

ದಿನಾಂಕ: 20-07-2024 ರಂದು ಸಾಕ್ಷಿಯನ್ನು ಕರೆಯಿಸಿ ಪ್ರಮಾಣ ವಚನ ಬೋಧಿಸಲಾಯಿತು.

ಮುಖ್ಯ ವಿಚಾರಣೆ: ಅರ್ಜಿದಾರರ ಪರ ವಕೀಲರಿಂದ:

ನಾನು ನನ್ನ ಮುಖ್ಯ ವಿಚಾರಣೆಯ ಹೇಳಿಕೆಯನ್ನು ಪ್ರಮಾಣ ಪತ್ರದ ಮೂಲಕ ಸಲ್ಲಿಸಿದ್ದು, ಅದರಲ್ಲಿ ಬರೆದಿರುವ ಸಂಗತಿಗಳು ಸತ್ಯವಾಗಿವೆ ಮತ್ತು ಅದಕ್ಕೆ ನಾನು ನನ್ನ ಸಹಿ ಮಾಡಿರುತ್ತೇನೆ.

ಮುಂದುವರೆದ ಮುಖ್ಯ ವಿಚಾರಣೆಯನ್ನು ಕೋರಿಕೆ ಮೇರೆಗೆ ಮುಂದೂಡಲಾಯಿತು.

(ತೆರೆದ ನ್ಯಾಯಾಲಯದಲ್ಲಿ ನನ್ನ ಹೇಳಿಕೆ ಮೇರೆಗೆ ಗಣಕ ಯಂತ್ರದಲ್ಲಿ ಬೆರಳಚ್ಚು ಮಾಡಲಾಯಿತು.)

ಓ ಹೇ ಕೆ ಸರಿ ಅದೆ

4ನೇ ಅಧಿಕ ಸತ್ರ ನ್ಯಾಯಾಧೀಶರು ಮತ್ತು ಸೆಶೆನ್ಸ್ ನ್ಯಾಯಾಧೀಶರು,
ಬೆಳಗಾವಿ.

ದಿನಾಂಕ: 16.04.2026 ರಂದು ಸಾಕ್ಷಿಯನ್ನು ಕರೆಯಿಸಿ ಪ್ರಮಾಣ ವಚನ ಬೋಧಿಸಲಾಯಿತು.

ಮುಂದುವರೆದ ಮುಖ್ಯ ವಿಚಾರಣೆ: ಅರ್ಜಿದಾರರ ಪರ ವಕೀಲರಿಂದ:

13. ನಾನು ಈ ದಿನ ಹಾಜರುಪಡಿಸಿದ ದಾಖಲೆಗಳನ್ನು ನಿಶಾನೆಗೊಳಿಸಲು ಕೋರಿಕೊಳ್ಳುತ್ತೇನೆ.

Sl.No.	Descriptions	Marked as
1	2 Sugar Cane weight bills marked together	Ex.P1
2	Yeild certificate	Ex.P2
3	Sugar cane price list	Ex.P3
4	Agreement dated 13.12.2011	Ex.P4
5	Agreement dated 06.02.2012	Ex.P5
6	Agreement dated 01-09-2012	Ex.P6
7	Agreement dated 03.11.2012	Ex.P7
8	Agreement dated 11.02.2013	Ex.P8
9	Judgment and award in LAC 442/2024	Ex.P9
10	Judgment and award in LAC 543/2022	Ex.P10

ನಾನು ನನ್ನ ಅರ್ಜಿಯಲ್ಲಿ ಕೇಳಿದಂತೆ ಆದೇಶ ಮಾಡಬೇಕೆಂದು ಕೋರಿಕೊಳ್ಳುತ್ತೇನೆ.

ಪಾಟೀ ಸವಾಲು: 1ನೇ ಎದುರುದಾರ ಪರ ಮಾನ್ಯ ಶ್ರೀ. ಡಿ.ಜಿ.ಪಿ ರವರಿಂದ:

14. It is true to suggest that Madabavi is comes under Gram panchayath. It is false to suggest that lands at various parts of Madabavi are difference from one another, witness volunteers that said lands are dry lands. It is true to suggest that value of

irrigated land and lands abutting to the village are higher compared to dry lands.

15. I possess the RTC for the said acquired land. It is true to suggest that details of the land are mentioned in the RTC. I have no hurdle to furnish the same. It is true to suggest that in the RTC of the year of acquisition all particulars are mentioned. It is true to suggest that said RTC of the year of acquisition are available at Tahashildar office and I have no hurdle to furnish the same. It is false to suggest that I have purposefully not purchase the same as the actual facts would be known to the court.

16. It is false to suggest that survey No.353/1 belongs to 13 different persons. It is false to suggest that said award is in the name of 13 such persons. I have not seen the copy of award passed by SLAO. It is false to suggest that I am deposing falsely that only I am the owner of the said acquired land and not 13 such persons so as to obtained entire compensation.

17. I have not received the award amount from the SLAO office. It is true to suggest that since there was objection by other 13

persons, I have not received the award amount. It is true to suggest that apart from me no one else has filed reference application. It is true to suggest that I have not furnished any documents to show that the said acquired land belongs to me. It is false to suggest that said 8 guntas of land does not belongs only to me and I have filed a false reference application.

18. It is true to suggest that while obtaining hand loan people pledge their land. It is true to suggest that Ex.P4 to 8 are documents executed for the purpose of obtaining hand loan. It is true to suggest that since the Ex.P4 to 8 are executed for the purpose of hand loan no sale deeds are executed. It is true to suggest that in Ex.P4 to 8 maximum amount is shown as principal and interest. It is false to suggest that Ex.P4 to 8 can not be considered in this case for redertermination of compensation.

19. Madabavi village map is available and which village is situated where is known from the said map. I have no hurdle to furnish the same. It is false to suggest that I have purposefully

not furnish the said map. I have not furnish any expert opinion pertaining to Ex.P4 to 8 so as to show that such lands are similar to acquired land.

20. I possess bank account. I was sending the sugar cane to the factory. It is true to suggest that sugar factory gives weigh bill. It is true to suggest that sugar factory deposits the bill amount to the accounts of farmers. I possess other lands apart from acquired land and they are irrigated land. I grow irrigated crops in that land. It is true to suggest that Ex.P1 is of the year 2020. It is true to suggest that survey number is not mentioned in the bills at Ex.P1. It is true to suggest that Ex.P1 are bills after the notification. I have no hurdle to furnish the weigh bills and account statement for the year of acquisition of land. It is false to suggest that Ex.P1 has no relevance to the acquired and and I have furnish the same in order to get maximum compensation.

21. It is true to suggest that Ex.P2 and 3 are not pertaining to my acquired land. It is false to suggest that Ex.P2 and 3 has no relevance to the acquired and and I have furnish the same in order

to get maximum compensation.

22. I have not received any notice from the SLAC after the notification. I am not aware whether SLAO and KNNL have come for joint survey before award. It is false to suggest that after considering all the aspects SLAO has awarded adequate compensation to us.

23. It is true to suggest that the survey numbers mentioned in Koshtaka 1 are adjacent lands to my acquired land. It is true to suggest that sale deeds are executed in the year 2010 to 2013 as per koshtaka 2. It is true to suggest that the lands at Koshtaka 2 and my acquired land are of same value. It is false to suggest that SLAO has properly considered all the aspects and awarded adequate compensation. It is false to suggest that although SLAO has awarded adequate compensation I am deposing falsely and furnished created documents in order to get maximum compensation.

Cross Examination by counsel Sri. S.N.G. for respondent No.2:

24. The acquired land to an extent of 3 acres. It is true to

suggest that as per the RTC there are 13 owners to the said land. It is true to suggest that 8 gunta land is acquired by the respondents. It is true to suggest that only I have filed the reference application. It is true to suggest that I have filed the reference application in respect of my share only.

25. It is true to suggest that joint survey was conducted after the notification. It is true to suggest that at the time of joint survey SLAO has recorded the nature of land. It is true to suggest that my land was considered as dry land by the SLAO. It is true to suggest that on 22.04.2017 award was passed by SLAO. It is true to suggest that on 06.05.2019 notice of award was issued to me. It is true to suggest that on 29.05.2019 I have filed my reference application. I have gone to the SLAO office in order to check the delay in sending the reference. I had no hurdle to file petition before the authority for the delay caused by SLAO in referring my reference application.

26. It is true to suggest that the survey numbers mentioned in Koshtaka 1 are adjacent lands to my acquired land. It is true to

suggest that sale deeds are executed in the year 2010 to 2013 as per koshtaka 2. It is true to suggest that the lands at Koshtaka 2 and my acquired land are of same value. It is false to suggest that SLAO has properly considered all the aspects and awarded adequate compensation. It is false to suggest that although SLAO has awarded adequate compensation I am deposing falsely and furnished created documents in order to get maximum compensation.

27. It is true to suggest that my land is acquired by the respondents for canal 2013. It is true to suggest that once the land is acquired by the respondents we can not grow any crops in said lands. It is false to suggest that Ex.P1 can not be considered in this case for redetermination.

28. It is true to suggest that while obtaining hand loan people pledge their land for security purpose. It is true to suggest that even after 15 years said lands at Ex.P4 to 8 are not executed for sale deed.

29. It is true to suggest that value of irrigated land is higher

than dry land. I do not know whether the documents furnished by me are of irrigated land. I am not aware whether appeal is filed for the Judgments at Ex.P9 and 10.

ಮರುವಿಚಾರಣೆ: ಇಲ್ಲ.

(ತೆರೆದ ನ್ಯಾಯಾಲಯದಲ್ಲಿ ನನ್ನ ಹೇಳಿಕೆ ಮೇರೆಗೆ ಗಣಕ ಯಂತ್ರದಲ್ಲಿ ಬೆರಳಚ್ಚು ಮಾಡಲಾಯಿತು.)

ಓ ಹೇ ಕೆ ಸರಿ ಅದೆ

4ನೇ ಅಧಿಕ ಜಿಲ್ಲಾ ನ್ಯಾಯಾಧೀಶರು ಮತ್ತು ಭೂಸ್ವಾಧೀನ,
ಪುನರ್ವಸತಿ ಮತ್ತು ಪುನರ್ವಸತಿ ಪ್ರಾಧಿಕಾರ, ಬೆಳಗಾವಿ