

IN THE COURT OF THE SUB-DIVISIONAL MAGISTRATE, BERHAMPUR - GANJAM

M.C. NO : 180/2024 U/S 163 B.N.S.S.

Pakanati Sarath Kumar, aged about 31 years

S/o: PV Someswar Rao

Resident of Ramlingam Tank Road,

Berhampur, PS:B.Town, Dist- Ganjam

Presently residing at 23-18-34/2

Lalitanagar 3rd Street,

Rajamahendry, East Godabari

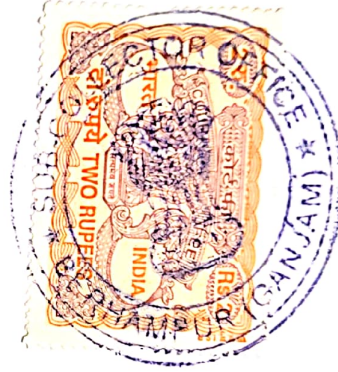
Andhra Pradesh-533105

..... Petitioner

Versus

1. K. Adinarayana Reedy. Aged 52 years
S/o K. Simadri Reedy.
2. K. Dharmaraju Reedy. Aged 50 years
S/o K. Simadri Reedy.
3. K. Krishnamurthy Reedy. Aged 50 years
S/o K. Simadri Reedy.
4. K. Krushnamurthy Reedy. Aged 49 years
S/o K. Enkeya Reedy.
5. K. Sanmukha Reedy. Aged 45 years,
S/o K. Enkaya.
6. K. Venkateshwar Reedy, Aged 48 years
S/o K. Enkaya.
7. K. Dalaya Reedy. Aged 50 years
S/o K. Simaya Reedy.
8. K. Krushnamurthy Reedy. Aged 47 years
S/o K. Araya.
9. K. Kairaya Reedy. Aged 54 years
S/o Simaya Reedy.
10. P. Dileswar Reedy, Aged 46 years
S/o P. Gangaya Reedy.
11. CH. Puneya Reedy. Aged 51 years
S/o Papaya Reedy.
12. A. Jagannath Reedy. Aged 75 years
S/o A. Kamaya Reedy.
13. CH. Mahalachmi Reedy. Aged 43 years
W/o CH. Uma Reedy.
14. A. Narsihmlu Reedy. Aged 49 years
S/o A. Khetriya Reedy.
15. CH. Dalaya Reedy. Aged 40 years
S/o Ch. Dandasi Reedy.
16. K. Krushnamurthy Reedy. Aged 49 years
S/o K. Enkaya Reedy.
17. K. Kammama Reedy. Aged 62 years
S/o K. Parsaya Reedy.
18. K. Loknath Reedy. Aged 44 years
S/o K. Dandasi Reedy.
19. K. Lachmaya Reedy. Aged 38 years
S/o K. Parsaya Reedy.
20. Kali Loknath Reedy. Aged 43 years
S/o Dashrath Reedy.
21. K.S. Prasad Reedy. Aged 38 years
S/o K. Dashrath Reedy.
22. A. Srinibash Reedy. Aged 35 years
S/o A. Narshimlu Reedy.

All above residents of Vill: Sanochandanabada
PS: Golanthara, Dist: Ganjam



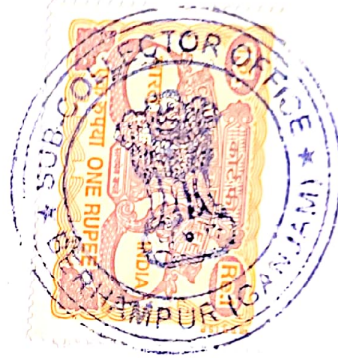
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23. K. Sanmukh Reedy. Aged 55 years
S/o K. Simadri Reedy.
24. K. Fairaya Reedy. Aged 52 years
S/o Gureya Reedy.
25. CH. Uma Reedy. Aged 53 years
S/o Simaya Reedy.
26. CH. Narshimla Reedy. Aged 66 years
S/o Lachmaya Reedy.
27. Rajendra Raoul. Aged 66 years
S/o Umakanta Raulo.
28. K. Lachmaya Reedy. Aged 53 years
S/o Jagaya Reedy.
29. K. Papaya Reedy. Aged 44 years,
S/o K. Jagaya Reedy.
30. K. Papaya Reedy. Aged 54 years
S/o K. Guraya Reedy.
31. K. Kurmaya Reedy. Aged 48 year
S/o K. Guraya Reedy.
32. K. Harichandra Reedy. Aged 53 years
S/o Apaya Reedy.
33. U. Paparao Reedy. Aged 44 years,
S/o U. Harry Reedy.
34. CH. Balram Reedy. Aged 51 years
S/o Simaya Reedy.
35. B. Kamaya Reedy. Aged 63 years,
S/o B. Enkaya Reedy.
36. B. Mohan Reedy. Aged 45 years
S/o B. Kamaya Reedy.
37. K. Puneya Reedy. Aged 49 years,
S/o K. Apaya Reedy.
38. K. Naraidu Reedy. Aged 49 years
S/o K. Sarathi Reedy.
39. CH. Raghunath Reedy. Aged 49 years
S/o CH. Ramastami Reedy.
40. K. Dasrathi Reedy. Aged 67 years,
S/o K. Apaya Reed
41. K. Tataya Reedy. Aged 51 years
S/o K. Apaya Reedy.
- All above residents of Vill: Badochandanaabada**
PS: Golanthara, Dist: Ganjam
42. CH. Jagamma Reedy. Aged 52 years
S/o CH. Simaya Reedy.
43. CH. Dandasi Reedy. Aged 57 years
S/o CH. Simaya Reedy.
44. CH. Sanyasi Reedy. Aged 55 years
S/o Simaya Reedy.
45. K. Laxmaya Reedy. Aged 55 years
S/o Mirammana Reedy.
46. K. Damodar Reedy. Aged 50 years
S/o K. Sarathi Reedy.
47. U. Sai Reedy. Aged 50 years
S/o U. Lovaya Reedy.
- All above residents of Vill: Dayanidhipentho**
PS: Golanthara, Dist: Ganjam



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..... 2nd Party Members

LAND SCHEDULE

The land situated under jurisdiction of S.R.O, Chikiti under Tahasil :Chikiti PS:Golanthara,

Dist:Ganjam.

Sl. No.	Mouza	Khata No.	Plot No.	Extent
1.	Chandanabada	67	46	Ac.2.300
2.	Chandanabada	67	50	Ac.0.363
3.	Chandanabada	67	52	Ac.1.860
4.	Chandanabada	67	53	Ac.2.240
5.	Chandanabada	67	57	Ac.2.950
6.	Chandanabada	67	75	Ac.2.448
7.	Chandanabada	67	65	Ac.1.645
8.	Chandanabada	67	81	Ac.0.093
9.	Chandanabada	67	82	Ac.0.230
10.	Chandanabada	67	84	Ac.1.088
11.	Chandanabada	67	61/540	Ac.0.510
12.	Chandanabada	67	310	Ac.0.327
13.	Chandanabada	67	371	Ac.1.300
14.	Chandanabada	67	319	Ac.3.925
15.	Chandanabada	67	89	Ac.0.660
16.	Chandanabada	67	90	Ac.3.345
17.	Chandanabada	67	261	Ac.0.995
18.	Chandanabada	67	269	Ac.0.090
19.	Chandanabada	67	289	Ac.5.300
20.	Chandanabada	67	292	Ac.1.460
21.	Chandanabada	67	294	Ac.0.140
22.	Chandanabada	67	295	Ac.0.150
23.	Chandanabada	67	316	Ac.10.365
24.	Chandanabada	67	296	Ac.0.079
25.	Chandanabada	67	299	Ac.0.740
26.	Chandanabada	67	300	Ac.3.450
27.	Chandanabada	67	301	Ac.0.685
28.	Chandanabada	67	302	Ac.1.075
29.	Chandanabada	67	314	Ac.0.220
30.	Chandanabada	67	333	Ac.0.120
31.	Chandanabada	67	340	Ac.10.000
32.	Chandanabada	67	318	Ac.1.820
33.	Chandanabada	67	351	Ac.0.790
34.	Chandanabada	67	352	Ac.0.270
35.	Chandanabada	67	51	Ac.0.495
36.	Chandanabada	67	315	Ac.0.073
37.	Chandanabada	67	54	Ac.0.255
38.	Chandanabada	67	293	Ac.0.170
39.	Chandanabada	67	267	Ac.0.078
40.	Chandanabada	67	360	Ac.0.107
41.	Chandanabada	67	361	Ac.0.323
42.	Chandanabada	67	489/619	Ac.0.600



CONTINUATION OF ORDER SHEET
(See Para 207(1) of Orissa Records Manual 1964)

Order and Initials of the Magistrate
M.C.No.180/2024 U/S 163 B.N.S.S



CONTINUED
(See Para 207(1))

M.C.No.180/2024 U/S 163 B

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Date of order

02.07.2024

Heard. It appears to me from the submission of the petitioner, that, there is dispute between the parties pertaining to the scheduled land.

Issue Notice to the Opposite party members through the IIC Golonthara P.S.to appear before this court on dt:19.07.2024 at 3.00 P.M.in person or through an authorized agent for filing of show cause why they are creating breach of peace in the locality pertaining to the scheduled land.

The Tahasildar Chikiti is directed to submit a field enquiry report, present position(whether there is any unauthorized encroachment over the scheduled land as per petition of the petitioner) of the scheduled land and the IIC Golonthara P.S. is directed to submit report regarding prevalence of breach of peace in the locality, between the parties, pertaining to the scheduled land and if there is any untoward situation then the IIC is directed to take steps as per law to maintain law and order situation on the spot.

Perused the petition U/S 144 Cr.P.C. filed by the petitioner, Pakanati Sara Kumar, aged about 31 years S/o: PV Someswar Rao of Ramlingam Tank Road, Berhampur, PS:B. Town, Dist- Ganjam, Presently residing at 23-18-34/2,Lalitanagar 3rd Street, Rajamahendry, East Godabari, Andhra Pradesh-533105 against the opposite party members 1.Smt.Indira Ratha aged about 74 Years W/o:Late Sadasiva Ratha and 2 (two) others all are resident of Bada Bazar Street, Po:Podamari, PS:Pattapur, Tahasil:Sanakhemundi, District:Ganjam and another as above.

Advocate Sri Mrutyunjaya Maharana and others filed Vakalatnama for the petitioner.

The gist of the case as submitted by the petitioner is that, the scheduled land stands recorded in the name of Sri Satyanarayan Mahaprabhu, Bije Berhampur Marfat-Pakanati Jagannath Rao S/o:Pakanati Krishnamurty Rao, the Grandfather of first Party situates in village/Mouza Chandanabada under Tahasil:Chikiti, PS:Golonthara, Dist: Ganjam

The contention of the petitioner is that, the petitioner is the son of one P.V. Someswar Rao who is the son of Pakanati Jagannath Rao, PV Someswar Rao died on 05.02.2024 at Capital Hospital, Bhubaneswar, leaving behind his wife Pakanati Satya Kumari and his only son the petitioner who are the owner being inherited the above said suit land from his father after his death and enjoying the property having right, title, interest with continuous peaceful possession over the same. The father of PV Someswar Rao died on 30.10.1991. Thereafter the present 1st Party managing and looking after the properties of SriSatyanarayan Mahaprabhu, Bije Berhampur. The petitioner residing at 23-18-34/2, Lalitanagar 3rd Street, Rajamahendry, East Godabari, Andhra Pradesh-533105 with his family and taking the advantage of his absence, the 2nd party member trying to trespass the scheduled land. The petitioner further submits that, the Opposite Party Members are rank outsiders without having right title and interest, they are forcefully trying to enter into the scheduled land and create mischief and also tried to cultivate the paddy field of the 1st Party forcefully without his knowledge, when the petitioner objected to the 2nd

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CONTINUATION OF ORDER SHEET
(See Para 207(1) of Orissa Records Manual 1964)

M.C.No.180/2024 U/S 163 B.N.S.S

Order and Initials of the Magistrate

Note of action
taken on order

party Members this type of activities the 2nd party told that they will take the life of the Petitioner. The Opposite Party Members tried to enter into the scheduled land of petitioner on 01.05.2024 at about 9.00 A.M.but due to timely intervention of the local people, they could not able to succeed their illegal work. the Opposite parties threatened the petitioners that they will make bloodshed and also threatened them with dire consequences.

So the petitioner prays this court to pass exparte order U/S 163 of B.N.S.S. act restraining the Opposite Party Members from entering into the scheduled land.

LAND SCHEDULE

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(See Para 207(1) of Orissa Records Manual 1964)

Date of order	Order and Initials of the Magistrate	Note of action taken on order
7.01.2025	M.C No. 180/2024 U/S 163 B.N.S.S	
This case is posted today. Perused the petition filed by the 1st party, it is averred in the petition that the 1st party is the son of one P.V. Someswara Rao who died on 05.02.2024. After his death he is in possession of the suit property and managing the same. He alleged that the 2nd party member have no right over the suit land attempt to trespass upon the same. Therefore, he filed the petition. The ROR filed by the 1st party reveals that the land bearing Khata no. 67 of Mouza- Chandanbada, Tahasildar Chikiti stands record in the name of Sri Satya Narayan Mahaprabhu Bije Brahmapur Marfat Pakanati Jagannath Rao. No document is filed to show that the 1st party is the trustee of the deity. Being noticed the 2nd party member appeared and filed their counter and claimed their right over the land by way of purchase. It is trite law that a person who claims ownership over any property should establish his right. The 1st party has not produced any document to show that he is the owner of the land. No breach of peace is noticed. Hence the proceeding is dropped. Close the case and consign the case record to the record room after observing all formalities as per procedure. Pronounced the order in the open court on this 7th January 2025. (Typed to my Dict. and corrected by me)		
Sub Divisional Magistrate Berhampur Total No of words..... Total No of Errors..... Copied by..		

CERTIFIED TO THE TRUE COPY

Section Officer

SUB-COLLECTOR'S OFFICE, BERHAMPUR
DATE 21/4/26
AUTHORISED UNDER SECTION 79
OF ACT-I OF 1879



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21-4-26

C.A. No.	501/26	
DATE	15-4-26	
COPIES FOR	Rs.	P.
Applics - for copy	3	0
Searc - Fee		
Extra Fee		
Author		
Number	2	0
Papers		
Folios		
Copy		
Number of	6	0
TOTAL Rs.	11	0
(In Words Rs.)		

eleven rupees only

Officer in Charge
Record Room
Sub-Collector Office, Berhampur

21/04/26