

7110  
No. JND 2663/183009-A1,  
Revenue & Forests Department,  
Sachivalaya, Bombay-32,  
Dated: 7th September, 1970.

Subject: Lands : Bombay : Suburban District.  
Survey No. 14 and S.No. 249.  
Chembur,  
Grant of to Chembur Education Society.

MEMORANDUM

The undersigned presents compliments to the Additional Collector Bombay Suburban District and with reference to his letter No: C/LND- 2283, dated 18th April 1970, on the above subject, is directed to approve his proposal to allow the Chembur Education Society to mortgage the land to the Bank of India as security for loan propose to be obtained by the Society from the Bank for construct~~ion~~ of extension of building on the plot, subject to the following terms and conditions :-

- i) that the entire loan will be utilised for construct~~ion~~ of extension of the educational building only and for no other purpose.
- ii) that in the event of mortgage sale for realisation of mortgage debt, the Government will be entitled to half the amount of unearned income from the said land. The decision of the Additional Collector, Bombay Suburban District as regards the amount of unearned income shall be final.
- iii) Notwith standing anything contained in clause (ii) above, written permission of Government will have to be obtained before the sale or executing a conveyance or other document of transfer in favour of the Purchaser after furnishing the name and address of purchaser as also the amount of sale price and other particulars necessary for ascertaining the share of Government in the unearned income referred to in clause (ii) above.
- iv) This permission granted for the mortgage of aforesaid land is limited to this transaction of mortgage and fresh previous permissions will have to be obtained in any further or other alienation.
- v) In the case of (ii) above after the sale, the land shall continue to be used for the purpose for which it has been leased to the Society.

No.C/LID- A - 2283  
Addl. Collector's Office, D.S.D.  
Old Custom House Yard, Fort,  
Bombay-1. Dt. 29.12. Sept. 1970.

Sub:- Lands Bombay Suburban District - Chamber -  
S.No.14 and 149 pt. - Grant of  
Chamber Educational Society -

Ref:- 1) This office file No. LIDA-2283,

ii) Govt. Memorandum R. & F.D.'s No. LID-2663/  
18380-4I dated 7-9-1970.

**: ORDER :**

The Collector, Bombay Suburban District is pleased to allow the Chamber Educational Society, Chamber to mortgage the land to the Bank of India as security for loan proposed to be obtained by the Society from the Bank for the construction of extension of building on the plot subject to the following terms and conditions:

- i) that the entire loan will be utilised for the construction of the extension of the educational building only and for no other purpose.
- ii) that in the event of mortgage sale for realisation of mortgage debt, the Government will be entitled to half the amount of unearned income from the said land. The decision of the Additional Collector, D.S.D. as regards the amount of unearned income shall be final.
- iii) Notwithstanding anything contained in clause (ii) above, within permission of Government it will have to be obtained before the sale and executing a conveyance or other document of transfer in favour of the purchaser after furnishing the name and address of purchaser as also the amount of sale price and other particulars necessary for ascertaining the share of Government in the unearned income referred to in clause (ii) above.
- iv) that this permission granted for the mortgage of the aforesaid land is limited to this transaction of mortgage only and fresh previous permission will have to be obtained in any further or other alienation.
- v) In the case of (ii) above after the sale the land shall continue to be used for the purpose for which it has been leased to the Society.
- vi) that the Society shall obtain an undertaking from the Bank and submit to this office and Government in Revenue and Forests Department to the effect that the provisions of the agreement executed by the Society with Government shall not be affected in any manner by the proposed mortgage and will be enforceable at all times irrespective of the mortgage.

Collector of Bombay and  
Bombay Suburban District.

To  
Shri K.A. Karambelkar,  
General Secretary,  
Chamber Educational Society,  
Chamber, Bombay-71.