

Government of West Bengal
Office of the Director of Land Records and Surveys
& Jt. Land Reforms commissioner, West Bengal.
35, Gopal Nagar Road, Alipore, Kolkata – 700027

Memo no. 17/ 864 /C/23

Dated, Alipore, the 2nd June, 2023

To

The Additional District Magistrate &
District Land & Land Reforms Officer,
Paschim Medinipur

Sub: Issue regarding guidelines in respect of Omission of অনুমতি দং
(Permissive Possession) & other possessions from remarks column.

It is fact that the right of a raiyat to transfer his holding or part thereof has been recognized under Sub-sections (1) of section 5 of WBLR Act, but the instrument of transfer must be registered. Any person noted in the 23rd column as অনুমতি দং (Permissive Possession) without having any kind of valid registered instrument does not fulfil the terms of Section 5(1) of the WBLR Act.

In case of transfer made otherwise than by registered instrument would therefore convey no title and that type of cases were recorded against the plot concerned in column of the khatian below the name of the raiyat as "Permissive Possession". In this context, the spirit of the circular, issued by

(i) This Dte. vide memo no. **27/244/C/09, dtd. 27/01/2010**

(ii) A general order of this Dte. being memo no. **57/2785-2802/C/98, dtd 16/11/1998** and

(iii) being the memo no. **XV/20(C) 8283/80, dtd. 11/11/1980**, of Settlement Officer, Malda, may be followed.

Recently reports are coming from various blocks as well as district levels that these type of entries in computerized database are creating disputes since mutations are being allowed in many occasions along with the noting of permissive possessors which contradicts the very issue of possession.

After careful consideration of the matter, it is advised that such type of applications regarding omission of entry অনুমতি দং (Permissive Possession) in 23rd column (remarks column) of the record of rights should be dealt with regard to field level reality in terms of possession and may only be omitted if such recorded possessor is not found in actual possession. But these types of cases have to be disposed of by drawing up a suitable proceeding, considering the stage of recording of the mouza. The empowered officer at the same time has to be satisfied with the fact that there prevails undisputed possession of the applicant.

The applications praying for omission of other types of possessors like জোর দং, বে-আইনি দং, বিনা অনুমতি দং having no registered conveyances or any other valid and acceptable documents are to be dealt with in the same manner.


Director of Land Records and Surveys
and Joint Land Reforms commissioner,
West bengal

Memo no. 17/ 865-886 /C/23

Dated, Alipore, the 2nd June, 2023

Copy forwarded for information and necessary action to

District Land and Land Reforms Officer (all)


Director of Land Records and Surveys
and Joint Land Reforms commissioner,
West bengal