

**GUJARAT NATIONAL LAW UNIVERSITY  
GANDHINAGAR**

Course: Land and Agricultural Laws  
Semester-IX (Batch: 2011-16)

End Semester Examination: Oct-Nov. 2015

Date: 26<sup>th</sup> October, 2015

Duration: 3 hours

Max. Marks: 50

**Instructions:**

- Read the questions properly and write the answers in the given answer book.
- The respective marks for each question are indicated in-line.
- Do not write any thing on the question paper.
- Indicate correct question numbers in front of the answers.
- No questions or clarifications can be sought during the exam period, answer as it is, giving reason, if any.
- **Bare Act is not allowed.**

**Part-A**

**Marks**

Answer any five of the following questions:

- Q.1 Check the correctness of the following statements. Correct if they are incorrect. Give your justification and legal provisions in support of your answer with reference to Right to fair compensation and transparency in Land Acquisition, Rehabilitation and Resettlement Act 2013 and Right to fair compensation and transparency in Land Acquisition, Rehabilitation and Resettlement Ordinance 2015. (4x2=08)
- (a) The applicability of this Act is very wide comparing to the previous legislation for acquisition of land.
- (b) Provisions for food security is very powerful for avoiding acquisition of agricultural land.
- (c) Acquisition of land is very difficult due to consent clause of this act.
- (d) The proposed provisions for exempting land acquisition for certain public purposes from social impact assessment is the need of the hour.
- Q.2 Explain the position of various revenue officers along with their powers under the Bombay Land Revenue Code 1897. Elucidate the important provisions pertaining to the land revenue. (08)
- Q.3 *'On account of the neglect of a landholder or disputes between a landholder and his tenants, the cultivation of the land has seriously suffered and for the purpose of improving the economic and social conditions of peasants and to ensure the full and efficient use of land for agriculture, it is expedient to assume management of estates held by landholders only in organised way'* – Critically discuss the statement with reference to the special rights and privileges available to the tenants and restrictions on use and transfer of the agricultural land in the light of the Bombay Tenancy and Agricultural Lands Act 1948. (08)
- Q.4 What is the meaning of 'Fragment' and 'Consolidation of Holdings' under the Bombay Prevention of Fragmentation and Consolidation of Holdings Act 1947? Discuss in detail the provisions relating to consolidation of holding under the Act. (08)

- Q.5 Explain in detail the criteria and procedure for establishment of Special Economic Zone under the Special Economic Zone Act 2005. Justify the special benefits available to SEZ. (08)
- Q.6 *‘The Schedule Tribes and other Traditional Forest Dwellers (Recognition of Forest Rights) Act 2006 is an important piece of legislation for recognizing and vesting the forest rights and occupation in forest land to the scheduled tribes and other traditional forest dwellers who have been residing in such forests for generations but whose rights could not be recorded’* – Discuss the benefits of this Act along with criticism. (08)
- Q.7 Explain in detail various provisions for rehabilitation and resettlement available for the displaced people under the Right to fair compensation and transparency in Land Acquisition, Rehabilitation and Resettlement Act 2013. Give your comments on the adequacy of legal framework in this regard. (08)

**Part-B**

- Q.8 Write short note on **any two** of the following: (2x3= 06)
- (a) Records of Rights under the Bombay Land Revenue Code 1897
  - (b) Provision for food security and acquisition of land
  - (c) Farmer’s rights under the Plant Varieties Act 2001
- Q.9 Answer in brief: (4x1= 04)
- (a) What is importance of tillers day?
  - (b) Who is private entity as per the Right to fair compensation and transparency in Land Acquisition, Rehabilitation and Resettlement Ordinance 2015?
  - (c) Explain duties of schedule tribes and other traditional forest dwellers in respect of the land allotted to them.
  - (d) Write details of undertaking required to be given by SEZ developer.

\*\*\*\*