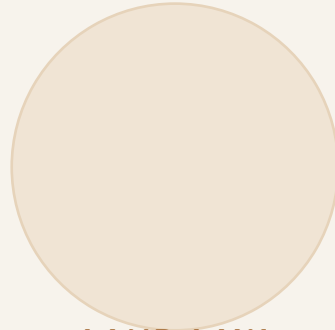




LAND LAW

UNIT – IV

PTCL 1978 and Karnataka Land Reforms 1961

ROADMAP

Twenty slides in this unit

1. PTCL Act 1978

2. PTCL process

3. PTCL in answers

4. Land Reforms Act 1961

5. Who is a tenant

6. Ceiling

7. Who may buy agricultural land

8. Alienation bars after occupancy

9. Fragmentation and consolidation

10. Tribunal issues

11. Crossing 2013 Act

12. Problem A

13. Problem B

14. Penal side

15. Pack

16. Revision

17. Revision

18. Cases

19. Takeaways

20. Close

PTCL Act 1978

Prohibits transfer of certain SC/ST granted lands and restores them.

Granted land

Assignment with a non-alienation condition.

Transfer void

If hit by the Act.

s.5

Restoration to grantee or heir.

Purchaser

Usually loses possession.

PTCL process

Assistant Commissioner inquires; appeal; writ.

Proof

Grant order + caste.

Limitation

Case-law has swung – write the latest binding view.

Heirs

Can apply.

Conversion later

Does not automatically wash the taint.

PTCL in answers

Section first, then limitation controversy, then restoration as the usual relief.

Void not merely voidable

Statutory language.

Equity of buyer

Weak; sometimes price directions.

Possession

Restore.

Criminal clauses

Exist beside civil voidness.

Land Reforms Act 1961

Land to the tiller: occupancy for tenants, ceilings, limits on who may hold agricultural land.

s.45 occupancy

Tenant becomes occupant on terms.

Tribunal

1970s–80s fact-finder; writs still live.

Social aim

Abolish intermediaries.

Amendments

Some bars later loosened – state current law.

Who is a tenant

Lease versus licence versus farm labour is the Tribunal question.

Personal cultivation

Landlord defence.

RTC tenant column

Evidence not destiny.

Receipts / electoral rolls

Typical proof.

Collusion

Fraud on Tribunal.

Ceiling

Family holding above the ceiling; surplus vests and is distributed.

Family unit

As defined.

Exemptions

Plantations and listed categories.

False returns

Penalty.

Allottees of surplus

A new class of holders.

Who may buy agricultural land

Historic agriculturist-only culture; companies often use conversion + KIADB instead.

Current text

Quote the latest Karnataka amendment you are taught.

Breach

Invalid transfer risk.

Non-resident

Watch the section.

Pair with PTCL

If the seller was a grantee.

Alienation bars after occupancy

Lock-in and permission requirements may survive.

Registered sale

Can still be void.

Mutation

Does not cure.

PTCL overlay

Granted SC/ST land.

Permission

Where the section still needs it.

Fragmentation and consolidation

Stop uneconomic splinters; consolidate compact blocks.

Inheritance

Keeps splitting land.

Co-op farming

Policy tool.

Syllabus word

Even if practice is thin.

Planning

Different from revenue fragmentation.

Tribunal issues

Delay, missing records, capture, multiple RTCs.

Notice to owner

Natural justice.

Review / writ

HC supervision.

Fraud

Collusive occupancy.

Delay in challenge

Laches versus nullity.

Crossing 2013 Act

Acquiring tenanted or PTCL land: who is paid, who consents, who is restored.

PTCL restoree

Takes the award if restored first.

Occupancy tenant

Apportionment.

Ceiling surplus

Already with the State.

Grant conditions

Compensation answers.

Problem A

1979 SC grant; 1992 sale; 2018 heir files s.5.

Is it granted land?

Document.

Is 1978 Act attracted?

Yes if condition / statute hits.

Limitation

Latest SC.

Relief

Restore.

Problem B

1975 tenancy; landlord says coolie; occupancy 1983; writ 2020.

Who is tenant

Facts.

Delay

Laches / nullity.

Civil suit

Parallel title.

RTC

Support.

Penal side

False statements and forbidden transfers can be offences.

Not only civil

Prosecution clauses.

Forged grant

Both tracks.

Trespass

BNS overlay after restoration.

Injunction against s.5

Hard.

Pack

PTCL ss.3–5; Reforms occupancy, ceiling, transfer bars, Tribunal.

Always ask

Granted SC/ST land?

Always ask

Pre-reform tenant?

Always ask

Ceiling / non-agriculturist buyer?

Local

Do not quote another State's ceiling number.

CASES

Landmark authorities

PTCL restoration SC line

Void transfer + limitation – latest view.

Tribunal jurisdiction

Who is a tenant.

Ceiling exemption

Plantations etc.

Occupancy vs title

What the tenant got.

Fraud on Tribunal

Review.

Grant resumption

Beside PTCL.

Key takeaways

- 01** PTCL voids forbidden sales of SC/ST granted land and restores.
- 02** Land Reforms: occupancy, ceiling, transfer bars.
- 03** Land Tribunal found the tenant-facts of the 1970s.
- 04** A registered deed can still be void.
- 05** Check grant + tenancy + ceiling on every Karnataka file.
- 06** Acquisition and mutation do not automatically clean these taints.

End of UNIT – IV

LAND LAW