

**PROCEEDINGS OF THE ORDINARY MEETING OF THE VARIED BOARD OF
DALHOUSIE CANTONMENT HELD ON 25TH FEBRUARY, 2023 AT 1230
HOURS AT THE OFFICE OF THE CANTT BOARD, DALHOUSIE**

Members Present :

Brig Dipendra Singh, Stn Cdr : **President**
Mrs. Mabel Christian, CEO : **Member-Secretary**

Member Absent :


Shri Vinod Mahajan : **Nominated Member**


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AGENDA No. 01 : OATH OR AFFIRMATION BY PCB:

As per Section 17 of the Cantonments Act, 2006, the new Station Commander who will also be the President of the Cantonment Board, is required to take oath or affirmation of his allegiance to the Constitution of India, before taking his seat.

RESOLUTION No.1: Brig Dipendra Singh, Stn Cdr, Dalhousie & Bakloh, took oath or affirmation of his allegiance to the Constitution of India as required under Section 17 of the Cantonments Act, 2006 and assumed the charge of President, Cantonment Board, Dalhousie, before resorting to transacting the business of the Board.


Member Secretary & CEO
Cantonment Board, Dalhousie
(Mabel Christian)


President
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(Brig. Dipendra Singh)

**AGENDA No. 02 : MONTHLY ACCOUNTS OF CANTT FUND FOR THE
MONTHS OF DECEMBER, 2022 & JANUARY, 2023:**

To read, consider and approve the Statement of Income and Expenditure of Dalhousie Cantt Fund for the month of December, 2022 & January, 2023. Summary of the accounts is given below:-

DECEMBER, 2022

Opening balance as on 01-12-2022	-	<u>Rs. 3,36,774.13</u>
Receipt during the month	-	<u>Rs. 1,29,38,393.98</u>
Total	-	<u>Rs. 1,32,75,168.11</u>
Expenditure during the month	-	<u>Rs. 74,54,385.00</u>
Balance at the close of the month	-	<u>Rs. 58,20,783.11</u>

JANUARY, 2023

Opening balance as on 01-01-2023	-	<u>Rs. 58,20,783.11</u>
Receipt during the month	-	<u>Rs. 13,52,366.30</u>
Total	-	<u>Rs. 71,73,149.41</u>
Expenditure during the month	-	<u>Rs. 27,35,346.00</u>
Balance at the close of the month	-	<u>Rs. 44,37,803.41</u>

In this connection, account details of Income and Expenditure along with cash book is placed on the table.

RESOLUTION No.2: Considered and approved the monthly accounts of Dalhousie Cantt Fund for the months of December, 2022 & January, 2023.


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AGENDA No. 03: EXTENSION OF VARIED BOARDS OF 56 CANTT BOARDS :

Reference CBR No 53 dated 21.02.2022 and CBR No. 02 dated 23rd August 2022. To read note and consider the Ministry of Defense Gazette notification vide SRO No1(E) dated 6th February, 2023 where in under clause (b) of sub section (1) and sub section 4 of section 13 of the Cantonment Act, 2006 (41 of 2006), the Central Government has made a declaration to extend the period of varying of the constitution of Cantonment Boards with effect from 11th February, 2023 for a period of six months or till such time the said Boards are constituted under Section 12 of the said Act, whichever is earliest.

Relevant Gazette Notification SRO-1(E) dated 06.02.2023 is placed on the table.

RESOLUTION No.3: Considered and noted the extension of the Varied Board of Dalhousie Cantonment for a further period of six months w.e.f. 11.02.2023.


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AGENDA NO. 04 : ORDINARY ELECTIONS OF CANTONMENT BOARDS :


Reference PDDE WC letter No.10/GEN/Election-020/Cantt/DE/WC/RMS-31844 dated 20.02.2023 & even no. dated 21.02.2023

The Board may note the above letters of PDDE WC Chandigarh, along with Central Government Gazette Notification SRO No.3(E) dated 17.02.2023, in which the Central Government has directed to conduct Ordinary Elections to 57 Cantonment Boards on 30.04.2023 as per the provisions of Cantonment Electoral Rules, 2007 (CER).

Further, the Board may approve use of EVMs in the forthcoming Elections as required under Rule 26 of the Cantonment Electoral Rolls . Relevant papers are placed on table.

RESOLUTION No.4: Considered and approved the use of EVMs in the forthcoming Ordinary Elections of Dalhousie Cantonment Board as required under Rule 26 of the Cantonment Electoral Rules, 2007.


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**AGENDA No. 05: APPROVAL OF ELECTION PROGRAMME OF THE
ORDINARY ELECTIONS OF CANTONMENT BOARD,
DALHOUSIE :**

Reference DGDE letter No.76/38/Ordinary Election/C/DE/2023
dated 21.02.2023.


The Central Government vide Gazette Notification SRO No.3(E) dated 17.02.2023, has directed to conduct Ordinary Elections to 57 Cantonment Boards on 30.04.2023 as per the provisions of Cantonment Electoral Rules, 2007 (CER) and in exercise of the powers conferred vide Section 15(1) of the Cantonment Act, 2006.

As per the directions of the above referred DGDE letter, the draft Election Programme of the Ordinary Elections is to be approved by the Cantonment Board Dalhousie. Accordingly draft Election Programme has been drawn up and placed on the table for approval of the Board.

Relevant papers are placed on table.

RESOLUTION No.5: Considered and approved.


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**AGENDA NO. 06 : TRANSFER OF 98 PENSIONERS OF KHASVOL CANTONMENT
TO CANTT BOARD, DALHOUSIE OR BAKLOH :**

Reference PDDE WC Chandigarh letter No.1004/4/Gram Panchayat/DE/RMS-31665/56 dated 19.01.2023 regarding excision of civil areas from the limits of Khasvol Cantonment.

To read, consider and comply with the directions issued by the PDDE WC Chandigarh to the CEO Dalhousie vide the above letter to comply with the directions issued by Government of Defence, Ministry of Defence , Sena Bhawan, New Delhi vide para (iii) of letter No.19(101)/2010-D(Q&C) dated 19.01.2023 regarding transfer of 98 existing pensioners of Cantonment Board Khas Yol to Cantonment Board, Dalhousie OR Bakloh .

The 98 pensioners of Khasvol would be served by Cantonment Board, Dalhousie or Bakloh and the DGDE would provide additional Grant-in-aid to the concerned Board for serving these pensioners.

The matter is placed before the Cantonment Board for a decision. Relevant papers are placed on table.

RESOLUTION No.6: Considered and approved the transfer of 98 pensioners of Khas Yol Cantt and they will be served by Dalhousie Cantonment Board. The PCB stated that since the Cantonment Board Dalhousie is a deficit Cantonment already dependent heavily on Grants-in-aid, the DGDE is requested for timely release of additional grant specially for the 98 pensioners transferred from Khasyol to Dalhousie Cantonment. Only on receipt of additional grant, the Cantonment Board Dalhousie would be able to provide service to the 98 pensioners.


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AGENDA No. 07: **EXTENSION OF CONTRACT PERIOD OF TOLL TAX**
BARRIER SITUATED AT BANIKHET:

Reference PDDE WC letter No.30/Taxes-Non Taxes/Cantt/DE/WC/Vol-II/RMS-3116 dated 14.6.2022 forwarding DGDE letter No.53/50/Gen/VET & No.VET/C/DE/2022 dated 14.06.2022.

The Board may note that as per the directions of DGDE/PDDE WC received vide the above letters, this Board has submitted proposal for discontinuation of Toll Tax . However until receipt of Gazette Notification for discontinuation of toll Tax, the Board had considered extension of the present contract. The present contract has already been extended twice.

The Board vide CBR No, 4 dated 20.7.2022 had resolved to extend the Toll Tax contract upto 16.1.2023 or till receipt of Gazette Notification , whichever is earlier. However, since the Gazette Notification has not yet been received and to avoid financial loss to the Board, the Board may consider extension of the present Toll tax contract, on the old terms & conditions of the agreement, upto 31.03.2023 or till receipt of the Gazette Notification, whichever is earlier.

Relevant papers are placed on table.


OFFICE NOTE

This Board has already extended the present Toll Tax contract twice by 03 monthly periods, first w.e.f 17-07-2022 to 16-10-2022 vide CBR No. 4 dated 20.07.2022 and again upto 16-01-2023 vide CBR No. 02 dated 05.12.2022. Directions were already issued by the DG DE New Delhi Cantt letter No. 53/50/Gen/VET and VEF/C/DE /2022 dated 26-08-2022 along with letter No. 53/50/Gen/VET and VEF/C/DE/2022 dated 30-08-2022 to forward proposals for discontinuation of Toll Tax collection. The proposal to the above effect has already been forwarded to higher authority for publication of Gazette Notification as the discontinuance would be required to be done by publication of Gazette Notification. Till such time the Gazette Notification for discontinuation is received, the Board may consider extension of the existing Toll Tax contract to avoid financial loss to the Board.

Hence, the Board may consider extending the period of Toll Tax contract upto 31-03-2023 or till receipt of Gazette Notification whichever is earlier. The current extended period expired on 16-01-2023.

RESOLUTION No.7: Considered and approved.


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AGENDA NO. 08 : MUTATION OF PROPERTIES :

Sr. No	Property No.	Sy.No. & Classification of Property & Area	Name of Present HOR as per latest GLR	Name of owner(s) after mutation	Instrument of Mutation (Sale, Gift, Inheritance etc)	Whether Statutory notice issued calling for objections with No. and date. No.of objections received	Report of CE regarding UAC/encroachment
1	Shop No. 119 & upper storey	88/57 Cantt Code Lease Form B (Perpetual) 284.750 sq.ft Lease rent Re.1.00 per annum	Sardar Ishar Singh and Bros	Smt. Parvesh Kaur D/O (late) Sh. Ishar Singh, Sh. Gurcharan Singh S/O (late) Sh. Ishar Singh, Sh. Gurjeet Singh (late) Sh. Ishar Singh, Sh. Bhupinder Singh S/O (late) Sh. Ishar Singh, Sh. Bhagat Singh S/O Late Sh. Ram Singh Sh. Tarlok Singh S/O Late Sh. Ram Singh Sh. Harl Singh S/O Late Sh. Ram Singh Sh. Mohinder Singh S/O Late Sh. Ram Singh	As per legal heir certificate of Shri Isher Singh & incorporation of names as per Sale deed of 26.4.1967	No. CBD-5/2/ dated 29-12-2022 published in local newspaper on 30-12-2022	No UAC/ Encroachment exists on the site/adjoining Govt land as per report of CE dated 21.02.2023
2	House No. 108, 109, 110 & Shop Nos.120, 121, 122 & 123 and Upper storeys	88/58 Cantt Code Lease Form 'B' (Perpetual) 2428.00 sq.ft. Lease rent Rs.6.50 per annum	Sardar Ishar Singh and Bros	Smt. Parvesh Kaur D/O (late) Sh. Ishar Singh, Sh. Gurcharan Singh S/O (late) Sh. Ishar Singh, Sh. Gurjeet Singh (late) Sh. Ishar Singh, Sh. Bhupinder Singh S/O (late) Sh. Ishar Singh, Sh. Bhagat Singh S/O Late Sh. Ram Singh Sh. Tarlok Singh S/O Late Sh. Ram Singh Sh. Harl Singh S/O Late Sh. Ram Singh Sh. Mohinder Singh S/O Late Sh. Ram Singh	As per legal heir certificate of Shri Isher Singh & incorporation of names of brothers as per Sale deed of 26.4.1967	No. CBD-5/2/ dated 29-12-2022 published in local newspaper on 30-12-2022 also locally.	No UAC/ Encroachment exists on the site/adjoining Govt land as per report of CE dated 21.02.2023

Agenda No.8 contd....

Office Note :

The property bearing Sy.No.88/57 admeasuring 284.750 was initially granted as an indefinite lease on 21.5.1919 in Cantt Code 1912 Form 'B' to Shri Saligram Khanna S/o Shri Damodar Dass for construction of building at a lease rent of Re.1/- per annum. The property was later transferred in the name of Shri Dyan Chand Khanna through inheritance.

Similarly, the property bearing Sy.No.88/58 admeasuring 2428.00 sq.ft was initially granted as indefinite or perpetual lease on 23.11.1918 to Shri Dewki Chand Khanna S/o Shri Lalla Damodar Dass for construction of building at a lease rent of Rs.6.50 per annum . The property was later transferred in the name of Shri Dyan Chand Khanna through inheritance.

On 26.04.1967, Shri Dhyan Chand Khanna has sold both the above properties bearing Sy.No.88/57 and 88/58 through sale deed for Rs.7,000/- in the name of Sardar Isher Singh and his brothers Bhagat Singh, Tarlok Singh, Hari Singh and Mohinder Singh, sons of (late) Sardar Ram Singh. The properties bearing Sy.No.88/57 & 88/58 were mutated in the name of Shri Ishar Singh and brothers vide CBR No.50 dated 15.07.1967.

However, it is observed that the entry in GLR has been made in the name of Sardar Isher Singh and brothers perhaps for convenience sake, and the individual names of the brothers as per sale deed has not been mentioned in the GLR.

Sardar Isher Singh expired on 28.12.2012 . His 4 legal heirs have applied for transfer of his share of property in their names . However, if the names of the legal heir are incorporated, the term 'and brothers' would also have to be replaced with the names of the brothers. Hence, all the names have been mentioned as transferees.

One objection was received from Shri Gurvinder Singh, Dalhousie, to the public notice stating that Sardar Isher Singh is not the son of Ram Singh. However, since the property is not inherited by Sardar Isher Singh from his father, the objection has no binding on property purchased by Sardar Isher Singh and co-purchasers.


There is no unauthorized construction or encroachment on the site/adjoining Govt land in the above case as per the report of the Cantt Engineer. Hence, the mutation is placed before the Board for sanction.

RESOLUTION No.8: Considered and approved the mutation of properties bearing GLR Sy.No.88/57 & 88/58 without prejudice to civil rights, in the following names :

- (1) Smt. Parvesh Kaur D/O (late) Sh. Ishar Singh
- (2) Shri Gurcharan Singh S/O (late) Sh Ishar Singh
- (3) Shri Gurjeet Singh (late) Sh Ishar Singh
- (4) Shri Bhupinder Singh S/o (late) Sh. Ishar Singh
- (5) Shri Bhagat Singh S/O (Late) Sh. Ram Singh
- (6) Shri Tarlok Singh S/O (Late) Sh. Ram Singh
- (7) Shri Hari Singh S/O (Late) Sh. Ram Singh
- (8) Shri Mohinder Singh S/O (Late) Sh. Ram Singh

However, the transferees have to obtain the prior approval of the competent authorities for any construction purposes.


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AGENDA No.09: **DRAFT SOLID WASTE MANAGEMENT BYE-LAWS OF DALHOUSIE CANTONMENT BOARD**

Reference CBR No. 04 dated 28-02-2020.

The Solid Waste Management Bye-Laws of Dalhousie Cantonment were published in public domain for inviting objections and suggestions as per the instructions of PDDE, WC issued vide letter No. 2 / बायलास / एसडब्ल्यूएम / रस / पक / आरएमएस 30450/32 dated 03.08.2022 & DG DE Delhi Cantt letter No. 76/38/Rules/ MSW Rules/C/DE/17/Vol-II dated 01.08.2022, to refer bye-laws of Delhi Cantonment Board and suitably amend their draft bye-laws of Solid Waste Management especially with regard to the language and terminology as per instructions laid down under relevant chapter - notification of administrative instructions Cantonment Laws Vol-II by Sh. J.P. Mittal and put the same in public domain for inviting objections and suggestions as per the instructions.

Accordingly, objections and suggestions were invited by Cantt Board Dalhousie from the general public vide Public Notice No. CBD/13/1/PCB/2022-23 dated 21st September, 2022, within 15 days from issue of public notice.

OFFICE NOTE:

Since no objections/suggestions have been received from the public within stipulated period , the Bye Laws as amended in English and Hindi is to be forwarded to the Directorate, Defence Estates, Western Command for onward submission to DGDE, New Delhi for gazette publication, after approval by the Cantonment Board.

Relevant file is placed on the table.

RESOLUTION No.9: Considered and approved.



Member Secretary & CEO
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