

**IN THE COURT OF REVENUE DIVISIONAL COMMISSIONER,
SOUTHERN DIVISION, ODISHA, BERHAMPUR**

OPLR Revision No.30/2022

(Order by Sri T. Ao, I.A.S,

Revenue Divisional Commissioner, (SD), Berhampur)

Decided On 01-05-2022

Smt. Ardhi Sugnabati,
W/o- Sri Rabindranath Verma,
Village: Kamalapur,
Po:Golabandha,
PS:Gopalpur,
Dist-Ganjam.

.....Petitioner

Versus

1. The Tahasildar, Berhampur,
PS: B.N.Pur, Dist:Ganjam.
2. The Tahasildar, Kanisi,
Dist:Ganjam.

.....Respondents

For the Petitioner

.....Sri K.K.Behera, Advocate,

For the Respondents

.....None

Prayer

This revision petition is filed U/S-12 of OPLR Act to correct the ROR and to record area of Ac.0.312 of plot No. 848 of Khata No. 607 of Kamalapur mouza of Kanisi Tahasil in favour of petitioner. In this case, the petitioner prays "to accept the prayer and record the land in the name of the Petitioner in the interest of justice." The petitioner has filed delay condonation petition U/S-5 of Limitation Act wherein ignorance of law has been cited as the reason for delayed filing of this revision petition. The revision petition is admitted to verify the veracity of the claim of the petitioner and field status of the suit land.



Contention: -

Sabik land was unsurveyed in sabik status. One Ramanath Sahu sold the suit land to Prafulla Chandra Padhi (husband of petitioner) vide RSD No. 283/1975. Petitioner is a landless person and is residing with her family in a dwelling house over the suit land. During the last settlement finalised in the year, 1983, suit land was recorded as Govt. land. Hence, the petition to record the suit land in favour of the petitioner.

Land Schedule

Mouza	Sabik Khata No.	Sabik plot No.	Hal Khata No.	Hal Plot No.	Area	Kissam
Kamalapur	Unsurveyed	Unsurveyed	607	848	Ac. 0.312	Patharabani

Documents relied upon: -

- Copy of RoR No. 607 published on 31.03.1976.
- Copy of order sheet of SRP No.910/06 by Joint Commissioner,Berhampur.
- Copy of L.No.2935 dt.27.08.2014 of BDO,Rangeilunda addressed to A.Rabindra Nath Verma,S/o:A.Simadri.
- Copy of L.No.3926 dt.27.09.2014 of Tahasildar,Kanisi.

ORDER

This case was taken up for hearing on point of admission on 10.08.2022. Advocate for petitioner is present in the court and stood on the contention of revision petition during the hearing.



This Petition has been filed U/s 12 of OPLE Act, 1972 in this court for non compliance of orders dtd.21.08.2009 of Joint Commissioner, Settlement and Consolidation, Berhampur passed in SRP No.910/2006 under OS&S Act, 1958 by Tahasildar, Kanisi. This court cannot order for implementation of orders of the court of Joint Commissioner, Settlement and Consolidation, Berhampur. Further the Petitioner has filed this revision Petition under OPLE Act not under OS&S Act.

As such this case is disposed of at the admission stage with direction to approach Tahasil Office, Kanisi for compliance of the order of the Joint Commissioner, Settlement and Consolidation, Berhampur.

This revision petition is disposed of accordingly.




Revenue Divisional Commissioner,
Southern Division, Berhampur.