

*The A & N Islands*  
*(Procedure for Communication*  
*& Service of demand notice for recovery of*  
*dues of the Gram Panchayats, Panchayat*  
*Samitis & the Zilla Parishad)*  
*Rules, 2002*



THE ANDAMAN AND NICOBAR ISLANDS  
PANCHAYATS

(PROCEDURE FOR COMMUNICATION &  
SERVICE OF DEMAND NOTICE FOR  
RECOVERY OF DUES OF THE GRAM  
PANCHAYATS, PANCHAYAT SAMITIS &  
THE ZILLA PARISHAD)

RULES, 2002





असाधारण  
EXTRAORDINARY  
प्राधिकार से प्रकाशित  
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ANDAMAN AND NICOBAR ADMINISTRATION  
SECRETARIAT

NOTIFICATION

Port Blair, dated the 24<sup>th</sup> April, 2002

No. 92/2002/F.No. 3-27/97-PR. – Whereas the draft Andaman and Nicobar Islands (Procedure for Communication and Service of Demand Notice for recovery of dues of the Gram Panchayats, Panchayat Samitis and the Zilla Parishad) Rules, 1998 were published in the Official Gazette as required under sub-section (1) of section 202 of the Andaman and Nicobar Islands (Panchayats) Regulation, 1994 (No.1 of 1994) inviting suggestions/objections from the general public;

And whereas no specific suggestions or objections acceptable to the Administrator has been received in the matter;

Now, therefore, in exercise of the powers conferred under section 202 read with section 41,132 & 174 of the said Regulation, I, Shri N.N.Jha, Lieutenant Governor, Andaman and Nicobar Islands hereby make the following Rules with immediate effect :

THE ANDAMAN AND NICOBAR ISLANDS (PROCEDURE FOR COMMUNICATION AND SERVICE OF DEMAND NOTICE FOR RECOVERY OF DUES OF THE GRAM PANCHAYATS, PANCHAYAT SAMITIS AND THE ZILLA PARISHAD) RULES, 2002.

**1. Short title, extent and commencement :-**

- (i) These Rules may be called the Andaman and Nicobar Islands (Procedure for Communication and Service of Demand Notice for Recovery of Dues of the Gram Panchayat, Panchayat Samitis and the Zilla Parishad) Rules, 2002.
- (ii) They shall extend to the whole of the Union Territory of Andaman and Nicobar Islands except the areas included in the Municipality under the provisions of the Andaman and Nicobar Islands (Municipal Boards) Regulation, 1957 and the areas notified before the commencement of the Andaman and Nicobar Islands (Panchayats) Regulation, 1994 (No. 1 of 1994) as reserved areas under sub-section (1) of section 3 of the Andaman and Nicobar Islands (Protection of Aboriginal Tribes) Regulation, 1956 (No. 3 of 1956).

**2. Definitions :-** In these Rules unless the context otherwise requires -

- a) "Form" means a form appended to these Rules;
- b) "Secretary" means the Secretary of Gram Panchayat;
- c) "Executive Officer" means the Executive Officer of a Panchayat Samiti;
- d) "Chief Executive Officer" means the Chief Executive Officer of the Zilla Parishad; and
- e) All other words, expressions and phrases use in these Rules and not defined herein, but defined in the Andaman and Nicobar Islands (Panchayats) Regulation, 1994 (No.1 of 1994) shall have the meaning respectively assigned to them in that Regulation.

**3. Notice of demand :-** The notice of demand under sub-section (1) of section 41, sub-section (1) of section 132 and sub-section (1) of section 41, sub-section (2) of section 132 and sub-section (2) of section 174 of the Regulation, shall be in Form I, II and III respectively.

**4. Procedure for communication and service of demand notice :—**

The communication and service of every demand notice under sub-section (2) of section 174 of the Regulation shall be effected or caused to be effected –

- a) by the Secretary, the Executive Officer, or the Chief Executive Officer, as the case may be, by giving or tendering such notice to the person to whom it is addressed; or
- b) if such person is not found at his known address, by leaving the demand notice at his last place of abode, if such place is situated within the limits of the jurisdiction of the Officer communicating or service the notice, or by giving or tendering such notice to some adult member or relative of his family;
- c) if such person does not reside within the jurisdiction of the Officer communicating such notice and his address elsewhere is also not known to such officer, then by forwarding the demand notice to such person to his known address by registered post with acknowledgement due in a cover bearing his such known address; or
- d) if none of the means as aforesaid is available, then by causing the demand notice to be affixed in the presence of an independent witness, on some conspicuous part of the residential building where such person is known to have last resided in the gram. The signature of such witness shall also be obtained by the person affixing the demand notice in token of such witness having witnessed such affixation. In such a case, the demand notice shall also be published in a widely circulated newspaper, if any, published from a place within the jurisdiction of the officer communicating and serving or causing the communication or service of such demand notice.

**FORM – I**  
[See rule 3]

..... Gram Panchayat      Dated .....

**NOTICE OF DEMAND**

To

Shri/Smti/Kumar  
S/o/W/o/D/o  
Resident of Gram.....

WHEREAS a sum of Rs..... (Rupees ..... only) detailed particulars of which are given below, is due from and payable by you to this Gram Panchayat as on ..... and as such, you are legally liable to pay the same to this Gram Panchayat forthwith.

NOW, THEREFORE, take notice that you are hereby demanded to pay or remit to this Gram Panchayat the said sum of Rs. .... (Rupees..... only) within a period of thirty days from the date of this notice, failing which this Gram Panchayat shall be constrained to recover the same from you as an arrears of land revenue in the same manner as provided for in sub-section (3) of section 41 of the Andaman and Nicobar Islands (Panchayats) Regulation, 1994 (No. 1 of 1994).

Dated this ..... Day of ..... 19..... Detailed particulars of the outstanding dues. .

Secretary  
..... Gram Panchayat.

FORM – II  
[See rule 3]

..... Panchayat Samiti Dated .....

NOTICE OF DEMAND

To

Shri/Smti/Kumar  
S/o/W/o/D/o  
Resident of Gram.....

WHEREAS a sum of Rs..... (Rupees ..... only) detailed particulars of which are given below, is due from and payable by you to this Panchayat Samiti as on ..... and as such, you are legally liable to pay the same to this Panchayat Samiti forthwith.

NOW, THEREFORE, take notice that you are hereby demanded to pay or remit to this Panchayat Samiti the said sum of Rs..... (Rupees..... only) within a period of thirty days from the date of this notice, failing which this Panchayat Samiti shall be constrained to recover the same from you as an arrears of land revenue in the same manner as provided for in sub-section (3) of section 132 of the Andaman and Nicobar Islands (Panchayats) Regulation, 1994 (No. 1 of 1994).

Dated this ..... Day of ..... 19..... Detailed particulars of the outstanding dues.

..... Executive Officer  
..... Panchayat Samiti.

FORM – III  
[See rule 3]

Zilla Parishad  
Andaman and Nicobar Islands  
Port Blair.

Dated : .....

To

Shri/Smti/Kumar  
S/o/W/o/D/o  
Resident of Gram.....

WHEREAS a sum of Rs..... (Rupees ..... only) detailed particulars of which are given below, is due from and payable by you to this Zilla Parishad as on ..... and as such, you are legally liable to pay the same to this Zilla Parishad forthwith.

NOW, THEREFORE, take notice that you are hereby demanded to pay or remit to this Zilla Parishad the said sum of Rs. .... (Rupees..... only) within a period of thirty days from the date of this notice, failing which this Zilla Parishad shall be constrained to recover the same from you as an arrears of land revenue in the same manner as provided for in sub-section (3) of section 174 of the Andaman and Nicobar Islands (Panchayats) Regulation, 1994 (No. 1 of 1994).

Dated this ..... Day of ..... 19..... Detailed particulars of the outstanding dues.

Chief Executive Officer  
Zilla Parishad  
Andaman and Nicobar Islands.

Sd/-  
(N.N.Jha)  
Lieutenant Governor  
Andaman and Nicobar Islands.

By order and in the name of the Lieutenant Governor,

Sd/-  
Assistant Secretary (Panchayats)  
Andaman and Nicobar Administration.

