

Howrah Improvement Act, 1956

Section 64 - (1) The Board may, for the purpose of the sewage disposal scheme

1956.XLV 011956.1 (6) calling upon the owner for the time-being, by written notice, to remove the same within a time (not being less than sixty days from the date of the service of the notice) to be specified in the said notice. (10) If the Chairman does not, within thirty days from the receipt of an application submitted under sub-section (8), grant or refuse the permission applied for thereunder, such permission shall be deemed to have been granted. (11) If the Chairman refuses permission to any person to erect, re-erect or add to any wall or building as aforesaid which falls- (i) within the street alignment of a projected public street, or within a projected public park, or (ii) between the street alignment and the building line of a projected public street, the owner of the land on which it was sought to erect, re-erect or add to such wall or building, may call upon the Board, at any time, within three months from the date of such refusal either- (a) to pay him compensation for any damage sustained by him in consequence of such refusal, or (b) to acquire so much of his land as falls within the street alignment, or between the street alignment and the building line or within the park or space, as the case may be: and the Board shall thereupon- in case (a), make full compensation to the said owner for any damage which he may be found to have sustained in consequence of such refusal, and in case (b), forthwith take steps to acquire the said land: Provided that, in the case of such land as falls within the street alignment only, it shall be optional with the Board to acquire the same in lieu of paying compensation therefor. (12) An appeal shall lie to the Board from any refusal by the Chairman to grant an application under this section. Board may (may refer to in sub-section (1) of section 33, make plans for the proposed schemes for future extension of the sewage disposal site showing by reference to the cadastral map, [... survey map or otherwise, the location, area, extent and configuration of the site, ... disposal site. the lands not immediately required for sewage treatment and disposal but likely to be so required in future. (2) The lands referred to in sub-section (1) may fall wholly within the municipal limits of Howrah or partly within and partly without such limits as the Board may think fit. The Howrah Improvement Act, 1956. [West Ben. Act (3) When the Board make a plan of a proposed extension of the sewage disposal site the provisions of sub-sections (2) to (6) of section 63 shall as far as practicable apply. (4) When the State Government sanctions or without modification a proposed extension of the sewage disposal site it shall announce the fact by notification. The publication of such notification shall be conclusive evidence that the plan has been duly made and sanctioned and the proposed extension of the sewage disposal site to which such notification refers shall be deemed to be a projected sewage disposal site. (5) No new building or wall shall be erected or any existing building re-erected or added to on any land within the projected sewage disposal site but the owner of the land on which it was sought to erect, re-erect or add to the building or wall may call upon the Board at any time either- (a) to pay him compensation, or (b) to acquire so much of his land as falls within the projected sewage disposal site, and the Board shall thereupon- in case (a), pay reasonable compensation to the owner, and in case (b), forthwith take steps to acquire the land. Visting in the toivral