

## THE BIHAR LEGISLATIVE ASSEMBLY DEBATES.

*The 21st December 1937.*

**Proceedings of the Bihar Legislative Assembly assembled under the provisions of the Government of India Act, 1935.**

The Assembly met in the Assembly Chamber at Patna, on Tuesday the 21st December 1937, at 11 A.M., the Hon'ble the Speaker in the Chair.

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CONGRATULATION TO MR. SACHCHIDANANDA SINHA ON HIS RECEIVING THE DEGREE OF DOCTORATE FROM THE ALLAHABAD UNIVERSITY.

**The Hon'ble the SPEAKER :**

हाउस का काम शुरू करने के पहले मैं अपनी तरफ से और हाउस की तरफ से हाउस के सबसे पुराने और सम्मानित मेम्बर श्रीयुत सच्चितानन्द सिन्हा साहब को सुबारकबाद देना चाहता हूँ। इलाहाबाद यूनिवर्सिटी ने उनको Doctor of Literature की पदवी देकर उनका मान किया है। सिन्हा साहब जैसे अति योग्य पुरुष को चुनकर उसने डिग्री दी है, इससे उसके चुनाव की खूबी का भी पता चलता है। इस हाउस के एक आनरेबल मेम्बर को ऐसी उच्च डिग्री मिली है इसकी मुझे बड़ी खुशी है। मैं फिर भी सिन्हा साहब को सुबारकबाद देता हूँ।

**The Hon'ble Mr. ANUGRAH NARAYAN SINHA :**

सभापति महोदय, मैं भी गवर्नमेंट की ओर से सिन्हा साहब को सुबारकबादी देता हूँ। हमलोग इस बात की महसूस करते हैं कि इलाहाबाद यूनिवर्सिटी ने सिन्हा साहब को जो डिग्री बख्शी है उससे हमलोग अपने को सम्मानित समझते हैं। मैं भी सुबारकबादी में आपका साथ देता हूँ।

**Mr. SAIYID ALI MANZAR :** Sir, I also congratulate Mr. Sinha on the distinction that has been conferred upon him by the University of Allahabad and associate myself with all that has been said by the Hon'ble Mr. Anugrah Narayan Sinha. I also congratulate the University

(b) if the answer to clause (a) be in the affirmative, whether their attention has been drawn to the hardship caused to the people on account of the rules for granting such licenses being very rigid ;

(c) if the answer to clause (b) be in the affirmative, whether they propose to relax the said rules ?

**Mr. KRISHNA BALLABH SAHAY :** (a) Persons who possess certain qualifications are ordinarily granted licenses for rifles and smooth bores without further enquiry. Licenses are granted to others if they establish the fact that they need fire-arms and are persons who can be trusted with them.

(b) The answer is in the affirmative.

(c) The Provincial Government have not the power to alter the rules. It rests with Central Government.

#### ACQUISITION OF LAND FOR A PARK IN VILLAGE DUMBISAI, ZILA SINGHBHUM.

**186. Mr. DEVENDRA NATH SAMANTA :** Will Government be pleased to state—

(a) whether it is a fact that they propose to acquire some lands in village Dumbisai, the lakhraj mauza of Rai Sahib Dulu Manki of Dumbisai, pargana Kelbal, in the district of Singhbhum ;

(b) if the answer to clause (a) be in the affirmative, on whose initiation the proposal of acquiring these lands has been made, and the area of the lands proposed to be acquired ;

(c) whether the lands are agricultural lands ;

(d) whether the lands are proposed to be acquired for a park ;

(e) whether there is already a park in the Chaibassa town ;

(f) whether it is a fact that the Chaibassa town being small and there being poor persons there in majority, there is no necessity of any more park ;

(g) whether they are aware that there are other lands available in the town besides the lands proposed to be acquired for the purpose ;

(h) whether the major portion of the lands belongs to a poor aboriginal cultivator ;

(i) whether Government are aware that acquisition of lands will put the said cultivator to much hardship ;

(j) whether it is a fact that the said cultivator raised objection to the proposal of such acquisition ;

(k) whether it is a fact that other persons also whose lands are proposed to be acquired raised objection to the proposal of acquisition ;

(l) whether it is a fact that some of the lands proposed to be acquired have been settled with some persons by the *lakhrajdar* for building purposes prior to the proposal of acquisition ;

(m) whether Government are aware that the *lakhrajdar* would lose an annual rent of a substantial amount by this acquisition ;

(n) whether it is a fact that on previous occasions Government made acquisitions of lands in village Dumbisai from time to time ;

(o) whether it is a fact that under the previous acquisitions also the *lakhrajdar* was put to loss and hardship ;

(p) whether it is a fact that the *lakhrajdar* protested in the year 1928, against further acquisitions of lands in mauza Dumbisai ;

(q) whether it is a fact that on receipt of protest from the *lakhrajdar* the then Chief Secretary to the Government of Bihar and Orissa informed the *lakhrajdar* that he had written to the Deputy Commissioner of Singhbhum on the matter whose reply was that no land would be acquired in Dumbisai village if it could possibly be avoided ;

(r) whether it is a fact that the then Chief Secretary wrote further to the *lakhrajdar* that arrangement was being made that his protest should be placed on record in the Revenue Department so that should there be at any time a proposal to acquire further lands, this would not be sanctioned without scrutiny ;

(s) whether it is a fact that the *lakhrajdar* has contended in his objection that no further land can be acquired in his mauza ;

(t) whether they are aware that the *lakhrajdar* has also contended that there is no necessity of a " Park " for which the lands are proposed to be acquired ;

(u) whether it is a fact that the *lakhrajdar* has contended that if there is any necessity of land for a proposed park there are uncultivated lands in suitable site available in the town area for the purpose ;

(v) whether in view of the fact that the persons owning the lands as well as the *lakhrajdar* having protested against the proposal of acquisition of lands in the mauza of Dumbisai for a park the proposal of acquiring the land has been dropped ; if not why ?

**Mr. KRISHNA BALLABH SAHAY :** (a) The answer is in the affirmative, but the question whether acquisition proceedings should continue or not is under the consideration of Government.

(b) The proposal of acquiring the lands was made by the Chairman of the Chaibassa municipality. The area is 1.63 acres.

(c) and (d) The answers are in the affirmative.

(e) There is no park at present.

(f) The desirability, or otherwise, of a park at the proposed site is being further enquired into.

(g) There are other lands available, but the present acquisition is reported to be necessary in the interests of public health. The lands proposed to be acquired are contiguous to the Jubilee Tank which is a source of drinking water-supply to the town.

(h) The lands belong to an aboriginal cultivator who has 15 *bighas* of lands recorded in his name. The cultivator lives in the Kolhan, while the lands under acquisition are near the Deputy Commissioner's office buildings and within the municipality.

(i) Government are not aware of it.

(j) The answer is in the affirmative.

(k) Two other persons filed objections, but did not press them.

(l) Government have no information.

(m) All interested persons are paid adequate compensation under the Land Acquisition Act.

(n) The answer is in the affirmative.

(o) The answer is in the negative.

(p), (q) and (r). No papers could be traced about it either here or in the office of the Deputy Commissioner of Singhbhum. But facts appear to be as stated from a copy of a letter written by Mr. E. L. L. Hammond to the *lakhsrajdar* and produced by the latter before the Deputy Commissioner.

(s) The answer is in the affirmative.

(t) and (u). The answer is in the negative.

(v) The proposal has not been dropped, but the necessity, or otherwise for the acquisition of the proposed land for a park is being examined further by Government.

#### DISPOSAL OF CANE CROPS IN DHANAHA THANA IN THE DISTRICT OF CHAMPARAN.

**187. Mr. VISHWANATH SINGH :** Will Government be pleased to state—

(a) whether it is a fact that in about thirty to forty villages of the Dhanaha thana in the district of Champaran the cane crops have remained standing for the last two years because no mill has accepted the cane of the tenants of these villages ;

(b) whether it is a fact that a large number of certificate cases against the tenants of these villages have been filed by the Bettiah Estate and of the lands belonging to these tenants with cane standing on them have been sold by auction and purchased by the Bettiah Raj ;

(c) whether Government propose to take any action in the matter ?