Sadar Bazar, New Cantt, Allahabad to Principal Director, Defence Estates, Central Command, Lucknow.

27. COMPASSIONATE APPOINTMENT

Reference Cantt. Board Resolution No. 5 dated 24.11.2020

A committee consisting Chief Executive Officer as Chairman, Office Superintendent as Welfare Officer & Accountant as Section Head was formed vide resolution under reference for recommending/considering the case of Compassionate appointment pending with the Board as per

instruction issued vide DOP&T O.M. No. 14014/02/2012-Estt(D) dated 16.01.2013, Ministry of Defence Policy ID No. 19(2)/2017-D(Lab) dated 09.01.2018, Policy ID No. 19(3)/2009-D(Lab) dated 22.01.2010 & 14.05.2010, Policy ID No. 19(4)/824-99/1998-D(Lab) dated 09.03.2001 & Govt. of India, Ministry of Defence, DG DE letter No. 25/67/Comp.Appt/C/DE/2013, dated 18th July 2013.

As per aforesaid policies Ministry of Defence had developed a 100 point weightage system containing various parameters/attributes to decide the most deserving cases amongst the large number of applicants. Presently the attributes on 100 point scale are:-

1. Quantum of Family Pension	-	20 Points
2. Terminal Benefits	-	10 Points
3. Monthly Income of family from other sources	-	05 Points
4. Movable/Immovable property held by the family	-	10 Points
5. Number of Dependents	-	15 Points
6. Number of Unmarried Daughters	-	15 Points
7. Number of Minor Children	-	15 Points
8. Left over service	-	10 Points

As per the practice, Compassionate Appointment is given to the highest score earner.

Procedure adopted by the Cantonment Board for Compassionate appointment:-

- a) The Cantonment Board vide letter No. Admin/Comp/2020-21/CBA/2020 /1794 dated 25.09.2020 published advertisement for Compassionate Appointment on the basis of which 22 applications were received.
- b) After the applications were received, a format as form -A was sent to all the applicants to record the necessary information and documents required for processing the Compassionate Appointment. Out of 22 only 21 applicants submitted the form for further action.
- c) Two members of the committee i.e Office Superintendent as Welfare Officer & Accountant as Section Head duly vetted the applications received vide form-A and visited the residential address of the applicants to make detailed inspection report which were duly submitted by them as Form- B.
- d) The details recorded in Form-A & Form-B were scrutinize by the Welfare Officer of the Committee who awarded points to the applicants on the basis of 100 point weightage system containing various parameters/attributes to decide the most deserving cases amongst the large number of applicants. The details of points awarded to the applicants are as follows:-

Sr No	Name of Applicant	Relationship with Employee	Name of Deceased Employees	Designation	DoB of applicant	Total points obtained
1	Rekha	Wife	Ishwar Chandra S/o Lt. Shyam Lal	S.W.	08-08-1987	79
2	Mansi Devi	Daughter	Rajendra Prashad	Blacksmith	10-02-2002	71
3	Rajan Kumar	Son	Shatrughan S/o Samai Lal	S.W.	20-04-1993	67
4	Jittu	Son	Laloo S/o Babu Lal	S.W.	10-11-1987	66
5	Rahul Kumar	Son	Ramesh S/o Ganga	S.W.	04-01-1989	63
6	Amit Kumar	Son	Ram Bharose S/o Banwari Lal	S.W.	25-05-2001	62
7	Gautam	Son	Lt. Ram Prasad S/o Bachchan	Mali	01-05-1982	61
8	Dhirendra Kumar Koushal	Son	Uma Devi D/o Mohan Lal	S.W.	04-10-1980	59
9	Shiva	Son	Jagannath S/o Ghanshyam	S.W.	14-04-1993	57
10	Manoj Kumar	Son	Hira Lal S/o Pyare Lal	S.W.	15-08-1995	56
11	Rajesh Kumar	Son	Bitania D/o Mewa Lal	S.W.	01-07-1980	51
12	Amar Kumar	Son	Bitti Devi W/o Phool Chand	S.W.	02-10-1987	51
13	Ravi Kumar	Son	Sona Devi W/o Panna Lal	S.W.	02-03-1986	49
14	Ajai Kumar	Son	Shiv Prasad S/o Munna Lal	S.W.	15-09-1983	48
15	Krishna Kumar Gaur	Son	Ram Chhabila S/o Mitthu Prasad	Hammer Man	21-12-1996	47
16	Manjeet Kumar	Son	Munni Lal S/o Nankoo	S.W.	05-12-1982	44
17	Nitika	Daughter	Hari Lal S/o Anant	Mali	22-09-1993	44

Sr No	Name of Applicant	Relationship with Employee	Name of Deceased Employees	Designation	DoB of applicant	Total points obtained
	Vishvakarma		Ram			
18	Ninna	Son	Lalla S/o Raja Ram	S.W.	08-05-1994	43
19	Jeet Kumar	Son	Kaloo S/o Sunder	Mason	05-02-1987	41
20	Mahendr Prasad	Son	Prem Chand S/o Shyam Lal	S.W.	18-05-1977	38
21	Satish Kumar	Son	Rajendra Kumar Patel	O.S.	20-05-1994	32
22	Pramod Kumar	Son	Malti Devi W/o Mishri Lal	Dai	14-01-1968	Form A & application not submitted.

The vacancy positions including sanctioned strength are furnished below:-

- a) Sanctioned post (Group C & D) : 312
b) Presently actual filled post : 176
c) The vacancy of posts as on 30.09.2020:-
Group C : 31
Group D : 105
Total : 136
d) 5% of the total vacancy posts (6.8 i.e.) : 07

The relevant documents are placed on the table.

Board may consider for further course of action.

CBR NO. 27: The Board considered and discussed the detailed report of Screening Committee. After the detailed discussion and as per instruction issued vide DOP&T O.M. No. 14014/02/2012-Estt(D) dated 16.01.2013, Ministry of Defence Policy ID No. 19(2)/2017-D(Lab) dated 09.01.2018, the Board approved the appointment of following dependents of deceased employees of the Board on Compassionate grounds:

Sr No	Name of Applicant	Age as on date of application	Category	Post on Compassionate ground
1	Smt. Rekha W/o Ishwar Chandra (S.W.)	33 Y 02 M 07 D	SC	Dai
2	Km. Mansi Devi D/o Rajendra Prashad (Blacksmith)	18 Y 08 M 09 D	SC	Mali
3	Shri Rajan Kumar S/o Shatrughan (S.W.)	27 Y 05 M 25 D	SC	Peon
4	Shri Jittu S/o Laloo (S.W.)	32 Y 11 M 07 D	SC	Mali
5	Shri Rahul Kumar S/o Ramesh (S.W.)	31 Y 09 M 13 D	SC	Safaiwala
6	Shri Amit Kumar S/o Ram Bharose (S.W.)	19 Y 04 M 26 D	SC	Safaiwala
7	Shri Gautam S/o Ram Prasad (Mali)	38 Y 02 M 14 D	SC	Mali

As per the prevalent reservation policy & Cantt Fund Servant Rules, 1937 (Rule No: 5-B(2)) following cases are to be appointed directly by the Board, as no age relaxation is involved:

Sr No	Name of Applicant	Age as on date of application	Category	Post on Compassionate ground
1	Km. Mansi Devi D/o Rajendra Prashad (Blacksmith)	18 Y 08 M 09 D	SC	Mali
2	Shri Rajan Kumar S/o Shatrughan (S.W.)	27 Y 05 M 25 D	SC	Peon
3	Shri Amit Kumar S/o Ram Bharose (S.W.)	19 Y 04 M 26 D	SC	Safaiwala

Board decided to issue appointment letter, to above 03 applicants.

Following cases are required to be referred to GOC-in-C for age relaxation, as per Govt. of India, Ministry of Defence, DG DE letter No. 25/67/Comp.Appt/C/DE/2013, dated 18th July 2013 Scheme for Compassionate Appointment in Cantonment Boards Point No: 2(B) :

Sr No	Name of Applicant	Age as on date of application	Category	Post on Compassionate ground
1	Smt. Rekha W/o Ishwar Chandra (S.W.)	33 Y 02 M 07 D	SC	Dai

Sr No	Name of Applicant	Age as on date of application	Category	Post on Compassionate ground
2	Shri Jittu S/o Laloo (S.W.)	32 Y 11 M 07 D	SC	Mali
3	Shri Rahul Kumar S/o Ramesh (S.W.)	31 Y 09 M 13 D	SC	Safaiwala
4	Shri Gautam S/o Ram Prasad (Mali)	38 Y 02 M 14 D	SC	Mali

Board decided to refer cases to GOC-in-C, Central Command, Lucknow through Principal Director, Defence Estates, Central Command, Lucknow for age relaxation.

28. IMPROVEMENT WORKS AT MACPHERSON LAKE, NEW CANTT, ALLAHABAD

Reference 137 CETF Bn (TA) 39 GR letter No. 137/3002/BC Conf/A dated 14.08.2021.

Vide letter under reference, 137 CETF Bn (TA) 39 GR requested to provide assistance in the following works:

- Establishment of solid waste management separation system at Culvert No. 01 and 02.
- Setting up of protective barrier at Culvert No. 01.
- Design and establishment of water controlling check dam/ sludge gate at Culvert No. 02.

Relevant letter is placed on the Table.

Board to consider.

CBR NO. 28: Considered & approved by the Board.

29. MANPOWER SUPPLY FOR CIVIL CONSERVANCY, CANTONMENT BOARD ALLAHABAD FY 2021-2023

E-tender for "Manpower supply for Civil Conservancy, Cantonment Board Allahabad FY 2021-2023" was invited vide Bid Number – GEM/2021/B/1429662 dated 11.08.2021 through Government E-Market Place (GeM) <http://gem.gov.in/>. Estimated cost of the work is Rs. 3,44,91,114.58/-. Following 138 bids have been received in technical bid. Technical Tender Evaluation Committee comprising of Chief Executive Officer, Office Superintendent, Sanitary Inspector and Store Keeper scrutinized tender on 29.08.2021.

Sl. No.	Name of Firm
1	Trio Security And Intelligence Private Limited
2	Isha Protectional Security Guard Private limited
3	Any Time Security Services
4	Prithvi Protective Services Private Limited
5	Garuda Security Services
6	Shakti Enterprises
7	Avm Services
8	M/S Co - Excell Hostel
9	Hindustan Hospitality Manager
10	Bharat Security Agency
11	Everest Enterprises
12	Singh Builder & Contractors
13	Urban Troop Security And Workforce Suppliers Private Limited
14	Yash Buildecon
15	M/S. Shivanji Hr Solution Private Limited
16	M J Enterprise
17	Rrb Corporate Services Pvt.Ltd.
18	Shweta Security And Management Services (Opc) Private Limited
19	Laxmi Chand And Sons
20	The Career Line
21	Q Security Services
22	Rithwik Informatics
23	Nutech Jetting Equipments India Private Limited
24	Soma Builders

Sl. No.	Name of Firm
25	Golden Security Guards
26	Day Night Facility Management Private Limited
27	Pankaj Security Services
28	Vanya Enterprises
29	Dynamic Enterprises
30	Thirumal Facilities Service
31	M/S R.K.Enterprises
32	Tiger Security And Maintenance Private Limited
33	Prayag Techno Solutions Private Limited
34	Rekha Corporation
35	Alerts Securitas Private Limited
36	Devanshi Security And Management Service(Opc) Private Limited
37	Jugal Kishore Kesharwani
38	Bharat Secure
39	Wellcare Security Force Private Limited
40	Ujjawal Common Service Centre
41	U.K.Security Services
42	Rekha Security Services
43	Venture Security & Facility Management Private Limited
44	Prime Cleaning Services
45	Bhoomi Infrastructure
46	G M Construction Co.
47	Aadhar Security & Facility Solutions Private Limited
48	Ganesh Prasad Singh
49	Kds Security Manpower Services Private Limited
50	Bigzia Management Private Limited
51	Mainwire Outsource Private Limited
52	Aryan Infotech Enterprises
53	Affinity It Solutions Private Limited
54	Power Electronic Engineers
55	Job4sure Consultant
56	M/S India Tech Info
57	Pravidhi India
58	Om Sai Ram Enterprises
59	Micky Traders
60	Manasa Laxmi Enterprises
61	Virtuous India Private Limited
62	Aiq Manpower Solutions
63	Psj Online Services Private Limited
64	Ak Enterprises
65	720degree Ultra Consultancy Llp
66	Rafakat Hussain General Contractor
67	Arbuda Security Services
68	Shiva Security Services
69	Dharmendra Singh Construction Company
70	Sainik Security And Services
71	A Square
72	Sjts International Private Limited
73	Secureshield Security Services Private Limited
74	J B Security Services
75	Baghel Security & Services Private Limited
76	Rabble Allied Services Private Limited
77	M/S B.S.Constructions
78	Ksj Dynamic Security Private Limited
79	Upstartup Services Private Limited
80	Kds International Private Limited
81	Nsbgoa Private Limited
82	Roman Seven Security Private Limited
83	Gayatri Webtech Private Limited
84	Ganpati Associates
85	R/L Construction & Commercial Services
86	Sainik Security Services
87	R S Yadav & Company
88	Darshan Security Services Private Limited
89	Ghanshyam Security Service Private Limited
90	Jai Jawalaji Security And Manpower Services Private Limited
91	Mahipal Singh
92	S.S Security Services
93	Anupam Enterprises
94	M/S. Eagle Security & Personnel Services
95	J4s Security Services Private Limited
96	Raj Informatics Construction
97	Swavlamban Security Service
98	Advance High Tech Security
99	Jsr Manpower Services
100	Miracle Space

Sl. No.	Name of Firm
101	S S Yadav
102	Arun Enterprises
103	Dpsa Services Private Limited
104	Golden Eagle Guards Private Limited
105	Vedhant Associates
106	Sigma Industrial Security Force India Private Limited
107	Secure Solutions Private Limited
108	Mausam Infotech H.R. Practice Private Limited
109	Jay Ambe Roadlines
110	Maihar Enterprises
111	Shri Durge Enterprises
112	Gravity Facility Management Solutions Private Limited
113	Cifs
114	Trw Services Llp
115	Best Security Services
116	Ss Security
117	Kanishk Enterprises
118	Dynamic Taurus Services
119	Avika Infratech And Consultant Private Limited
120	Balaji Security Services Private Limited
121	Laxmi Security (Gujarat) Private Limited
122	Dronacharya Sewa Sansthan
123	Oriental Integrated Facility Services Private Limited
124	Adismart Services Private Limited
125	Impressive Data Services Private Limited
126	Advent Infomax Private Limited
127	Infinite Telesolutions Private Limited.
128	Shubhi & Poornima Enterprises
129	Shree Gosai Enterprises
130	Miraz Facility Management Services Private Limited
131	Nexgen Manpower Services Private Limited
132	S.P.G. Industries
133	Aryan Security Service
134	Data Live Computer Technology
135	Shriviraj Security Solutions Private Limited
136	Rakshak International Security Services
137	I T World
138	Saark Consultants

After considering the documents received on line only 38 bidders qualified in the technical bids.

The financial bids of technically qualified bidders were opened on 31.08.2021 by tender (financial) evaluation Committee comprising of Chief Executive Officer, Office Superintendent, Sanitary Inspector and Store Keeper received are as under :-

Sl. No.	Name of Firm	Total Price (Rs.)	Awarded
1	S.P.G. Industries	40467038.95	L1 System Selected
2	Mainwire Outsource Private Limited	40467038.95	L1
3	Arun Enterprises	40467038.95	L1
4	Garuda Security Services	40467038.95	L1
5	Secure Solutions Private Limited	40467038.95	L1
6	Aryan Security Service	40467038.95	L1
7	Laxmi Security (Gujarat) Private Limited	40467038.95	L1
8	Shiva Security Services	40467038.95	L1
9	Oriental Integrated Facility Services Private Limited	40467038.95	L1
10	Nutech Jetting Equipments India Private Limited	40467038.95	L1
11	Dynamic Enterprises	40467038.95	L1
12	Job4sure Consultant	40467038.95	L1
13	Any Time Security Services	40467038.95	L1
14	Avika Infratech And Consultant Private Limited	40467038.95	L1
15	Pankaj Security Services	40467038.95	L1
16	Ganesh Prasad Singh	40467038.95	L1
17	M/S Co - Excell Hostel	40467038.95	L1
18	Sainik Security And Services	40467038.95	L1
19	Gravity Facility Management Solutions Private Limited	40467038.95	L1
20	Venture Security & Facility Management Private Limited	40467038.95	L1
21	Day Night Facility Management Private Limited	40467038.95	L1
22	Singh Builder & Contractors	40467038.95	L1

Sl. No.	Name of Firm	Total Price (Rs.)	Awarded
23	Best Security Services	40467038.95	L1
24	Trw Services Llp	40467038.95	L1
25	Impressive Data Services Private Limited	40467038.95	L1
26	Ksj Dynamic Security Private Limited	40467038.95	L1
27	Prime Cleaning Services	40467038.95	L1
28	R S Yadav & Company	40467038.95	L1
29	Golden Security Guards	40467038.95	L1
30	Shakti Enterprises	40467038.95	L1
31	Wellcare Security Force Private Limited	40467038.95	L1
32	Isha Protectional Security Guard Private limited	40467038.95	L1
33	Dharmendra Singh Construction Company	40467038.95	L1
34	Sainik Security Services	41320773.95	L2
35	Everest Enterprises	41580438.00	L3
36	Rabble Allied Services Private Limited	41833014.95	L4
37	Bharat Security Agency	42003761.95	L5
38	M/S. Eagle Security & Personnel Services	42686749.95	L6

The Multiple bidders quoted the lowest rates therefore GeM Select option is used to get the L1 bidders and GeM Awarded the Bid to **“S.P.G. Industries” as L1 Bidder.**

The relevant documents are placed on the table.

Board may consider for further course of action.

CBR NO. 29: Considered & approved by the Board.

30. MANPOWER SUPPLY FOR MILITARY CONSERVANCY, CANTONMENT BOARD ALLAHABAD FY 2021-2023

E-tender for “Manpower supply for Military Conservancy, Cantonment Board Allahabad FY 2021-2023” was invited vide Bid Number – GEM/2021/B/1428920 dated 11.08.2021 through Government E-Market Place (GeM) <http://gem.gov.in/>. Estimated cost of the work is Rs. 5,41,92,963.24/-. Following 130 bids have been received in technical bid. Technical Tender Evaluation Committee comprising of Chief Executive Officer, Office Superintendent, Sanitary Inspector and Store Keeper scrutinized tender on 29.08.2021.

Sl. No.	Name of Firm
1	Trio Security And Intelligence Private Limited
2	Isha Protectional Security Guard Privatelimited
3	Prithvi Protective Services Private Limited
4	Garuda Security Services
5	Shakti Enterprises
6	Vishwakarma & Co
7	Avm Services
8	M/S Co - Excell Hostel
9	Hindustan Hospitality Manager
10	A .E . Securitas
11	Everest Enterprises
12	Singh Builder & Contractors
13	Mauya Institute Of Vocational & Professional Studies
14	Urban Troop Security And Workforce Suppliers Private Limited
15	Jdvl Organisation Private Limited
16	Warriors Security And Manpower Solution Services
17	M/S. Shivanji Hr Solution Private Limited
18	Indus Services
19	Rrb Corporate Services Pvt.Ltd.
20	Shweta Security And Management Services (Opc) Private Limited
21	Orion Security Solutions Private Limited
22	Laxmi Chand And Sons
23	Samridhi Green Force Private Limited
24	Nutech Jetting Equipments India Private Limited
25	Soma Builders
26	Avisa Manpower And Technical Services
27	Day Night Facility Management Private Limited
28	Pankaj Security Services
29	Kanika Aeromatics Private Limited
30	M/S R.K.Enterprises
31	Rekha Corporation
32	Alerts Securitas Private Limited
33	Devanshi Security And Management Service(Opc) Private Limited
34	Jugal Kishore Kesharwani

Sl. No.	Name of Firm
35	M/S Shree Traders And Consultancy Services
36	Bharat Secure
37	Ujjawal Common Service Centre
38	U.K.Security Services
39	Prime Genesis Private Limited
40	Rekha Security Services
41	Venture Security & Facility Management Private Limited
42	Neeleshwar Developer Contractor And Supplier Private Limited
43	Prime Cleaning Services
44	Jai Bharat Associates
45	Royal Security & Manpower Services
46	Bhoomi Infrastructure
47	G M Construction Co.
48	Winnerswhizz.Com Private Limited
49	Aadhar Security & Facility Solutions Private Limited
50	Ganesh Prasad Singh
51	Kds Security Manpower Services Private Limited
52	Industrial Security Guard Services
53	Aryan Infotech Enterprises
54	Affinity It Solutions Private Limited
55	Power Electronic Engineers
56	Micky Traders
57	Virtuous India Private Limited
58	Aiq Manpower Solutions
59	Ak Enterprises
60	720degree Ultra Consultancy Llp
61	Arbuda Security Services
62	Dharmendra Singh Construction Company
63	Sainik Security And Services
64	World Space
65	Isrt Projects Private Limited
66	Sjts International Private Limited
67	Secureshield Security Services Private Limited
68	J B Security Services
69	Baghel Security & Services Private Limited
70	Rabble Allied Services Private Limited
71	Ksj Dynamic Security Private Limited
72	Super Sleuth Security Agency & Allied Services
73	Upstartup Services Private Limited
74	Kds International Private Limited
75	Nsbgoa Private Limited
76	Gemnik Management Services Private Limited
77	Roman Seven Security Private Limited
78	Ganpati Associates
79	Amayradh Infotech Private Limited
80	R S Yadav & Company
81	Ghanshyam Security Service Private Limited
82	Jai Jawalaji Security And Manpower Services Private Limited
83	S.S Security Services
84	Anupam Enterprises
85	Raj Informatics Construction
86	Swavlamban Security Service
87	Mahis Infotech Private Limited
88	Miracle Space
89	S S Yadav
90	Arun Enterprises
91	Dpsa Services Private Limited
92	Golden Eagle Guards Private Limited
93	Vedhant Associates
94	Sigma Industrial Security Force India Private Limited
95	Secure Solutions Private Limited
96	Mausam Infotech H.R. Practice Private Limited
97	Jay Ambe Roadlines
98	Maihar Enterprises
99	Udhas Nath Baba Services Private Limited
100	Bharat Security Services
101	Shri Durge Enterprises
102	Khagaul Loco Labourscooperative Society Limited
103	Gravity Facility Management Solutions Private Limited
104	Cifs
105	Trw Services Llp
106	Ss Security
107	Kanishk Enterprises
108	Dynamic Taurus Services
109	Avika Infratech And Consultant Private Limited
110	Balaji Security Services Private Limited

Sl. No.	Name of Firm
111	Laxmi Security (Gujarat) Private Limited
112	Dronacharya Sewa Sansthan
113	Dhiya Security Services Enterprises
114	Oriental Integrated Facility Services Private Limited
115	Adismart Services Private Limited
116	Shipra Hr Solutions Private Limited
117	Impressive Data Services Private Limited
118	Infinite Telesolutions Private Limited.
119	Shubhi & Poornima Enterprises
120	Shree Gosai Enterprises
121	Miraz Facility Management Services Private Limited
122	Nexgen Manpower Services Private Limited
123	Wiztech Services Private Limited
124	S.P.G. Industries
125	Sigma Infotech
126	Aryan Security Service
127	Shriviraj Security Solutions Private Limited
128	Rakshak International Security Services
129	I T World
130	Saark Consultants

After considering the documents received on line only 38 bidders qualified in the technical bids.

The financial bids of technically qualified bidders were opened on 31.08.2021 by tender (financial) evaluation Committee comprising of Chief Executive Officer, Office Superintendent, Sanitary Inspector and Store Keeper received are as under :-

Sl. No.	Name of Firm	Total Price (Rs.)	Awarded
1	Singh Builder & Contractors	63582430.63	L1 System Selected
2	Jai Bharat Associates	63582430.63	L1
3	Aryan Security Service	63582430.63	L1
4	M/S Co - Excell Hostel	63582430.63	L1
5	Ganesh Prasad Singh	63582430.63	L1
6	Laxmi Security (Gujarat) Private Limited	63582430.63	L1
7	S S Yadav	63582430.63	L1
8	Gemnik Management Services Private Limited	63582430.63	L1
9	Gravity Facility Management Solutions Private Limited	63582430.63	L1
10	Shakti Enterprises	63582430.63	L1
11	Garuda Security Services	63582430.63	L1
12	Isha Protectional Security Guard Privatelimited	63582430.63	L1
13	Impressive Data Services Private Limited	63582430.63	L1
14	Oriental Integrated Facility Services Private Limited	63582430.63	L1
15	Dharmendra Singh Construction Company	63582430.63	L1
16	Khagaul Loco Labourscooperative Society Limited	63582430.63	L1
17	Nutech Jetting Equipments India Private Limited	63582430.63	L1
18	Vishwakarma & Co	63582430.63	L1
19	Day Night Facility Management Private Limited	63582430.63	L1
20	Dynamic Taurus Services	63582430.63	L1
21	Shri Durge Enterprises	63582430.63	L1
22	Secure Solutions Private Limited	63582430.63	L1
23	R S Yadav & Company	63582430.63	L1
24	Pankaj Security Services	63582430.63	L1
25	Aadhar Security & Facility Solutions Private Limited	63582430.63	L1
26	Venture Security & Facility Management Private Limited	63582430.63	L1
27	Sainik Security And Services	63582430.63	L1
28	Prime Cleaning Services	63582430.63	L1
29	Arun Enterprises	63582430.63	L1
30	Avika Infratech And Consultant Private Limited	63582430.63	L1
31	S.P.G. Industries	63582430.63	L1
32	Orion Security Solutions Private Limited	65031144.24	L2
33	Rabble Allied Services Private Limited	65728673.01	L3
34	Everest Enterprises	65835985.13	L4

The Multiple bidders quoted the lowest rates therefore GeM Select option is used to get the L1 bidders and GeM Awarded the Bid to **“Singh Builder & Contractors” as L1 Bidder.**

The relevant documents are placed on the table.

Board may consider for further course of action.

CBR NO. 30: Considered & approved by the Board.

31. SOLID WASTE MANAGEMENT OF ALLAHABAD CANTONMENT

Reference: C.B.R. No. 15 dated 25.05.2021

Board vide above C.B.R. has decided to approach Nagar Nigam, Prayagraj for solid waste management of waste from Cantonment area. Accordingly a series of meetings took place between Cantonment Board, Allahabad & Nagar Nigam, Prayagraj. After a joint discussion following mechanism found appropriate convenience:-

- 1.) Cantonment Board will collect solid waste through Door to door collection from civil area, Army area, Officers Messes, cook houses & shops etc. (Approximate number of units are 5800).
- 2.) After Door to door collection all the waste in a segregated format i.e. dry & wet waste separate, shall be transported to be uploaded on compactors standing at Kydganj, Fort Cantt, Allahabad.
- 3.) 02 compactors (01 each for dry & wet waste) shall carry waste to solid waste processing plant of Nagar Nigam, Prayagraj at Baswar which is 13 kms. from Kydganj, Fort Cantt.
- 4.) Cantonment Board will pay only waste processing charges to Nagar Nigam, Prayagraj as per the prevalent rates.

For Door to door collection of solid waste Board is required to float a tender afresh.

Board to consider.

CBR NO. 31: Considered by the Board & decided to float a tender for collection of Door to door waste from all the households from civil & Army area, Officers Messes, cook houses & shops from all the 03 Cantonment pockets & transport to solid waste processing plant of Nagar Nigam, Prayagraj located at Baswar in a segregated form i.e. dry & wet waste separate in a separate containers.

SD/-
Mane Amitkumar Baburao
Chief Executive Officer/Member Secretary
Cantonment Board, Allahabad

SD/-
Brig. Ajay Pasbola, SC
President
Cantonment Board, Allahabad

31-08-2021

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OFFICE SUPERINTENDENT
CANTONMENT BOARD, ALLAHABAD