

कुक्कुटपालन व्यवसायासाठी विविधा सवलती

✓

महाराष्ट्र शासन,

परिपत्रक :- क्रमांक-संकीर्ण-१०८७/२२३०१/सोआर-२०२/पट्टम-४

कृषि, पशुसंवर्धन, दुग्धव्यवसाय विकास व मत्स्यव्यवसाय विभाग,

मंत्रालय विस्तार, मुंबई-४०० ०३२

दिनांक :- ६ जुलै-१९८९

वाचा :- १] शासन निर्णय, महसूल व वन विभाग, क्र. एनएस-१०८८/

२७७८८/९५/ल-२, दिनांक ८ नोव्हेंबर-८८

२] महाराष्ट्र अधिनियम वित्त विभाग क्र. एसटीए-१०८७/

१९४/कर-२, दिनांक १ ऑक्टोबर-८८.

३] शासन अधिनियम, उद्योग, उर्जा व कामगार विभाग,

क्रमांक: इएलडी-१७८८/४४५२/एनआरजी-४ दिनांक १४ सप्टेंबर-

८८ व महाराष्ट्र विद्युत मंडळ याचे क्रमांक-पीआर-३[आरटी]/

३८०३९ दिनांक २८ नोव्हेंबर-८८ चे परिपत्रक.

परिपत्रक :- शोतीला जोड व्यवसाय म्हणून कुक्कुटपालन व्यवसायाकडे शेतकरी मोठ्या प्रमाणावर वळत आहेत. राज्यामध्ये कुक्कुट व्यवसायास चांगली चालना मिळण्याच्या दृष्टीने तसेच हा व्यवसाय दुर्बल घाटकातील जास्तीत जास्त लोकांनी स्वीकारावा म्हणून कुक्कुटपालन व्यवसायास खाली दिल्याप्रमाणे विविधा सोयी सवलती देण्याचा निर्णय शासनाने घेतला आहे.

१] कुक्कुटपालनासाठी वापरण्यात येणा-या जमिनीवर दिनांक ८-११-८८ पासून अकृषिक आकारणी करण्यात येऊ नये. फक्त कृषिक आकारणी करावी. [उपरोक्त क्र. १ येथील शासन निर्णय पहावा]

२] कुक्कुटपालनासाठी वापरण्यात येणारी वीज १६ पैसे प्रति युनिट या दराने उपलब्ध केली जाईल व त्यावर वीज कर माफ करण्यात येईल. हे आदेश उद्योग, उर्जा व कामगार विभागाने उपरोक्त [३] प्रमाणे [शासन निर्णय दिनांक १४ सप्टेंबर-८८] काढले असून ऑगस्ट-१९८८ पासून लागू झाले आहेत.

३] कुक्कुट छायावरील विक्रीकर १ ऑक्टोबर-१९८८ पासून रद्द करण्यात आला आहे.

४] किमान वेतन कायद्याखाली कुक्कुटपालन हा स्वतंत्र उद्योग न समजता तो "शोती" म्हणून समजण्यात येईल.

महाराष्ट्राचे राज्यपाल यांच्या आदेशानुसार व नांवाने,

[ द. मो. हारे ]

पशुसंवर्धन उपसंचालक व पदसिद्ध अवर सचिव,

कृषि, पशुसंवर्धन, दुग्धव्यवसाय विकास व मत्स्यव्यवसाय विभाग

0 JUL 1989



# महाराष्ट्र शासन राजपत्र

असाधारण  
प्राधिकृत प्रकाशन

शुक्रवार, ऑगस्ट १, १९८६/श्रावण १०, शके १९०८

स्वतंत्र संकलन म्हणून फाईल करण्यासाठी या भागाला वेगळे पृष्ठ क्रमांक दिले आहेत

## भाग चार

महाराष्ट्र विधानमंडळाचे अधिनियम व राज्यपालांनी प्रस्थापित केलेले अध्यादेश व केलेले विनियम

अनुक्रमणिका

MAHARASHTRA ACT No. XXXII OF 1986.—An Act further to amend the Maharashtra Land Revenue Code, 1966

PAGES

200-203

The following Act of the Maharashtra Legislature, having been assented to by the Governor on the 28th July 1986, is hereby published for general information.

D. N. CHAUDHARI,

Secretary to the Government of Maharashtra,  
Law and Judiciary Department.

### MAHARASHTRA ACT No. XXXII OF 1986.

(First published, after having received the assent of the Governor, in the "Maharashtra Government Gazette" on the 1st August 1986.)

An Act further to amend the Maharashtra Land Revenue Code, 1966.

WHEREAS it is expedient further to amend the Maharashtra Land Revenue Mah. Code, 1966, for the purposes hereinafter appearing; It is hereby enacted in the XLI of Thirty-seventh Year of the Republic of India as follows:—

- (1) This Act may be called the Maharashtra Land Revenue Code (Amendment) Act, 1986.
- (2) It shall come into force on such date as the State Government may, by notification in the Official Gazette, appoint. ie 1-12-86

Short title and commencement.

Amendment  
of section  
41 of Mah.  
XLI of 1966.

2. Section 41 of the Maharashtra Land Revenue Code, 1966 (hereinafter referred to as "the principal Act"), shall be renumbered as sub-section (1) thereof, and,—

Mah.  
XLI  
of  
1966.

(a) in sub-section (1) as so renumbered—

(i) for the words "A holder of any land" the words "Subject to the provisions of this section, a holder of any land" shall be substituted;

(ii) for the word "buildings" the word "building" shall be substituted;

(b) after sub-section (1) as so renumbered, the following sub-sections shall be added, namely :—

"(2) From the date of commencement of the Maharashtra Land Revenue Code (Amendment) Act, 1986 (hereinafter in this section referred to as "such commencement date"), before erection of any farm building or carrying out any work of renewal of, re-construction of, alterations in, or additions to, any such farm building, or any farm building erected before such commencement date, on any land which is situated,—

Mah.  
XXX-  
II of  
1986.

(a) within the limits of—

(i) the Municipal Corporation of Greater Bombay,

(ii) the Corporation of the City of Pune,

(iii) the Corporation of the City of Nagpur,

and the area within eight kilometres from the periphery of the limits of each of these corporations;

(b) within the limits of any other municipal corporation constituted under any law for the time-being in force and the area within five kilometres from the periphery of the limits of each such municipal corporation;

(c) within the limits of the 'A' Class municipal councils and the area within three kilometres from the periphery of the limits of each such municipal council;

✓ (d) within the limits of the 'B' and 'C' Class municipal councils; or

✓ (e) within the area covered by the Regional Plan, town planning scheme, or proposals for the development of land (within the notified area) or (an area designated as) the site of the new town, whether each of these being in draft or final, prepared, sanctioned or approved under the Maharashtra Regional and Town Planning Act, 1966;

Mah.  
XXX-  
VII of  
1966.

the holder or any other person referred to in sub-section (1), as the case may be, shall, notwithstanding anything contained in sub-clauses (d) and (e) of clause (14) of section 2, make an application, in the prescribed form, to the Collector for permission to erect such farm building or to carry out any such work of renewal, re-construction, alterations or additions as aforesaid.

(3) The Collector may, subject to the provisions of sub-section (4) and such terms and conditions as may be prescribed, grant such permission for erection of one or more farm buildings having a plinth area not exceeding the limits specified below :—

(i) if the area of the agricultural holding on which one or more farm buildings are proposed to be erected exceeds 0.4 hectares but does not exceed 0.6 hectares, the plinth area of all such buildings shall not exceed 150 square metres ; and

(ii) if the area of the agricultural holding on which one or more farm buildings are proposed to be erected is more than 0.6 hectares, the plinth area of all such buildings shall not exceed one-fortieth area of that agricultural holding or 400 square metres, whichever is less ;

Provided that, if one or more farm buildings proposed to be erected are to be used, either fully or in part, for the residence of members of the family, servants or tenants of the holder, the plinth area of such building or buildings proposed to be used for residential purpose shall not exceed 150 square metres, irrespective of the fact that the area of the agricultural holding on which such building or buildings are proposed to be erected exceeds 0.6 hectares.

(4) The Collector shall not grant such permission—

(a) (i) if the area of the agricultural holding on which such building is proposed to be erected is less than 0.4 hectares;

(ii) if the height of such building from its plinth level exceeds 5 metres and the building consists of more than one floor, that is to say, more than ground floor;

(iii) for erection of more than one farm building for each of the purposes referred to in clause (9) of section 2;

(b) if any such work of erection involves renewal or re-construction or alterations or additions to an existing farm building beyond the maximum limit of the plinth area specified in sub-section (3) or beyond the limit of the height of 5 metres from the plinth level and a ground floor.

*Explanation.*—For the purposes of sub-sections (3) and (4), if only one farm building is proposed to be erected on an agricultural holding, “plinth area” means the plinth area of that building, and if more than one farm buildings are proposed to be erected on an agricultural holding, “plinth area” means the aggregate of the plinth area of all such buildings.

(5) Where an agricultural holding is situated within the limits of any municipal corporation or municipal council constituted under any law for the time being in force, the provisions of such law or of any rules or bye-laws made thereunder, or of the Development Control Rules made under the provisions of the Maharashtra Regional and Town Planning Act, 1966, or any rules made by the State or Central Government in respect of regulating the building and control lines for different portions of National or State highways or major or other district roads or village roads shall, save as otherwise provided in this section, apply or continue to apply to any farm building or buildings to be erected thereon or to any work of renewal or reconstruction or alterations or additions to be carried out to the existing farm building or buildings thereon, as they apply to the building permissions granted or regulated by or under such law or Development Control Rules or rules in respect of regulating the building and control lines of highways or roads.

(6) Any land used for the erection of a farm building or for carrying out any work of renewal, re-construction, alterations or additions to a farm building as aforesaid in contravention of the provisions of this section shall be deemed to have been used for non-agricultural purpose and the holder or, as the case may be, any person referred to in sub-section (1) making such use of land shall be liable to the penalties or damages specified in section 43 or 45 or 46, as the case may be.”

3. In section 47 of the principal Act, including in the marginal note, for the word and figures “section 42” the word and figures “section 41, 42” shall be substituted.

Amendment of section 47 of Mah. XLI of 1966.

Amendment  
of section  
328 of  
Mah. XLI  
of 1966.

4. In section 328 of the principal Act, in sub-section (2), after clause (xiv), the following clause shall be inserted, namely:—

“(xiv-a) under section 41, the form of application for permission for erection of a farm building or carrying out the work of renewal, re-construction, alterations or additions; and the terms and conditions subject to which such permission may be granted by the Collector;”.



# महाराष्ट्र शासन राजपत्र

असाधारण  
प्राधिकृत प्रकाशन

बुधवार, जानेवारी २८, १९८७/माघ ८, शके १९०८

स्वतंत्र संकलन म्हणून फाईल करण्यासाठी या आगाला वेगळे पृष्ठ क्रमांक दिले आहेत

## भाग चार-ब

महाराष्ट्र शासनाने महाराष्ट्र अधिनियमान्वये तयार केलेले (भाग एक, एक-अ आणि एक-ल यांमध्ये प्रसिद्ध केलेले नियम व आदेश यांव्यतिरिक्त) नियम व आदेश

महसूल व वन विभाग

मंत्रालय, मुंबई ४०० ०३२, दिनांक १४ नोव्हेंबर १९८६

महाराष्ट्र जमीन महसूल अधिनियम, १९६६.

क्रमांक एनएपी. ३४८३/८१९६/सीआर ६४४/ल-२.—महाराष्ट्र जमीन महसूल अधिनियम (सुधारणा) अधिनियम, १९८६ (१९८६ चा महाराष्ट्र बत्तीस) याचे कलम १, पोट-कलम (२) याद्वारे प्रदान केलेल्या अधिकारांचा वापर करून महाराष्ट्र शासन याद्वारे उक्त अधिनियम अंमलात येईल ती तारीख म्हणून १ डिसेंबर १९८६ ही तारीख निश्चित करित आहे.

महाराष्ट्राचे राज्यपाल यांचे आदेशानुसार व नावाने,

शं. गो. वराडकर,

शासनाचे उप सचिव.

(यथार्थ अनुवाद)

न. व. पाटील,

भाषा संचालक,

महाराष्ट्र राज्य.



# महाराष्ट्र शासन राजपत्र

असाधारण

प्राधिकृत प्रकाशन

बुधवार, जुलै १२, १९८९/आषाढ २१, शके १९११

स्वतंत्र संकलन म्हणून काढील करण्यासाठी या भागाला वेगळे पृष्ठ क्रमांक दिले आहेत

## भाग चार-ब

महाराष्ट्र शासनाने महाराष्ट्र अधिनियमांमध्ये तयार केलेले (भाग एक, एक-अ आणि एक-ल) यांमध्ये प्रसिद्ध केलेले नियम व आदेश यांब्यतिरिक्त) नियम व आदेश

### REVENUE AND FORESTS DEPARTMENT

Mantralaya, Bombay 400 032, dated the 12th July 1989

MAHARASHTRA LAND REVENUE CODE, 1966.

No. NAP. 1087/38663(1199)-L.2.—In exercise of the powers conferred by sub-section (1) and clause (xiv-a) of sub-section (2) of section 328, read with section 41 of the Maharashtra Land Revenue Code, 1966 (Mah. XLI of 1966) and of all other powers enabling it in that behalf, the Government of Maharashtra hereby makes the following rules, the same having been published previously as required by sub-section (1) of section 329 of the Code, namely :—

### RULES

1. *Short title.*—These rules may be called the Maharashtra Land Revenue Farm Building (erection, renewal, reconstruction, alterations, additions, etc.) Rules, 1989.

2. *Definition.*—In these rules, unless the context require otherwise,—

(a) "Code" means the Maharashtra Land Revenue Code, 1966 ;

(b) "Section" means a section of the Code ;

(c) "Planning Authority" means a Planning Authority as defined in the Maharashtra Regional and Town Planning Act, 1966 ;

(d) "construction" means erection of farm building or carrying out the work of renewal, reconstruction, alterations or additions in farm building.



3. *Form of application for permission under section 41(2).*—Every application under sub-section (2) of section 41 of the Code for erection of any farm building or carrying out any work of renewal of, reconstruction of, alterations in or additions to, any such farm building, or any farm building erected before the commencement of the Maharashtra Land Revenue Code (Amendment) Act, 1986 (Mah. XXXII of 1986) shall be made in the Form A appended hereto.

4. *Procedure to be followed by Collector on receipt of application under section 41(2).*—(1) The Collector on receipt of the said application,—

(a) shall acknowledge the receipt of the application within seven days ;

(b) may return the application if it is not made by the holder or as the case may be, by any other person referred to in sub-section (1) of section 41 of the Code, or if the application is not made in accordance with the form prescribed ;

(c) may, after due enquiry, either grant the permission on such terms and conditions as laid down in rule 5 or refuse the permission applied for, after recording in writing the reasons for refusal.

(2) If the Collector fails to inform the applicant of his decision within ninety days from the date of acknowledgement of the application or from the date of receipt of application if the applications is not acknowledged, or where an application has been duly returned for the purpose mentioned in clause (b), then within ninety days from the date on which it is again presented duly complied with, the permission applied for shall be deemed to have been granted subject to the conditions provided in rule 5.

5. *Conditions on which permission under section 41(2) may be granted.*—The Collector after consulting the Planning Authority and such other authority, as the State Government may, from time to time direct, shall grant permission for erection of any farm building or carrying out any work of renewal of, reconstruction of, alteration in, or additions to, any farm building subject to the provisions of any law for the time being in force and to the following other conditions, namely :—

(a) the grant of permission shall be subject to the provisions of sub-sections (3) and (4) of section 41 of the Code and Rules made thereunder ;

(b) the farm building shall not be used for purposes other than those provided in sub-section (9) of section 2 of the Code ;

(c) the applicant shall commence the construction within six months from the date of grant of permission by the Collector in that behalf, failing which, unless the said period is extended by the Collector, from time to time, the permission granted shall be deemed to have been lapsed ;

(d) the applicant shall continue to pay the agricultural assessment :



(c) any other reasonable conditions which the Collector may deem fit to impose regard being had to sanctioned use of land on which farm building is proposed to be erected or any work of renewal, reconstruction, alterations or additions to the farm building is proposed to be carried out.

6. *Application of the Maharashtra Land Revenue (Conversion of use of land and Non-Agricultural Assessment) Rules, 1969.*—In the cases falling under sub-section (6) of section 41 of the Code, the provision of the Maharashtra Land Revenue (Conversion of Use of Land and Non-Agricultural Assessment) Rules, 1969, shall apply and they shall be dealt with in accordance with the provisions made therein.

7. *Maintenance of record of permissions granted under section 41(2) of the Code.*—Record of permissions granted under sub-section (2) of section 41 of the Code shall be maintained in Form 'B' appended hereto, at village, Tahsil, and District levels in which the land in respect of which permission is granted is situated.

FORM "A"

(See rule 3)

*Form of application under sub-section (2) of section 41 of Maharashtra Land Revenue Code, 1966.*

To

The Collector of  
The Sub-Divisional Officer,  
The Tahsildar.

Sir,

I ..... residing  
at ..... Taluka ..... in .....  
District hereby apply for permission to use the land described below to  
erect a farm building, to carry out the work of renewal/reconstruction/  
alterations/additions to the existing farm building.

2. I annex to this application :—

- (a) A certified copy of record of rights in respect of the land as it existed at the time of application.
- (b) a certified copy of the Holding Sheet (V. F. VIII-A).
- (c) Written consent of the tenant/superior holder/occupant.
- (d) Sketch or lay-out of the site in question (in triplicate) showing the location of the proposed building for which permission is sought and the nearest roads or means of access.

3. I also furnish the following information :—

- (1) Name of the Applicant ...
- (2) Full Postal Address ...
- (3) Occupation. ...
- (4) Village, Taluka and District where the land is situated. ...
- (5) Sr. No, Hissa No. and Area and Assessment/Rent of the land. ...
- (6) Area of the site out of (5) above proposed to be used for a farm building (Area in Sq. Mtrs.) ...
- (7) Whether the applicant is superior holder of the alienated land or occupant Class I, Class II or a tenant or a Government lessee.
- (8) Present use of the land and whether any building exists thereon and if so its use and are thereunder in square metre. ...
- (9) Whether the land is situated or included :—
  - (a) In Municipal Corporation Area of Greater Bombay, Pune, Nagpur and within area of 8 kms. from the periphery of the limits of such Municipal Corporation.
  - (b) In the limits of any other Municipal Corporation and the area within 5 kms. from the periphery of the limits of such Municipal Corporation.
  - (c) In the limits of the 'A' Class Municipal Councils and the area within 3 kms. from the periphery of the limits of such Municipal Councils.
  - (d) In the limits of the 'B' and 'C' Class Municipal Councils.
  - (e) Within the area covered by the Regional Plan, Town Planning Scheme or proposal for the Development of the land (within the notified area) or (An area designated as) site

or New town whether each of these being in draft or final, prepared, sanctioned or approved under Maharashtra Regional and Town Planning Act, 1966.

- (f) In or near a cantonment area.
- (g) Near Airport or a Railway line or Railway station or Jail or prison or local public office or cremation or burial ground. If so, its approximate distance therefrom.
- (10) Whether electrical high transmission lines pass over the land if so, what is the distance thereof from the proposed building.
- (11) Is the land under acquisition, so, state details.
- (12) Is there a road from whether land is easily accessible? State the name of the road and whether it is highway ....., Major District Road or Village Road, what is the distance of the proposed building from the centre of the Road.
- (13) If there is no road adjoining the land how is it proposed to provide for access to the site?
- (14) Was a similar application made in the past for farm building and was it rejected. If yes, why?

I solemnly affirm that the information given above is true to the best of my knowledge and belief.

Place :

Date :

Signature of the Applicant.

(To be filled in by Revenue Officer)

Date of receipt of the application .....

Stamp of the Officer.

Signature and Designation of the Receiver.

# FORM 'B'

(See rule 7)

Form of Register of Farm Building(s)

Village : .....

Taluka : .....

District : .....

Serial No.	Name of the holder	Area of total holding of the holder	Description of land in which permission of farm building is applied for	Area for which permission is granted	Authority (Number and date of permission granted)	Entry Number in village Form II-A	Remarks
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
		H. Ares	Survey No.	Area			

By order and in the name of the Governor of Maharashtra,

R. G. VARTAK

Under Secretary to Government.

३८४ महाराष्ट्र शासन राज्यपाल, असा., जिल्हा १२, १९८९/आवाज २१, खो. १९११

[भा. भा. भा.]