

DECREE IN O.P.

COURT OF THE 1 ADDITIONAL DISTRICT JUDGE, RANGAREDDY DISTRICT
AT L.B.NAGAR, HYDERABAD.

PRESENT: SRI N. JAGANNADIA RAO, B.Sc., B.L.,
ADDL. DISTRICT JUDGE: R.R.DIST.

DATED THIS THE 27TH DAY OF JULY, 2004.

O.P.No. 827 of 2000

Between:-

V.Narasimha Rao,
rep. by his GPA Holder,
M.Venkata Rama Rao s/o Venkata Narasimha Rao,
aged 58 years, occ: Agriculture,
r/o.H.No.2-90, Mallapur village, Uppal Mandal,
Rangareddy District.

..Claimant.

And

The Land Acquisition Officer,
HMWSSB, Khairathabad,
Hyderabad.

..Respondent.

CLAIM: Reference U/s. Land Acquisition Act with regard to the
acquisition of land of 0-32 guntas in Sy.No.4/3 in
Uppal Mandal of Mallapur village, and an award in
file.No.D/2/19/98, dt.4-6-1999.

Claim petition presented on: 6-9-2000

Claim petition numbered on: 18-8-2000

This petition coming on this day before me for final
disposal in the presence of Sri D.Mohan Reddy, counsel for the
petitioner/Claimant and of Sri G.Ramarao, counsel for Respondent,
and the court doth order and Decree as follows:-

1. It is ordered and decreed that the reference is answered
holding that the claimant Narasimha Rao as the owner of
the land.
2. And it is further ordered that the claimant Narasimharao
is entitled to receive the compensation amount.
3. That ~~he~~ There is no order as to costs of the
claim petition.

Given under my hand and the seal of the court on this the
27th day of July, 2004.



[Signature]
ADDL. District Judge,
R.R. District.

..2.

MEMO OF COSTS

- 1. Stamp on Petition
- 2. Stamp on Vakalath
- 3. Stamp on process
- 4. Advocate Fee

| FOR CLAIMANT | FOR RESPONDENT |
|--------------------------|----------------|
| 1-00 | - |
| 2-00 | -- |
| - | -- |
| F.C. and M.C. not filed. | |

Total Rs. 3-00

ADDL. DISTRICT JUDGE,
R.R. DISTRICT.

READ BY
 COMPARED BY
 Certified to be Xerox True Copy
 (Signature)

COURT OF THE DISTRICT
SESSIONS JUDGE
Thirupurudhi

C.A. No. 1366/04
 Respondent filed on 28-7-04
 Cause listed on 9-7-04
 Cause returned on 9-7-04
 Cause No. 6489/04 on 24-7-04
 Cause made ready on 10-9-04
 Cause returned on

(Signature)
 Thirupurudhi



BEFORE THE CHAIRMAN MOTOR VEHICLE ACCIDENTS CLAIMS
TRIBUNAL CUM I ADDL. DISTRICT JUDGE RANGA REDDY DISTRICT
AT L.B. NAGAR

PRESENT: SRI. N. JAGANNADIA RAO, B.Sc., B.L.,
CHAIRMAN / I ADDL. DISTRICT JUDGE

Dated this the 27th day of July, 2004

OP. NO 827 of 2000

Between

V. Narasimha Rao, rep., by his GPA holder,
M. Venkata Rama Rao, S/o Venkata Narsimha
Rao, aged 58 years, occ: Agriculture,
R/o H.No.2-90, Mallapur village, Uppal
Mandal, R.R. District.

Claimant.

AND

The Land Acquisition Officer,
HM WSSB, Kairathabad, Hyderabad.

Respondent.

This petition coming before me for hearing in the presence of
Sri.D.Mohan Reddy, Advocate for the petitioner and of Govt.Pleader for
Respondent and having stood over for consideration till this day this
court made the following:

ORDER

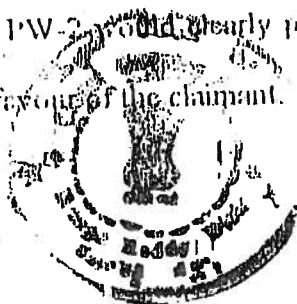
This is a reference under section Land Acquisition Act with regard
to the acquisition of land of 0-32 gts in Sy.No.4/3 in Uppal Mandal of
Mallapur village, an award in File No.D/219/98, dated 4-6-1999 on the
ground that the claimant as per record, Chandu Bai did not file any
application and she died and the claim made by her grand son
Narasimha Rao based on a Will deed has to be determined by the court.
An amount of Rs.5,43,247/- is in the court deposit towards
compensation for the land acquired. On the issue of the notice, the
claimant filed a claim statement pleading that the original putadar
Chandu Bai was his grand mother and she bequeathed the suit schedule



property to him under a Will deed dated 9-6-1992 and she expired on 23-8-1992. Thus, he asserted the title over the land acquired. Though he took up a further plea disputing the valuation fixed by the Land Acquisition Officer and claimed that he is entitled for compensation at the rate of Rs.400/- instead of Rs.70/- per square yard as fixed by the Land Acquisition Officer, this being a reference only under Section 30 of Land Acquisition Act, that plea cannot be considered in this reference.

2. In order to establish his right over the land as a legatee of original pattedar Chandu Bai the claimant examined his father as PW-1, who is the GPA holder of the claimant, as can be seen from the Ex.A-1. He has also filed the Will Ex.A-2 under which he claim title, Ex.A-3 is the ULC certificate and Ex.A-4 to Ex.A-12 are the pabani accounts and Ex.A-13 is the ROR proceedings.

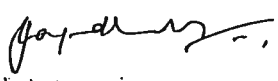
3. To prove the Will, he examined PW-2 one of the attesters of Ex.A-2 Will. His evidence would clearly show that the testator executed the Will deed in hale and healthy and in sound disposing state of mind in his presence and he attested the same and the testator as seen him attesting the document. He has also deposed that another attester Venkat Reddy was also present at the time of execution of A-2. The evidence of PW-2 would clearly prove the Will made by the original pattedar in favour of the claimant.



4. As a matter of fact, even Ex.A 13 ROR proceedings, this claimant is recognized as pattaedat over the land in Sy.No.4/1 to an extent of Ac.6-00 gts apart from other lands. The pahani would also show that the land is registered in the name of the claimant. In the light of oral and documentary evidence by the claimant it is clearly established that by virtue of EX.A1 Will from his grand mother he acquired the rights over the land and consequently, he is entitled to receive the compensation.

5. Accordingly, this reference is answered, recognizing the claimant Narsimha Rao as the owner of the land and entitled to receive compensation.

Dictated to steno-typist, transcribed by him, corrected and pronounced by me in open court on this 27th day of July, 2004.


CHAIRMAN, ADDL. DIST JUDGE
R.R. DISTRICT.

APPENDIX OF EVIDENCE
WITNESSES EXAMINED

For Claimant:

Pw1. M. Venkatrama Rao.

Pw2. P. Durgachalam.

For Respondents:

-NIL-



13666/9

EXHIBITS MARKED

For Claimant:

1. Ex.A1: GPA executed in favour of PW-1.
2. Ex.A2: Will Deed.
3. Ex.A3: Certificate issued by Urban Ceiling Authority.
4. Ex.A4 to Ex.A12 C.C.of public accounts.
5. Ex.A-13 ROR proceedings.
6. Ex.A-14 Certificate issued by MRD.

For Respondents :
NIL-

CHAIRMAN | ADDL. DISTRICT JUDGE
TANGA REDDY DISTRICT.

COURT OF THE DISTRICT JUDGE
 TANGA REDDY DISTRICT
 C.A. No. 13666/04
 Application filed on: 28-7-04
 Date of hearing: 9-9-04
 Date of disposal: 9-9-04
 Case No. 6489/04 Page 4
 Date of filing: 10-9-04
 [Signature]
 District Judge

READ BY:
 CERTIFIED BY: [Signature]
 Certified to be Xerox True Copy
 [Signature]

