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Proceedings of the Revenue Divisional Officer,
Ranga Reddy East Division, Ranga Reddy District.

Present: Sri D. Malleshwar, B.Com., LL.B.,

No. J/7156/1996.

Dated: 6-9-1997.

Sub:- Inams R.R. Dist. - Uppal Mandal -
Mallapur Vg. - Sy.Nos.93, 94 and 95
Extent Ac.2-02, 2-09 and 8-01 - Issue
of Occupancy Rights - Granted U/s.7 of
the Act - Regarding.

Ref:- 1.M.R.O., Uppal 1r.No.A/9752/96, dt:18-12-96.
2. Form-I filed by Sri Koukuntla Mogulaiah
and two brothers sons of Narsimhlu
dated: 10-12-96.

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O R D E R :

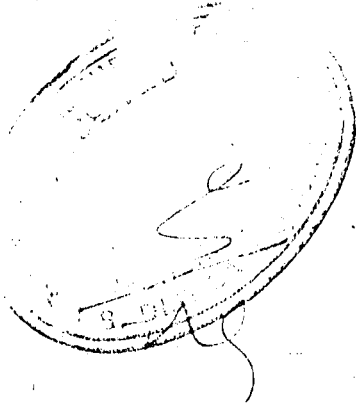
The Mandal Revenue Officer, Uppal vide reference 1st cited forwarded the Form-I petition filed by Sri Koukuntla Mogulaiah and 2 brothers sons of Narsimlu for grant of Occupancy Rights in respect of the land in Sy.Nos.93, 94 and 95 Extent Ac.2-02, 2-09 and 8-01 gts., situated at Mallapur village. The petitioners have filed the following documents in support of their claim.

1. Certified copy of the P.T. extract.
2. Certified copy of the Shesala Pahani 1955-58.
3. Certified copy of Pahanies for the year 1970-71, 1973-74 and 1993-94.
4. Xerox copy of the Pattedar Pass Book for the year 1979-80.

General notification calling for objections if any, individual notices in Form-II to all the interested parties while fixing a date of hearing on 24-1-1997.

The case was taken up for hearing on 24-1-97. It was observed that earlier, occupancy rights were granted in respect of the said land in file of the R.D.O., East No.H/6733/79 on perusal of the orders passed in File No.H/6733/79, dt: 10-2-82 it was observed that the land in Sy.Nos.93, 94 and 95 Extent Ac.2-02, 2-09 and 21-01 gts., admeasuring Ac.25-12 gts., situated at Mallapur village classified as Pan Maqtha Dasthagardan, Sri Azmath Ali Rahman Ali, Mohd. Ali sons of Vazir Ali were the Inamdars. As per the Registered Partition Deed bearing No.1913 of 1965 dated:20-12-1965 the said lands fallen to the share of Sri Rahman Ali and all the lands were in possession of the protected tenants. As per the compromise deed between P.Ts.

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and Inamdar. Sri Rahman Ali was entitled to get patta Rights over an area of Ac.12-32 gts., in Sy.No.95 and the protected tenants were entitled to get the patta rights over the land in Sy.No.93, 94 and 95 Extent Ac.2-02, 2-09 and 8-09 gts., respectively and the P.Ts. have also agreed to relinquish all their rights over the lands which have gone to the share of Sri Rahman Ali. Accordingly Occupancy Rights were granted in favour of Sri Rahman Ali (Inamdar) over the land in Sy.No.95 Extent Ac.12-32 gts.

Aggrieved by the orders of the Revenue Divisional Officer, East passed in File No.H/6733/72, dated: 10-3-82 an appeal was ~~xxx~~ preferred by Smt.Ghousia Begum W/o Mohammad Ali. The Collector, Ranga Reddy District has dismissed the appeal vide order No.B/18532/86, dt: 20-4-1986 with an observation that the appellant has not produced any documentary evidence showing her possession over the land as on the date of vesting. The respondents Sri Mogulaiah, Jangaiah an Narsimlu sons of Narsimlu who were actually in possession of the land were eligible for grant of Occupancy Rights have relinquished their rights in favour of Sri Mohd.Rahman Ali as per the compromise and the Revenue Divisional Officer has issued Occupancy Rights in favour of Sri Mohd. Rahman Ali. Thus the case of issuance of Occupancy Rights Certificate in favour of Inamdar concluded. As regards the issuance of Occupancy Rights Certificate in favour of the Protected Tenants, on the report of the Mandal Revenue Officer, Uppal, the case was taken up for hearing and heard on 24-1-97 and 15-2-1997. During the course of enquiry one Sri Godumakunta Bal Reddy S/o Yadi Reddy has filed Form-I for grant of Occupancy Rights over the same land claiming as legal heirs of Tenant. In support of his claim he has submitted Xerox copies of extract of P.T. and Shesala Pahani i.e., 1955-58, Pahanies for the year 1960-61, 1973-74 and 1994-95.

Sri G.R.Rao counsel on behalf of the petitioners G.Bala Reddy has given an undertaking on 21-6-97 to file Vakalath on the next date hearing. As such the case was posted to 5-7-97 and 19-7-97. But even after a lapse of more than two months he has not filed

even Vakalat or filed any documentary evidence to establish possession over the land.

The petitioners Sri Koukuntla Mogulaiah, Jangaiah and Narsimlu sons of Narsimlu in their sworn statement deposed that their father was the Protected Tenant over the land in Sy.Nos.93, 94 and 95 Extent Ac.2-02, 2-09 and 21-01 gts., situated at Mallapur village. That earlier Occupancy Rights were granted over the land in Sy.No.95 Extent Ac.12-32 gts., in favour of the Inamdars vide Revenue Divisional Officer, Hyderabad East Division in File No.H/6733/89, dt: 10-2-82 with an observation that P.Ts. are eligible for grant of Occupancy Rights over the land in Sy.No.93, 94 and 95 Extent Ac.2-02, 2-09 and 8-09 gts. That they have been in continuous possession of the land since their fore-father's life time and as on the date of vesting and till date. That their father expired long back. That they are the legal heirs and requested to grant Occupancy Rights over the land in their favour at equal shares.

An ~~xxxxx~~ extent of Ac.1-00 in Sy.No.95 of Mallapur village has been acquired for formation of approach road to the Buffer storage godown, Cherlapally. On the requisition submitted by the Senior Regional Manager, Food Corporation of India for acquisition of land in Sy.No.95 Extent Ac.1-00 of Mallapur village, the case was processed and the Award was also passed vide this office File No.D/1280/96, dt: 13-11-96, wherein the petitioners have filed claim for 0-30 gts. There has been a layout of the land in which the road has been indicated. Hence the interest of local authority i.e., Khapra Municipality and Government have been crept into this one acre of land. As there were claims and counter claims for the same land, the matter was referred to the Civil Court U/s.30 of the Land Acquisition Act. As such grant of Occupancy Rights in Sy.No.95 Extent Ac.1-00 is deferred.

Sri Godumakunta Bal Reddy who also claims to be the legal heir of the Protected Tenant. Godumakunta Agaiah was not in possession of the said land as on the crucial date i.e., 1-11-1973 and as on the current date and did not file any documentary evidence to establish his possession over the land. As such his request for grant of Occupancy Rights over the said land is liable to be rejected and rejected accordingly.

Perused the report of the Mandal Revenue Officer, Uppal, records and documents produced, the petitioners Sri Kowkuntla Mogulaiah, Jangaiah and Narsimlu sons of Narsimlu are found eligible for grant of Occupancy Rights at equal share over the land in Sy.Nos.93, 94 and 95 (Wet) Extent Ac.2-02, 2-09 and 7-01 gts., admeasuring Ac.11-12 gts., situated at Mallapur village, Uppal Mandal U/s.7 of A.P.(Telangana Area) Abolition of Inams Act, 1955 subject to payment of (13) times of Land Revenue towards the entire premium amount which works out to Rs.300/- (Rupees Three hundred only).

The Occupancy Rights Certificate will be issued to them only after produce of Challan for Rs.300/- remitted in the following Head of Account.

- 0029 - Land Revenue
- 101 - Land Revenue
- 01 - Ryothwari & Miscellaneous.

Typed to dictation, corrected and pronounced by me in the Open Court on this the 6th day of September, 1997.

D. V. Reddy
Revenue Divisional Officer,
Ranga Reddy East Division.

- To
1. Sri Koukuntla Mogulaiah, Jangaiah and Narsimlu sons of Narsimlu
 2. Sri Godumakunta Bal Reddy S/o Yadi Reddy
R/o Mallapur village, Uppal Mandal.

Copy to the Mandal Revenue Officer, Uppal Mandal.

ORIGINAL

4839

TREASURY / Sub-Treasury

GOVERNMENT OF ANDHRA PRADESH

TREASURY CHALLAN No

Major Head	0029	Land Revenue
Sub-Major Head		
Minor Head	101	Land Revenue
Group Sub-Head		
Sub-head	01	Ryotwari & miscellaneous
Instalment Head		
Sub-detailed head		002144

Amount Rs 300/-
Three hundred only,
in words Rupees

Remitter's Name & Address
K. Nagalakshmi & other
Mallapuram
UPP. - 101

Purpose for which the amount is deposited. Premium amount
Officer at whose instance Amount is deposited R.O.C. R. East
District

Head of Account verified
Dated
STO/EO

Received Rs. 300/-

by cash / D.D. No. / Cheque No.

CASE RECEIVED

ST.O. / BANK MANAGER