



IN THE COURT OF I ADDL. DISTRICT & SESSIONS
JUDGE AND THE LAND ACQUISITION,
REHABILITATION AND RESETTLEMENT
AUTHORITY, TUMAKURU.

Dated this the 01st day of September, 2026.

PRESENT

Sri. Mohamed Ashraf Aris, B.A., LL.M.,

I ADJ and Presiding Officer,
Land Acquisition, Rehabilitation and
Resettlement Authority, Tumakuru.

Civil Misc.No.186/2024

Petitioner: The Special Land Acquisition Officer,
Tumakuru-Rayadurga and
Tumakuru-Davanagere Railway Project,
Tumakuru.

(By Sri. D.G.P.)

V/s.

Respondents: 1. Doddakalamma
D/o Late Chikkahuchhaiah,
Aged about 56 years.

2. Sannakalamma
D/o Late Chikkahuchhaiah,
Aged about 52 years.

Both are R/at Tharati village,
C.N.Durga hobli,
Koratagere Taluk,
Tumakuru District.

(R.1-By Sri. T.G.D., Adv.)

(R.2 -By Sri. J.R.P., Adv.)

**ORDER**

The petitioner/SLAO has filed the present petition U/Sec.77(2) of the Right to Fair compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 praying to keep the bond bearing No.24401710 dated 30.07.2024 for Rs.5,77,762/- in safe custody and also to direct the respondents to receive the said deposited award amount. Accordingly, this court ordered to keep the said bond in safe custody.

2. The brief facts of the case are as follows:

The property bearing Sy.No.41 measuring 0-06 guntas of dry land situated at Tharati Village, C.N.Durga Hobli, Koratagere Taluk, Tumakuru District was acquired by the petitioner for the purpose of Tumakuru-Rayadurga Railway Project through Notification under Section 19(4) published in Official Gazette for the knowledge of general public and as per Section 19(4) which was published in popular newspapers i.e. 'Sogadu' dated 09.09.2023



and 'Gangavahini' dated 10.09.2023 for publishing notification. Petitioner passed an award No.SLAO:SR: (Tu-Ra Railway): 17/2021-22 dated 12.12.2023 a sum of Rs.5,77,762/-as compensation and also issued notice to the respondents on 25.01.2024 to produce the supporting documents to establish the ownership to receive the compensation, but respondents have not submitted the documents, the petitioner has come up with the present petition.

3. Notice was issued to the respondents. The respondent No.1 appeared through her counsel and filed her claim statement. The respondent No.2 was initially placed exparte as per order dated 25.06.2025. Thereafter, the respondent no.1 filed her claim statement and led her evidence. She was examined as RW.1 and documents Ex.R1 to R7 were marked.

4. This authority as per order dated 29.11.2025 passed the following order:

The petition filed by the petitioner
U/Sec.77(2) of The Right to Fair
Compensation and Transparency in



land Acquisition, Rehabilitation and Resettlement Act, 2013 is closed at present and respondent No.2 is at liberty to reopen the petition if she is interest in claim the deposited amount.

Consequently, it is held that Respondent Nos.1 and 2 are entitled equal proportion in the award amount of Rs.5,77,762/- (Rupees Five Lakhs, Seventy Seven Thousand Seven Hundred and Sixty two only) deposited by the petitioner.

Respondent No.1 has to furnish her Bank details, affidavit and also the indemnity bond to receive her half share of the compensation amount.

The share amount of respondent No.2 is ordered to be kept in FD in the name of Prl. District and Sessions Judge for a period of six months and it is auto renewal till the respondent No.2 claim the amount.

The concerned official is hereby directed not to destroy the record till the disbursement of remaining award amount.

5. The respondent No.1 filed application for payment along with voucher as per the aforesaid order and the FD amount was called for along with



accrued interest from the concerned bank. A sum of Rs.6,27,081/- who was kept in CCD as per office note dated 12.02.2026. Thereafter, as per order dated 17.02.2026, an amount of Rs.3,13,541/- has been ordered to be paid to respondent No.1 through e-transfer.

6. On 11.06.2026, the respondent No.2 filed application for restoration of the case in view of the order passed by this authority on 29.11.2026 and the case was restored as per order dated 16.06.2026.

7. After restoration of the case, respondent No.2 has filed her claim statement and examined herself as RW.2 and got marked documents Ex.R8 to R15.

8. The points that arise for determination are as follows:

1. Whether the respondent No.2 is entitled for the remaining half portion of the deposited amount in CCD?
2. What Order?

9. The answer to the above points are as follows:

Point No.1 :- In the **Affirmative**



Point No.2 :- As per final order for the following:

REASONS

10. Point No.1:- The respondent No.1 and 2 are the children of late Chikkahuchhaiah. The land bearing Sy.No.41 measuring 0-06 guntas of Tharati village, C.N.Durga hobli, Koratagere taluk, Tumakuru District belonged to the respondents mother by name Rangamma W/o late Chikkahuchhaiah. Late Rangamma executed a gift deed dated 29.05.2014 in favour of both the respondents No.1 and 2. The certified copy of the gift deed is produced and marked as Ex.R10. The RTC extract for the year 2025-26 is marked as Ex.R8. The M.R extract No.H 32/2013-14 is marked as Ex.R9. It shows the name of respondent No.1 and 2. This authority has already discussed about these aspects in its order dated 29.11.2025. There is no dispute that the respondent No.1 and 2 are entitled for equal portions in the award amount. The respondent No.1 has already taken her half portion of the award amount. Now remaining half portion has to be



paid to respondent No.2. Hence, point No.1 is answered in the **Affirmative**.

11. Point No.2: In view of the findings given on point No.1, the respondent No.2 is entitled to receive the remaining deposited half portion compensation amount. In the result, the following order is passed.

ORDER

The petition filed by the petitioner under Section 77(2) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 is allowed.

The deposited compensation amount is ordered to be paid to the respondent No.2. The compensation amount deposited in fixed deposit and the interest accrued from the said fixed deposit are ordered to be paid to the respondent No.2 after proper identification.



Respondent No.2 has to furnish her Bank details, affidavit and also the indemnity bonds to receive the amount.

(Dictated to the Stenographer after transcribed, corrected and then pronounced by me in the open Court on this the 01st day of September, 2026).

(Mohamed Ashraf Aris)
I Addl. Dist & Sessions Judge,
Tumakuru.

ANNEXURE

List of witnesses examined for the petitioner:

-Nil-

List of documents marked for the petitioner:

-Nil-

List of witnesses examined for the respondents:

RW-1 : Doddakalamma
RW-2 : Sannakalamma

List of documents marked for the respondent:

Ex.R.1 : RTC extract of Sy.No.41
Ex.R.2 : M.R. extract No.H 32/2013-14
Ex.R.3 : Registered gift deed dated 29.05.2014
Ex.R.4 : Encumbrance certificate
Ex.R.5 : Proceedings of SLAO dated 12.02.2023
Ex.R.6 : Award Thakthe
Ex.R.7 : Award notice dated 25.01.2024
Ex.R.8 : RTC extract
Ex.R.9 : M.R extract
Ex.R.10 : Gift deed
Ex.R.11 : E.C.
Ex.R.12 : Proceedings



Ex.R.13 : Award Thakthe
Ex.R.14 : Award notice
Ex.R.15 : Order dated 29.11.2025

I Addl. Dist & Sessions Judge,
Tumakuru.