

OFFICE OF THE REVENUE DIVISIONAL COMMISSIONER,
CENTRAL DIVISION, CUTTACK.

SPEED POST

No. 9876 /SSD, Date: 10.09.2025
XVI-9/2016

From

Sri Pramananda Prusty, OWS(I),
Deputy Director, SSD.

To

The District Welfare Officer, Cuttack

Sub:

Proclamation of enquiry report and other allied documents of alleged persons Rajendra Sukla, S/o: Kartik Ch. Sukla, AT/Matha Sahi, P.S: Mangalabag, Dist.: Cuttack for inviting objection if any, in the alleged Fake Caste Certificate issue.

Madam/Sir,

Pursuant to the procedure laid down in the Rule-7 (14) of Odisha Scheduled Castes, Scheduled Tribes & Backward Classes (Regulation of Issuance and verification of Caste Certificates) Rules, 2023 on the above subject, I am directed to send herewith the allegation petition received from Director, (ST)-Cum-Addl. Secretary to Govt vide letter no.1762 dt.01.02.2016 (4 pages), additional documents with Annexures submitted by complainant on dated 11.12.2024 (53 pages) in respect of above alleged person in the Fake Caste Certificate Case No. XVI-9/2016 for proclamation (Notice in Odia 2 copies are enclosed) in the locality through beat of drum or any other mode for publicity inviting objections from the local persons.

You are requested to furnish the report to this Office containing details of the date of proclamation and any objections received in Village Matha Sahi, Mangalabag, Cuttack there on for taking further action by the SLSC.

Encl: Total: - 59 Pages

Yours faithfully,

Deputy Director, SSD

Memo No. 9877 /SSD, Dated 10.09.2025

Copy forwarded to the Tahasildar, Cuttack Sadar for information and necessary action.

Deputy Director, SSD

Memo No. 9878 /SSD, Dated 10.09.2025

Copy along with its enclosures forwarded to the DeGM, Cuttack for information and necessary action. He is requested to hoist this Proclamation Notice in the official website of Collectorate, Cuttack for general information.

Deputy Director, SSD

Memo No. 9879 /SSD, Dated 10.09.2025

Copy along with its enclosures forwarded to the Nodal Officer of this office for information and necessary action. She is requested to hoist this Proclamation Notice in the official website of this office at rdccdcuttack.nic.in for general information.

Deputy Director, SSD

କେନ୍ଦ୍ରୀୟ ରାଜସ୍ୱ କମିଶନରଙ୍କ କାର୍ଯ୍ୟାଳୟ, ଓଡ଼ିଶା, କଟକ

ବିଜ୍ଞାପନ ସଂଖ୍ୟା ୨୫୫୦ / ଅନୁସୂଚିତ ଜାତି ଓ ଜନଜାତି କଲ୍ୟାଣ ବିଭାଗ, ତାରିଖ: 10.09.2025
XVI-9 /2016

ନୋଟିସ

ଏତଦ୍ ଦ୍ୱାରା ସର୍ବସାଧାରଣଙ୍କ ଅବଗତ ନିମନ୍ତେ ଜଣାଇ ଦିଆଯାଉଅଛି ଯେ ରାଜେନ୍ଦ୍ର ଶୁକ୍ଳା, ପିତା କାର୍ତ୍ତିକ ଚନ୍ଦ୍ର ଶୁକ୍ଳା, ସା:ମଠସାହି, ପୋଲିସ ଷ୍ଟେସନ ମଙ୍ଗଳାବାଗ, ଜିଲ୍ଲା-କଟକଙ୍କ ବିରୁଦ୍ଧରେ ଜାତିଗତ ପ୍ରମାଣ ସମ୍ବନ୍ଧୀୟ ଅଭିଯୋଗ ହୋଇଛି । ଏ ସମ୍ପର୍କରେ ଅଭିଯୋଗକାରୀଙ୍କ ଅଭିଯୋଗ ପତ୍ର ଓ ଅତିରିକ୍ତ ଅଭିଯୋଗ ପତ୍ର ଓ ଏହାର ସଲଗ୍ନ ଏଥି ସହିତ ପ୍ରକାଶ କରାଗଲା । ଏଥିରେ ଯଦି କିଛି ଆପତ୍ତି ଓ ଅଭିଯୋଗ ଥାଏ ତାହା ୩୦ ଦିନ ମଧ୍ୟରେ କେନ୍ଦ୍ରୀୟ ରାଜସ୍ୱ କମିଶନରଙ୍କ କାର୍ଯ୍ୟାଳୟ ବା ଜିଲ୍ଲାମଙ୍ଗଳ ଅଧିକାରୀ, କଟକ କିମ୍ବା କଟକ ସଦର ତହସିଲଦାରଙ୍କ ନିକଟରେ ଲିଖିତ ଭାବରେ ଜଣାଇବାକୁ ଅନୁରୋଧ କରାଗଲା । ନିର୍ଦ୍ଧାରିତ ସମୟ ସୀମା ପରେ କୌଣସି ଆପତ୍ତି/ଅଭିଯୋଗ ଗ୍ରହଣ କରାଯିବ ନାହିଁ ।

ଅନୁସୂଚିତ
ଉପ ନିର୍ଦ୍ଦେଶକ, ୧୦୧୨୫

ଅନୁସୂଚିତ ଜାତି ଓ ଜନଜାତି କଲ୍ୟାଣ ଏବଂ
ଆବାହକ ରାଜ୍ୟ ସ୍ତରୀୟ ଜାତିଗତ ଯାଞ୍ଚ କମିଟି,
କେନ୍ଦ୍ରୀୟ ସ୍ତରୀୟ, କଟକ
Deputy Director, SSD-Cum-Convener, SLSC,
Office of the RDC, CD, Cuttack



P. 32
4/2

PA

By 36
01/02
urgent matter

GOVERNMENT OF ODISHA
ST & SC DEVELOPMENT DEPARTMENT

/SSD dated Bhubaneswar the 1st February, 2016

(A)-27/14 (PL)

From

Sri Ramesh Chandra Sui,
Director, Scheduled Castes Welfare.

to encl.
not received
2/2

To

The Revenue Divisional Commissioner (CD)-cum-Chairman,
State Level Scrutiny Committee, Cuttack.

Sub:

Allegation Petition of Sri Surendranath Sahu of Arunodaya Nagar, PS-Madhupatna, Dist.-Cuttack for issuance Caste Certificate to Rajendra Sukla & others as SC by Addl. Tahasildar, Sadar, Dist.-Cuttack-regarding.

Sir,

I am directed to send herewith the allegation petition of Sri Surendranath Sahu of Arunodaya Nagar, PS-Madhupatna, Dist.-Cuttack along with its documents on the subject noted above and to say that allegation petition submitted by Sri Surendranath Sahu regarding issuance of Caste Certificate to Rajendra Sukla & others as SC i.e. 'Malha/Mala' which was sent to the Collector & DM, Cuttack for necessary enquiry vide this Department letter No.20975 dt.19.10.2015. In this connection, the DWO, Cuttack & Tahasildar, Sadar Cuttack have submitted their report to this Department which was placed before the Commissioner-cum-Secretary, ST & SC Dev. Department for perusal & orders. After thorough examination it is found that there is sufficient ground to doubt the veracity of the Scheduled Caste Certificate of Sukla family. While one of documents at page -104/C as stated above, mentions the Caste as 'ମାଲହା' in other documents it is mentioned as 'ମାଲ' which word has been included in the Govt. Notification as SEBC (Page-102/C). Besides an important question remains as to why there was no mention in the registered sale deed that the seller belonged to Scheduled Caste, if she was so? There appears to be no valid justification to hide the caste while executing the registered sale deed. In this connection the Commissioner-cum-Secretary desired that there is prima facie justification & grounds for getting the matter enquired by State Level Scrutiny Committee under the Chairmanship of RDC (CD) for proper enquiry & disposal as per law at noting-65 (order enclosed) under intimation to this Department.

Yours faithfully,

Director, Scheduled Castes Welfare.

Memo No. 1763/SSD Dt. 01-02-2016.

Copy forwarded to the Director, SCST RTI, Bhubaneswar/Collector & DM, Cuttack for information and necessary action.

Director, Scheduled Castes Welfare.

NOTE

13

Notings for File No.: STSCD-PCR-PG2-0001-2014

Subject : Grievance Cell/ Public Grievances

Noting 65

Perused the notes from page 19/N. Also perused the documents filed by the petitioner in the petition. The issue raised by the petitioner Sri Surendra Sahoo in his petition is that Chintamani Sukla and Miss Rinakhi Sukla are the son and daughter of Kartika Sukla. Their caste is "MAHLA". IN the petition the petitioner has objected to the grant of Scheduled Caste Certificate in favour of Rajendra Sukla by the Additional Tahsildar, Cuttack Sadar by describing the Caste as "MALHA" instead of "MAHLA". He has mentioned in his petition that the caste of Nanda Sukla and Govind sukla is "MAHLA" which is recognised as SEBC. The Revenue Inspector has wrongly written their caste as "MALHA" by writing "ମହା" wrongly in English. In nutshell, the petitioner has claimed that the Scheduled Caste certificate issued to the Rajendra Sukla is wrong in law.

In support of his claim the petitioner has submitted a khatian which is placed at 104/C. Upon perusal of the said "Khatian no: 110/85 submitted by the petitioner, it is seen that the caste of Golak Chander Sukla s/o Gopal Chander Sukla has been mentioned as "ମହା". Besides, a registered sale deed has been submitted by the petitioner executed between Saraswati Sukla w/o Kartika chander Sukla from page 82-101/C. At page number 88/C it has been stated "ଆମେ ବିକ୍ରେତା ଓ କ୍ରେତା ମାନେ ଚନ୍ଦ୍ରବିଳ ନୁହଁ ବାଟି ବିକ୍ରା ଉପକରି ଲୋହୁ" implying thereby that "we the seller and the purchaser do not belong to Scheduled Caste or sub-caste". In other documents such as land records/ khatians, the caste has been mentioned as "ମହା" in Odia. As per the Government of Orissa Welfare Department

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Notings for File No.: STSCD-PCR-PG2-0001-2014
Subject : Grievance Cell/ Public Grievances

Resolution No: 15306/O.B.C -4/95-W Bhubaneswar dated, the 13.6.1995 (page 102/C) the name of Caste " MAHLA" has been written as "ମହା" in Odia and has been included in the list of Socially and Educationally Backward Classes. This is the same word in Odia which has been written in the khatians relating to the Sukla family as can be seen at pages 108/C, 110/C, 112/C, 114/C etc. While writing MAHLA in Odia it can be written "ମହା" and ମହା. In both the cases the letter "H" comes before letter "L". It is settled principle of law that the Presidential Order has to be read as it is and no changes can be made in its conversion from Vernacular to English. In the instant case, it appears that precisely this has been done. In view of the above, I find there is sufficient ground to doubt the veracity of the Schedule Caste Certificate of Sukla family. While one of document at page 104/C as stated above, mentions the caste as "ମହା", in other documents it is mentioned as " ମହା " which word has been included in the Government notification as SEBC (Page 102/C). Besides an important question remains as to why there was no mention in the registered sale deed that the seller belonged to Scheduled Caste if she was so? There appears to be no valid justification to hide the caste while executing the registered sale deed. I find that there is prima facie justification and grounds for getting the matter enquired into by the State Level Scrutiny Committee. I think it prudent that the matter is properly enquired into and facts are ascertained. It is therefore ordered that this case be referred to the State Level Scrutiny Committee under the Chairmanship of Revenue Divisional Commissioner (Central Division) for proper enquiry and disposal as per law. A copy of all documents submitted by

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All Notings

Notings for File No.: STSCD-PCR-PG2-0001-2014

Subject : Grievance Cell/ Public Grievances

the petitioner may be sent to RDC (CD) for appropriate action.

Shri. Surendra Kumar, Commissioner cum Secretary, STSCD
22/01/2016

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10:03:47:16 PM

Before
The Hon'ble RDC cum. Chairman, Grievance Committee
Cuttack.

In the matter of verification of Caste status of Rajendra Sukla

AND

In the matter of

Suresndranath Sahu --- Complainant.

vs.
Rajendra Sukla & others -- O.P./Respondents.

Documents submitted by Complainant (Suresndranath Sahu)

1. Copy of Consolidation ROR of Khata no 350
2. Copy of Regd Sale deed dt 1.08.2001 executed by Saraswati Sukla, Rajendra Sukla and Debenra Sukla.
3. Copy of ROR of Khata no 290, 1011
4. Copy of Caste Certificates of the year 2006 wherein caste was wrongly described as "Malha"
5. Complain petition of Suresndranath Sahu dt 13.10.15 before Commissioner, S.T & S.C. Development Dept.
6. Copy of another ROR of Khata no 1011 (alleged to be forged) along with Judgement of the Commissioner, Settlement dt 26.10.2016 passed in R.P. Case no 812/2015. ROR was corrected.
7. Copy of Letter no 9689 dt 15.12.15 sent by Tahasildar to District Welfare Officer, Cuttack.
8. Copy of Letter no 25579 dt 4.9.2014 issued by Under Secretary to govt under RTI Act.

Signature for
Complainant
Suresndranath Sahu.
dt. 11.12.24

ଖୋର୍ଦ୍ଧା ଜିଲ୍ଲା ମୁଖ୍ୟ ମନ୍ତ୍ରୀ
ଓଡ଼ିଶା ସରକାର
ଖୋର୍ଦ୍ଧା-୪୯୨

ଶ୍ରୀମତୀ ବିନୟନୀ ଦେବୀ
ଓଡ଼ିଶା ସରକାର
ଖୋର୍ଦ୍ଧା-୪୯୨



ଶ୍ରୀମତୀ ବିନୟନୀ ଦେବୀ
ଓଡ଼ିଶା ସରକାର
ଖୋର୍ଦ୍ଧା-୪୯୨

୧ । ଖୋର୍ଦ୍ଧା ଜିଲ୍ଲା ମୁଖ୍ୟ ମନ୍ତ୍ରୀଙ୍କୁ

୨ । ଖୋର୍ଦ୍ଧା ଜିଲ୍ଲା ମୁଖ୍ୟ ମନ୍ତ୍ରୀଙ୍କୁ ଓ ଓଡ଼ିଶା ସରକାରଙ୍କୁ

୩ । ଖୋର୍ଦ୍ଧା ଜିଲ୍ଲା ମୁଖ୍ୟ ମନ୍ତ୍ରୀଙ୍କୁ, ଓଡ଼ିଶା ସରକାରଙ୍କୁ

୩୪୦

ଉତ୍ତରାଧିକାରୀ ଓଡ଼ିଶା

ଉତ୍ତରାଧିକାରୀ ଓଡ଼ିଶା
ଓଡ଼ିଶା ସରକାରଙ୍କୁ ଓଡ଼ିଶା ସରକାରଙ୍କୁ

୧ । ଖୋର୍ଦ୍ଧା

୨ । ଖୋର୍ଦ୍ଧା

୩ । ଖୋର୍ଦ୍ଧା ଜିଲ୍ଲା ମୁଖ୍ୟ ମନ୍ତ୍ରୀଙ୍କୁ

କ୍ର. ସଂଖ୍ୟା	ପ୍ରକାର	ତାରିଖ	ଖୋର୍ଦ୍ଧା ଜିଲ୍ଲା ମୁଖ୍ୟ ମନ୍ତ୍ରୀଙ୍କୁ	ଖୋର୍ଦ୍ଧା ଜିଲ୍ଲା ମୁଖ୍ୟ ମନ୍ତ୍ରୀଙ୍କୁ
୩୪୦	ଉତ୍ତରାଧିକାରୀ ଓଡ଼ିଶା	୧୯୭୫.୦୪.୨୯	ଉତ୍ତରାଧିକାରୀ ଓଡ଼ିଶା	ଉତ୍ତରାଧିକାରୀ ଓଡ଼ିଶା

୧ । ଖୋର୍ଦ୍ଧା ଜିଲ୍ଲା ମୁଖ୍ୟ ମନ୍ତ୍ରୀଙ୍କୁ

Blank space for stamping
Date of O.C. & P.F. Rule 1973
Effect from 1 APR 1979.

Joint Consolidatory Office
Circle Cuttack

183

AA/21/7.2001.

Sold to Mrs. Saraswati Sunkla, Mangalabag, Cuttack.
 Non-Jud. 1 w. 10 Stamp N.C. Singh
 Worth 5000 x 11 + 2000 = 57000/-
 Date 21.7.2001.
 Dis. 21/7/01

Mangalabag, Cuttack.

Nirman Ch. Singh
Om S. Sunkla



ଉପସ୍ଥିତ

Presented for Registration at the
 private residence of Saraswati Sunkla
 At / To, Mangalabag, Town Cuttack between
 the hours of 6 pm to 6.30 pm on the 18th day
 of August 2001 by Saraswati Sunkla MO
 Karik Chandra Sunkla of 2 P.O. Mangalabag
 P.O. Mangalabag Dist. Cuttack by profession
 House wife.

N. C. Singh
1.8.2001

Registering Officer
Jagadeh Pr.

ଉପସ୍ଥିତ

V. T. N. D. S.
K. P. 2001

Execution is admitted by
the above

- 1- Saraswati Sunkla
- 2- Debendra Sunkla
- 3- Rajendra Sunkla

ଉପସ୍ଥିତ

V. T. N. D. S.

Debendra Sunkla
1.8.2001

TR
 AT
 S.P. In
 NOIAN
 Regd. No. 01/01
 CUTTACK

Identified by
 Karik Chandra Sunkla
 Sp. Late Nanda Sunkla
 some place by Profession Baisya.

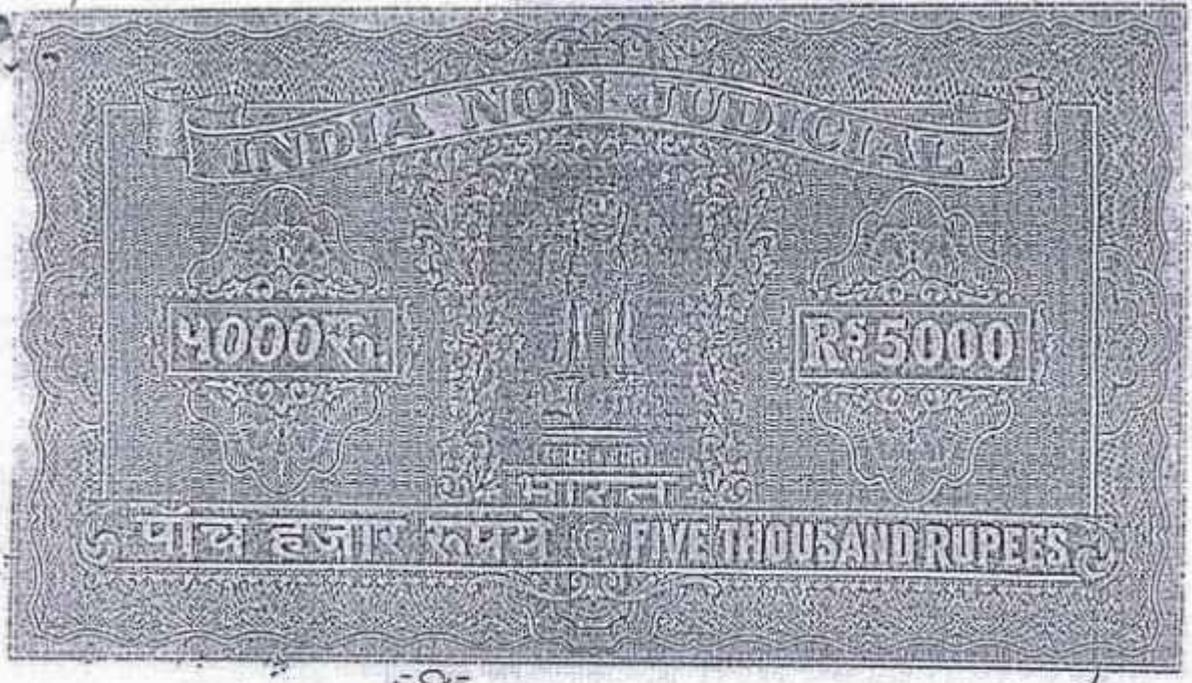
V. T. N. D. S.

Rajendra Sunkla
1.8.2001

(Com. Ed.)



N. C. Singh
1.8.2001
Ro.



ଶ୍ରୀ ଚନ୍ଦ୍ର କୁମାର ଓ ଦେବୀ ଶ୍ରୀ ଆଦି
 ଶ୍ରୀ. ଚନ୍ଦ୍ର. ଆ. ଓ ଥାନା ମହଲାନାଗର
 ସମ୍ପତ୍ତି କର୍ତ୍ତା

ଶ୍ରୀମତୀ ସନ୍ଧ୍ୟା ସିଂହା
 P.R. 5001

Debenra Sikra
 1.8.2001

Shri Chandra Sukt
 1.8.2001

ପ୍ରତିକୃତ/କର୍ତ୍ତା
 ନାମ ଓ ପାତ୍ର

ଶ୍ରୀ ସୁବ୍ରତ ନାଥ ସାହୁ
 ବୟସ ୫୫ ବର୍ଷ ବାଳକ

TRUE COPY
 ATTESTED
 S.P. MOHANTY
 NOTARY
 Regd. No.-01/01
 CUTTACK

ଏ ଦିନ ସମ୍ପତ୍ତି ସାହୁ
 ଛାଡି କୁବେରୀପୁତ୍ର
 ଦେବୀ କାଶିକ୍ରୀ ଆଦି
 ଶ୍ରୀ. ଥାନା ଚନ୍ଦ୍ରକୂଳ
 ଚନ୍ଦ୍ର. ଆ. ଥାନା ଚନ୍ଦ୍ରକୂଳ
 ମାଲିକ ଥାନା
 ମଧୁ ଚନ୍ଦ୍ରା ସୁବ୍ରତ
 କର୍ତ୍ତା

W. Keshu Das
 1.8.2001

Niranjan Biswal
 1.8.01

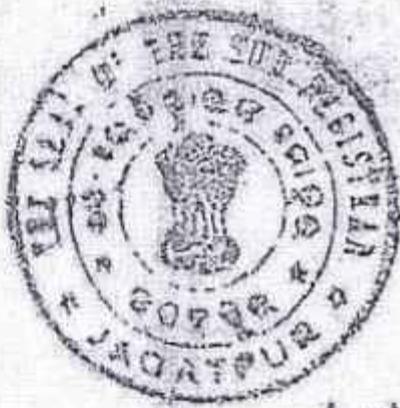


18

Sold to Saraswati Sankla, Mangalabag, etc.
 Non Judo Stamp A.N.C. Sankh.
 Worth 5000/- Part of 57000/-
 Date 21.7.2001
5000
21/7/01
 Dis...

Nimra Ch. Singh
 Son S. Sukla

लक्ष्मी



Sankla Sankh

Sankla Sankh
 1.8.2001
VTS NO 8

[Signature]
 No. 1.8.2001



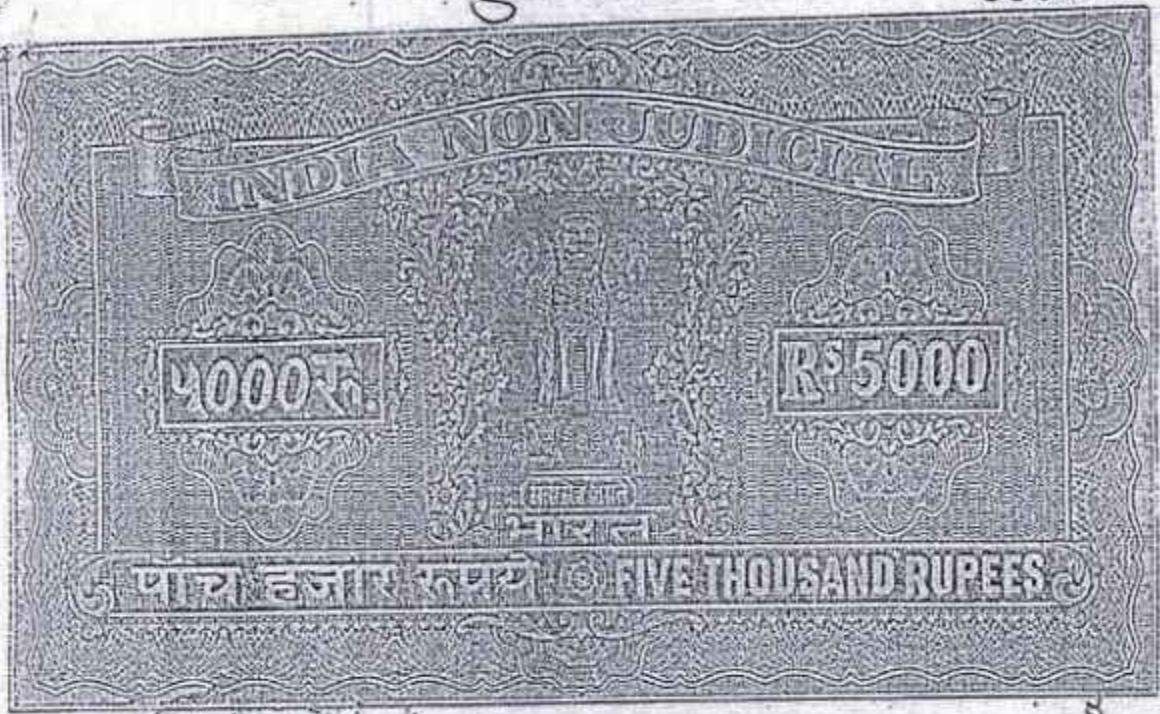
[Signature]
TRUE COPY
ATTESTED
 S.P. MOHANTY
 NOTARY
 Regd. No.-01/01
 CUTTACK



5

5000Rs.

118



୭- କିଏକାର୍ ପଲିଲ
 ବିକ୍ରମ କରଲ

୪- ବିକ୍ରି ସମ୍ପର୍କର ସ୍ୱତନ୍ତ୍ର

ଫିଲିଲ କୋଡିପୁକାର୍
 ଟ ୩ ୨୦୦୦୦ (କୋ. ମାଣ୍ଡି)
 ସୋପୁର ୨୦୦୪ ସ୍ୱତନ୍ତ୍ର ଆଠସା
 ମୋଟ ଟ ୨୦୮୦୦ (କୋ)

୫- କିଏକାର୍ ସହ = ମୋ. ସୋପୁର

ସ୍ୱ. ନରକା ସ୍ୱର ମାଗା ମ୍
 ମୁର୍ଚ ନ ୧୦୦୩ ସ୍ୱର ୨୦୦୪
 କ୍ୱ ଜମା ଟ ୫୦ ଏହାତ

ମୋଡା = ଉ. ମାନକତାର

କ୍ୱ. ନ ୩୫୦ ସ୍ୱର ମାଗ

କ୍ୱ. ଚକ୍ର ନ ୩୪୫ କ୍ୱ ମୁର୍ଚ
 ନ ୨୮୫ ସ୍ୱର ୨୦୮୦୦୦

ଡା କ୍ୱ ଜମା ଟ ୮-୨୫ ଏହା
 ମୋଟ ୨୦୮୪୩ କ୍ୱ ଜମା

ଶ୍ରୀମତୀ ସଞ୍ଜୟା ଦେବୀ
 E.P. 900P

Debenka Saha
 1.8.2001

Prateek Deka
 1.8.2001

୩- Kanti Choudhary
 1.8.2001

୩- Niranjan Biswal
 1.8.01

TRUE COPY
 ATTESTED
 S.P. MOHANTY
 NOTARY
 Regd. No.-01/01
 CUTTACK



199

Sold to: M/s. Saraswati Sankla, Mangalabag, Ch.
 No. 101, 1st Floor, C. Sankh.
 Worth: 5000/- Part 2 57000/-
 Date: 21.7.2001
 21/7/01
 District: ...

Mina Ch. Singh
 W. S. Sankla

ଅନୁକ୍ରମ ସଂଖ୍ୟା



[Signature]
 1.8.2001
 No.

ଅନୁକ୍ରମ ସଂଖ୍ୟା
 TRIP CO. P.
 S.P. No.
 No. No.

177

Sold to M. of Saraswati
 Non Jodi i U. 2 per for Stamp A. N. C. Singh
 Worth ₹ 5000/- Partly 5000/-
 Date 21.7.2001

 District Cuttack

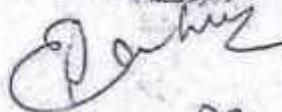
Sauela, Mangalabag, etc

C. Singh

Ninau Ch. Singh
in S. Sauela

ସଂସ୍ୱତୀ ସୌଳା




 No. 1.8.2001

**TRUE COPY
 ATTESTED**
 S.P. MOHANTY
 NOTARY
 Regd. No. 01/01
 CUTTACK



12

Sold to: Saraswati Senka, Mangalabag, ct.
 New India Insurance Co. Stamp. N. C. Senka.
 Worth Rs 5000/- Part of 57000/-
 Date 21.7.2001
Senka
21/7/01
 District: _____ City: _____

Nirmal Ch. Senka
W/O S. Senka

ସମସ୍ତଙ୍କ ସ୍ୱକ୍ଷ



Senka
 1.8.2001
 Ro.

224/16
 TRUE COPY
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 S.P. MOHANTY
 NOTARY
 Regd. No.-01/01
 CUTTACK

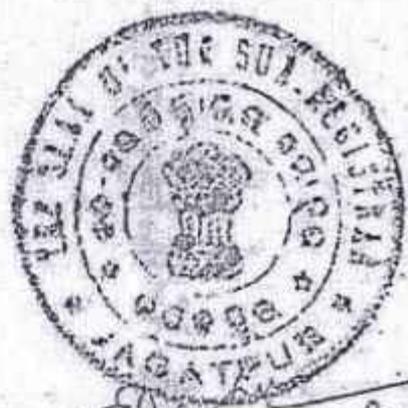


1193

Sold to M. N. of Samanvati Seukla, Mangalabag, etc.
 Non Juti. 1.2. use for Stamp. A. N. C. Senh.
 Worth of 5000/- Part of 5000/-
 Date 21.7.2001
Senh
21/7/01
 District _____

Nizam Ch. Prasad
 by S. Sulekha

ଅନୁମୋଦିତ

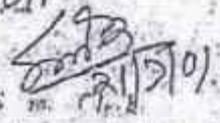


No. 1-8-2001

TRUE COPY
 A. LISTED
 S.P. MOHANTY
 NOTARY
 Regd. No.-01/01
 CUTTACK



171

Sold in the name of Saraswati Sankta, Mangala bag, etc.
 Non-Judicial Stamp ₹ N.C. 500/-
 Worth ₹ 5000/- Partly 57000/-
 Date 21.7.2001.

 District Treasurer, Cuttack

Mima. G. Bish
 for S. Mohanty

ସରସ୍ୱତୀ ଶକ୍ତି



Duly
 No. 1-8-2001

2 copies
**TRUE COPY
 ATTESTED**
 S.P. MOHANTY
 NOTARY
 Regd. No.-01/01
 CUTTACK



189

Sold to Mrs/Mr Sarawati Sunka, Mangalabag
 Non Judi : 1' sur fee Stamp ① N C Search
 Worth R 5000/ Janta 5700/-
 Date 21.7.2001.
[Signature]
 Disput ch

Sunka, Mangalabag

N C Search

5700/-

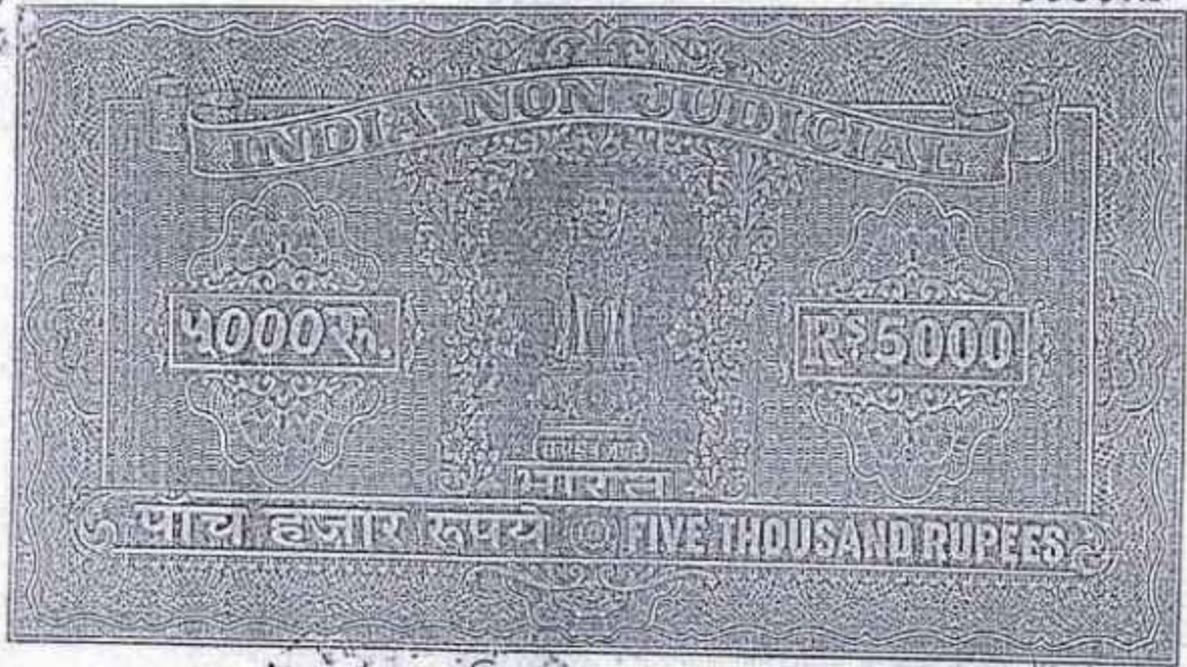
ଅନୁମତି ପତ୍ର



[Signature]
 R. 1.8.2001

ଅନୁମତି
**TRUE COPY
 ATTESTED**
 S.P. MOHANTY
 NOTARY
 Regd. No.-01/01
 CUTTACK





ଚକ ଚାରିପାଖରେ ଲାଗିଥିବା
 କରାଯାଇଥିବା ଚାକର
 ଗାଡ଼ିରେ ଆଜି ମାଲିକାନା
 ଥିବା ସ୍ୱତନ୍ତ୍ର ସମ୍ପତ୍ତି
 ଶେଷା ଉପରେ ଗୁଣା
 କେବଳ ଗାଡ଼ିର ସମ୍ପତ୍ତି
 ଶେଷା ଆମ ଦିଗରେ
 ସୁଧ ସଠକରା ଗ୍ରହଣ ନାହିଁ
 ଏକ ଶେଷା ଲେଖାଏଁ
 ଲେଖା କରାଯାଇଥିବା
 ଶେଷା ଉପରେ ଆମ
 ଗାଡ଼ିର କାର୍ଯ୍ୟ ଚାଲି
 ଚାଲି ଥିବା ନାହିଁ
 ନାମ ସ୍ୱତନ୍ତ୍ର ଲେଖା
 ଏ ଗ୍ରାମାଣ୍ଡର ଗାଡ଼ି
 ଚାଲି ଥିବା ନାହିଁ
 କାର୍ଯ୍ୟ ଚାଲି ଥିବା

ଶ୍ରୀମତୀ ସରୋଜିନୀ
 P.C. 9001
 Deendrakishore
 1.8.2001
 P. S. Mohanty
 1.8.2001

3. Niranjan Biswal, W. K. Mohanty
 1.8.2001

TRUE COPY
 ATTESTED
 S.P. MOHANTY
 NOTARY
 Regd. No.-01/01
 CUTTACK

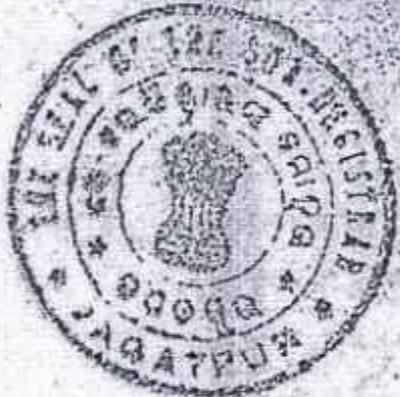


165

Sold to Mrs/Mr Saraswati Sunkla, Mangalabari, etc.
 Non Jodi: 1/- use fee stamp @ N. C. Singh
 Worth Rs 5000/- (part of 57000/-)
 Date 21.7.2001
 [Signature]
 21/7/01
 Distri - 7 - - - - t. ch

Nirman Ch. Sunkla
 Vs S. Sunkla

ସରସ୍ୱତୀ ସୁଙ୍କା

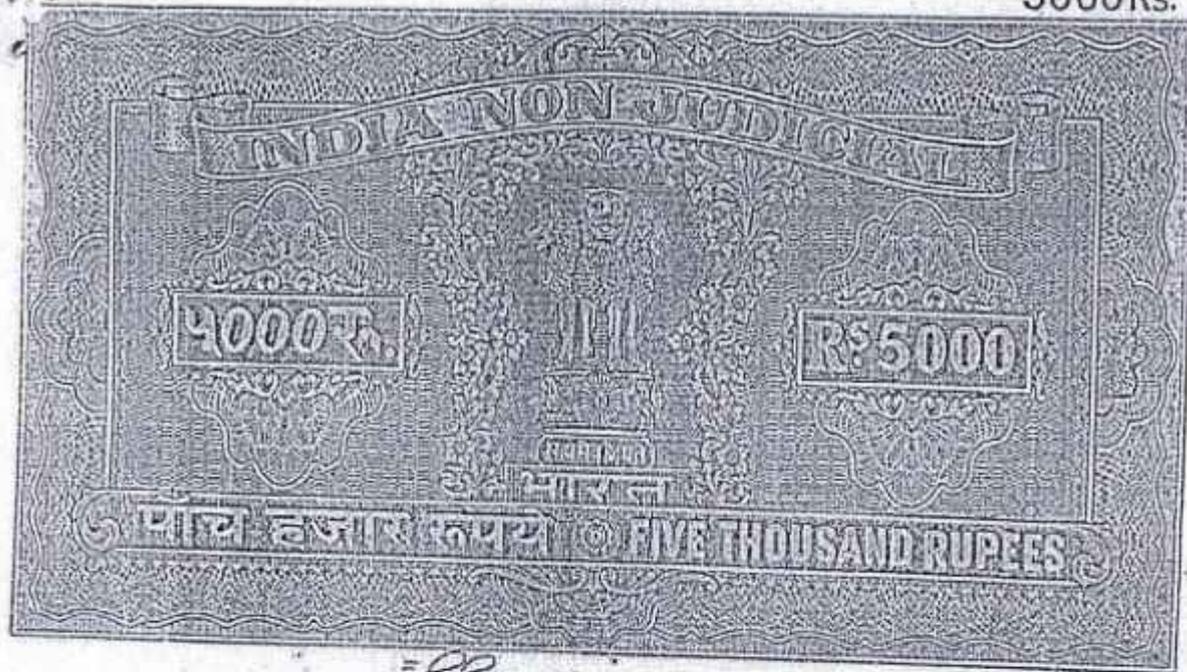


[Signature]
 1.8.2001
 R.

20/7/01
**TRUE COPY
 ATTESTED**
 S.P. MOHANTY
 NOTARY
 Regd. No.-01/01
 CUTTACK



5000Rs.



=११=

ନବୀନ ମୁକ୍ତି ଆଗ କରାଣ ୧୦୧-୧୨୩
 କୁ କରାଣ ୧୧୭-୪୫୬୭୮୯ ମଧ୍ୟକୁ
 ବିକ୍ରି କରି ନବୀନ ମୁକ୍ତି
 ଶ୍ରୀମତୀ ନୀଳାଦ୍ରୀ ଦେବୀଙ୍କ
 ନିକଟରେ ୧୦୦୦୦ ଟଙ୍କା
 ଥିବା ଚାହିଦା ନକଲୁ ଉପରେ
 ବିକ୍ରି ମଧ୍ୟ ବିକ୍ରି ୧୦୦୦୦ ଟଙ୍କା
 ବିକ୍ରି ନକଲୁ କରାଣ ୧୧-୨୦୧୨
 ଯାହା ଗୋଟିଏ ଉପକ୍ରମ
 ଏକାଠି ସମସ୍ତ ସମ୍ପତ୍ତି
 ବିକ୍ରୟ କରାଣ
 ବିକ୍ରୟ = ଶ୍ରୀମତୀ ନିଳାଦ୍ରୀ ଦେବୀଙ୍କ
 ନିକଟରେ ୧୦୦୦୦୦ (୧: ୧୦୦୦୦୦
 ୨: ୧୦୦୦୦୦ ୩: ୧୦୦୦୦୦

ଶ୍ରୀମତୀ ନିଳାଦ୍ରୀ ଦେବୀଙ୍କ
 ୧.୧.୨୦୦୮
 Deodendra Saha
 ୧.୮.୨୦୦୮
 S. P. Mohanty
 (୧.୮.୨୦୦୮)

w. Kanta Das
 ୧.୮.୨୦୦୮

ଏହି ସମସ୍ତ କାର୍ଯ୍ୟ
 ଶ୍ରୀମତୀ ନିଳାଦ୍ରୀ ଦେବୀଙ୍କ
 ନିକଟରେ ୧୦-୧୦୧୨
 ଯାହା ଗୋଟିଏ ଉପକ୍ରମ
 ଏକାଠି ସମସ୍ତ ସମ୍ପତ୍ତି
 ବିକ୍ରୟ କରାଣ
 ବିକ୍ରୟ କରାଣ

w. Niranjana Biswal
 ୧.୮.୦୮

TRUE COPY
 ATTESTED
 S:P. MOHANTY
 NOTARY
 Regd. No.-01/01
 CUTTACK
 S. P. MOHANTY
 Regd. No. 01/01
 Cuttack
 Town
 NOTARY

(16)

Sold to the ... Samarwati ...
 Non Judi ... uti fee Stamp ... A. N. C. Singh ...
 Worth R 2000/- ... Parta 5000/- ...
 Date 21.7.2001 ...
 9
 21/7/01
 S. M. MANTY
 Notary

Sankh Manalabag, ct

Nima On Bns
lz S. Sulek

ସରସ୍ୱତୀ କୁମ୍ଭ



Dehu
 1.8.200
 Rp.

S. P. MANTY
 TRUE COPY
 ATTESTED
 S.P. MANTY
 NOTARY
 Regd. No.-017
 CUTTACK



ମନିକା - ବ୍ରଜନ କର
 ଶାନ୍ତି - ପାଠକପୁତ୍ର ନଂ ୨
 ସୁସିଦ୍ଧ - ପାଠକପୁତ୍ର ନଂ ୪୧୨
 ନିର୍ମଳ - କରକ
 ସୁକୁମାରୀ - ପାଠକପୁତ୍ର
 ସୁଧର - ପାଠକପୁତ୍ର

ଅନୁପ୍ରାପ୍ତ ହେଉଅଛି

୧	୨	୩
୪	୫	୬
୭	୮	୯

ନିକଟରେ

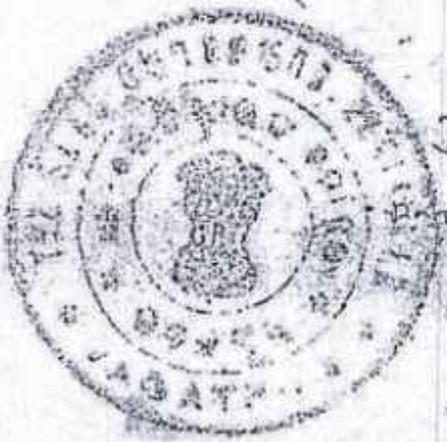
ପୁନର୍ଲିଖିତ

ଶ୍ରୀମତୀ ସୁକୁମାରୀ ଦେବୀଙ୍କ ସ୍ୱତନ୍ତ୍ର ସ୍ୱତ୍ୱରେ ୧୯୫୩ ୦୦-୮୦ ତାରିଖରେ କିଛି ସ୍ତ୍ରୀ ଶକ୍ତି
 ପତ୍ର :- ପ୍ରକାଶନା ଶୁଭ୍ର ପତ୍ର :-

Cuttack
Cuttack

ପୁତ୍ର :- ସୁକୁମାରୀ ଦେବୀ

D. K. S. S. S.
 1. 8. 21



ସରକାରୀ ସ୍ୱତ୍ୱ
 Decendra Sutta
 Anandya Sutta

34

1093

209-226

ଶ୍ରୀମତୀ
 ସୁକୁମାରୀ
 ଦେବୀଙ୍କ

TRUE COPY
 ATTESTED
 S.P. MOHANTY
 NOTARY
 Regd. No.-01/01
 CUTTACK



46/A

1. Date of application for copy 20/3
2. Date of notifying the requisite number of folios and stamps 20/3
3. Date of delivery of the requisite stamps and folios. 21/3
4. Date on which copy was ready for Delivery 27/3/24
5. Date of making over the Copy to the applicant. 27/3/24



୨	୮	୯	ରକମା			ମତଦା
			୧୦	୧୧	୧୨	
୧୯୭୪	ଅହମଦିଏକ	ବାସସ୍ତୁ		୦	୦୪୧	
୧				୦	୦୪୧	

copied by

M.B.
27/3/24

Comp by
27/3/24

CA 4396/24

COST FOR	
Application Fee	0.50
Stamping Fee	1.00
Extra Fee	0.00
Number of Papers	0.50
Folios	0.50
Plain Paper	0.50
Printer's Fee	0.50
Tracing Cloth	0.50
Copy Fee	0.50
(Number of Words)	
TOTAL RS.	6.50
In Words Rupees	6/50

CERTIFIED TO BE TRUE COPY

Gyan Mohana Das
Record Keeper
District Record Room
Cuttack
27/3/24

Binding Space

157



Schedule I--Form No. 39-A (Revised)

ନୌକା କୀର୍ତ୍ତନ ପତ୍ରକୁ ନିମ୍ନଲିଖିତ ନମ୍ବରରେ ଦାଖଲ କରାଯାଇଛି ।
ଆମା ମଜର ନମ୍ବର ୪: ମୈତ୍ରୀ କୀର୍ତ୍ତନ
ପାଳିକା ମଜର ନମ୍ବର ୧୨୩୪୫୬
କଟକ କୀର୍ତ୍ତନ

କମିଟିର ନାମ } ଉତ୍କଳା ପତ୍ରକୁ ଉପାଧିକାର ନମ୍ବର ୧.
ଓ
ଉପାଧିକାର ବା ଉପାଧିକାର ନମ୍ବର

୧ । ଉପାଧିକାର କ୍ରମିକ ନମ୍ବର } ୧୦୧୧

୨ । ପ୍ରକାଶ ନାମ, ପିତାଙ୍କ ନାମ,
ବାପି ଓ ବାପାଙ୍କ ନାମ } ନିମ୍ନଲିଖିତ: ପ୍ରକାଶନ ଶ୍ରୀ: ମହା ଦା: ମିତ୍ରୀ ମଜର ନମ୍ବର ୧୨୩୪୫୬

୩ । ପୃଷ୍ଠା } ଆମା ମଜର ଉପାଧିକାର

Binding Space

କ୍ରମିକ	ଉପାଧିକାର	ସେତୁ	ନିତ୍ୟର ସେତୁ ଓ ଅନ୍ୟାନ୍ୟ ସେତୁ, ଯଦି କିଛି ଥାଏ	ମୋଡ଼	୪ । କ୍ରମବର୍ଦ୍ଧନଶୀଳ ଉପାଧିକାର ବିବରଣୀ
୪ । ଦେଖ	୧୨୩୪୫୬			୧୨୩୪-୫୦ ମୈତ୍ରୀ କୀର୍ତ୍ତନ ପାଳିକା ମଜର ନମ୍ବର ୧୨୩୪୫୬	

୫ । ବିଶେଷ ଅନୁସନ୍ଧାନ, ଯଦି କିଛି ଥାଏ

BLANK SPACE FOR STAMPING

୫୬ D



1. Date of application for copy 8/2
2. Date of notifying the requisite number of folios and stamps 8/2
3. Date of delivery of the requisites stamps and folios. 8/2
4. Date on which the copy was ready for Delivery 22/2
5. Date of making over the Copy to the applicant. 22/2

୭	୮	୯	୧୦	୧୧	୧୨
୨୦୩୪	ଘରବାଣ୍ଟିଏକ	ବାସଗୃହ		୦	୦୧୫
୨୫୨୪					
୧				୦	୦୧୫

Copies by
M 22/2/24

Comb 01
22-2-24

GA 2075/24

NO.	DESCRIPTION	REMARKS
1	...	035
2	...	110
3	...	440
4	...	109
5	...	030
6	...	058
7	...	058
8	...	650
TOTAL		
In Words Rupees		

Sue S. S.
 IN Charge of Work

AS 22-2-24

CERTIFIED TO BE TRUE COPY

Gummaiz Dura
 Record Keeper
 District Record Room
 Collectorate, Cuttack
22/2/24

Binding Space

OFFICE OF THE TAHASILDAR, SADAR, CUTTACK.
CASTE CERTIFICATE

ANNEXURE-I
FORM OF CASTE CERTIFICATES



the Orissa Caste Certificate (for Scheduled Caste and
Schedules Tribe) Rules, 1980.

Misc Case No. 1022/06... of

Dated: 12/12/06...

This is to certify that Sri/Kumari Chintamani
Shukla S/o, D/o, Kantika Shukla
of village/Town Malhasahi P. Mangalabag
in the district of Cuttack of the State of Orissa belongs to the
MA.L.H.A. Caste/Tribe which is recognised as a Scheduled Caste/
Scheduled Tribe under the Constitution (Scheduled Caste Order, 1950/the Constitu-
tion (Scheduled Tribe) Order 1950 amended by the Schedule Caste and Scheduled
tribe (Amendment) orders Act 1976. His religion is Hinduism

2. Sri/Kumari Chintamani Shukla
and his/her family ordinarily resides in village/Town Malhasahi
of Cuttack district of the state of Orissa.

Place: Cuttack

Date: 12/12/06

Signature: [Signature]
Designation: T.A.S.

Signature of the applicant

Memo No. AD, D. TAHASILDAR
SADAR, CUTTACK

Copy forwarded to the District Welfare Officer, Collectorate, Cuttack
for information.

Sd-
Tahasildar, Sadar Cuttack.

True Copy
D3
Adv.
27/12/15

154

Kiosk Operator: BISWAJIT SWAIN, 1, Tahasil Office, Cuttack-Sadar



200126303462183



GOVERNMENT OF ODISHA

Office of the Tahasildar, Cuttack-Sadar, Miscellaneous Certificate Case No: e-CAS/59 of 2015

CASTE CERTIFICATE

[Rule 3 (1) of the Odisha Caste Certificate (for Scheduled Caste and Scheduled Tribe) Rules, 1980]

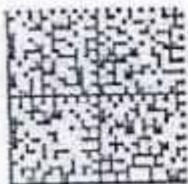
Date :20-02-2015

This is to certify that Miss Rinakshi Sukla Daughter of Shri Kartik Sukla of Village/Town Mangalabag, Matha Sahi P.S Mangalabag in the district Cuttack in the State of Odisha belongs to MALHA caste which is recognized as Scheduled Caste under the constitution (scheduled Caste / Scheduled Tribe) order 1950 as amended by the scheduled Caste and Scheduled Tribe List (Modification) order 1956 and Scheduled Caste and Scheduled Tribe Order (Amendment) Act, 1976.

Miss Rinakshi Sukla and she/her family ordinarily reside(s) in Village/Town Mangalabag, Matha Sahi of Cuttack District in the State of Odisha.

2.This certificate is being granted only for the purpose of Service

Place :Cuttack-Sadar
Date :20-02-2015



Signature Set to

Signature of the Applicant

Behera
Lokanath

Digitally signed by Behera Lokanath
DN: cn=Behera Lokanath, o=Odisha, ou=Revenue, email=Behera.Lokanath@odisha.gov.in

Signature of the Revenue Officer
Date : 20-02-2015

NOTE :

- It is a digitally signed electronically generated certificate and therefore needs no ink signed signature
- This certificate is issued as per section 4,5&6 of Information Technology Act 2000 and its subsequent amendments in 2008 and as per Revenue & Disaster Management Department notification numbers IMU-13/10-42518/R&DM dated 21.10.2010, RDM-IMU-EGOV-0001-12/41244 dated 10.09.2012 and RDM-IMU-EGOV-0001-2012/35042 dated 12.09.2013
- For any query or verification, Agency/Department/Office may visit <http://edistrictodisha.gov.in>.
- Tampering of this certificate will attract penal action.

True copy
103
Nov 20/02/15

Kiosk Operator: BISWAJIT SWAIN, 1, Tahasildar Office, Cuttack-Sadar



GOVERNMENT OF ODISHA

Office of the Tahasildar, Cuttack-Sadar. Miscellaneous Certificate Case No: e-CAS/58 of 2015

CASTE CERTIFICATE

[Rule 8 (1) of the Odisha Caste Certificate (for Scheduled Caste and Scheduled Tribe) Rules, 1980].

Date :20-02-2015

This is to certify that Shri Rajendra Sukla Son of Shri Kartik Sukla of Village/Town Mangalabag, Matha sahi P.S Mangalabag in the district Cuttack in the State of Odisha belongs to MALHA caste which is recognized as Scheduled Caste under the constitution (scheduled Caste / Scheduled Tribe) order 1950 as amended by the scheduled Caste and Scheduled Tribe List (Modification) order 1956 and Scheduled Caste and Scheduled Tribe Order (Amendment) Act, 1976.

Shri Rajendra Sukla and he/his family ordinarily reside(s) in Village/Town Mangalabag, Matha sahi of Cuttack District in the State of Odisha.

2.This certificate is being granted only for the purpose of Service.

Place :Cuttack-Sadar
Date :20-02-2015



Signature of the Applicant

Behera Lokanath

Digitally signed by Behera Lokanath
Date: 2015.02.20 11:42:28
+0530
Reason: I am the Signer

Signature of the Revenue Officer
Date : 20-02-2015

NOTE

- It is a digitally signed electronically generated certificate and therefore needs no ink signed signature.
- This certificate is issued as per section 4, 5&6 of Information Technology Act 2000 and its subsequent amendments in 2008 and as per Revenue & Disaster Management Department notification numbers IMU-13/10-42510/RSDM dated 21.10.2010, RDM-IMU-EGOV-0001-12/41244 dated 10.09.2012 and RDM-IMU-EGOV-0001-2012/35042 dated 12.09.2013
- For any query or verification, Agency/Department/Office may visit <http://edistrictodisha.gov.in>.
- Tampering of this certificate will attract penal action.

True copy
ODS
20/2/15

Key Operator, BISWAJIT SWAIN, 1, Tahasil Office, Cuttack-Sadar



GOVERNMENT OF ODISHA

Office of the Tahasildar, Cuttack-Sadar. Miscellaneous Certificate Case No: e-CAS/32 of 2015
CASTE CERTIFICATE

(Rule 6 (f) of the Odisha Caste Certificate (for Scheduled Caste and Scheduled Tribe) Rules, 1980)

Date: 20-01-2015

This is to certify that Shri Chintamani Sukla Son of Shri Kartika Sukla of Village/Town Malha Sahi P.S Mangalabag in the district Cuttack in the State of Odisha belongs to MALHA caste which is recognized as Scheduled Caste under the constitution (scheduled Caste / Scheduled Tribe) order 1950 as amended by the scheduled Caste and Scheduled Tribe List (Modification) order 1956 and Scheduled Caste and Scheduled Tribe Order (Amendment) Act, 1976.

Shri Chintamani Sukla and her/his family ordinarily reside(s) in Village/Town Malha Sahi of Cuttack District in the State of Odisha.

2. This certificate is being granted only for the purpose of Study Of His Son

Place :Cuttack-Sadar
Date : 20-01-2015



Signature of the Applicant

Choudhury
Sukanti

Digitally signed by Choudhury
Sukanti
DN: cn=Choudhury Sukanti, o=Odisha
Government, email=Sukanti.Choudhury@odisha.gov.in

Signature of the Revenue Officer
Date : 20-01-2015

NOTE

- It is a digitally signed electronically generated certificate and therefore needs no ink signed signature.
- This certificate is issued as per section 4,5&6 of Information Technology Act 2000, and its subsequent amendments in 2008 and as per Revenue & Disaster Management Department notification numbers IMU-12/10-42518/R&DM, dated 21.10.2010, RDM-IMU-EGOV-0001-12/41244, dated 10.09.2012 and RDM-IMU-EGOV-0001-2012/35042 dated 12.09.2013
- For any query or verification, Agency/Department/Office may visit <http://e.districtodisha.gov.in>.
- Tampering of this certificate will attract penal action.

True copy
CO3
20/01/2015

To
The Commissioner-cum-Secretary,
S.T. & S.C. Development Department,
Government of Odisha, Bhubaneswar.

Sub: Allegation on Issue of Illegal Scheduled Caste Certificates by the Addl. Tahasildar, Cuttack Sadar to the persons belonging to MAHLA caste describing their caste as MALHA violating the decision of the Hon'ble Supreme Court reported in AIR 2001 S.C. 393.

Ref: Scheduled Caste Certificates issued by the Addl. Tahasildar, Cuttack Sadar in Misc. Cases No. 1020 of 2006, No.1021 of 2006, No. 1022 of 2006, No.988 of 2006, Miscellaneous Certificate Cases No. e-CAS/58 of 2015, e-CAS/59 of 2015 and e-CAS/32 of 2015 and Sub-Divisional Officer, Cuttack Sadar in Misc. Case No. 107 of 1976-77.

Sir,

With due respect the undersigned begs to draw your kind attention to the fact that the caste of Kartik Chandra Sukla son of Late Nanda Sukla, resident of Mahlasahi, Mangalabag, Cuttack is MAHLA (ମାହଲ) and as such he does not belong to the Scheduled Caste community. Accordingly his children Rajendra Sukla, Debendra Sukla, Chintamani Sukla, Rinakshi Sukla, and Minakshi Sukla also belong to the said Caste MAHLA (ମାହଲ) which is not included in the Constitution (Scheduled Caste) Order, 1950. While executing the Regd. Sale Deed No. 1033 dated 01.08.2001 (copy enclosed) in favour of the undersigned, the vendors/executants (i) Saraswati Sukla, W/o Kartik Ch. Sukla, (ii) Debendra Sukla and (iii) Rajendra Sukla sons of Kartik Chandra Sukla, had also described their Caste as MAHLA and stated that they are the persons not belonging to Scheduled Caste community and had accordingly made a declaration to that effect in the said Regd. Sale Deed of 2001. Now with an ulterior motive to grab the said property sold by them, they have arranged the aforesaid alleged caste certificates issued by the Addl. Tahasildar, Cuttack Sadar describing them as Scheduled Caste persons and accordingly claimed the said Regd. Sale Deed of 2001 as void being executed in contravention of Section 22 of the O.L.R. Act.

The Government of India, Ministry of Home Affairs in their letter No.35/1/72-RU (ACT-V), of 1975 (Copy enclosed) had issued guidelines regarding the points to be observed for Issue of Scheduled Caste & Scheduled Caste Certificates, the relevant portion of which is quoted hereunder for ready reference.

"4. General (Application in all cases)- Where a person claims to belong to a Scheduled Caste or a Scheduled Tribe by birth it should be verified-
(1) That the person and his parents actually belong to the community claimed; xxx"

In enclosing the aforesaid letter of Central Government, the Government of Orissa in T.R. W. Department in their letter No. 20612- RU-17/75- T.R.W., dated the 1st August, 1975 had requested the authorities to follow the instructions contained in the letter while issuing caste certificates to the Scheduled Caste and Scheduled Tribe candidates. Besides this the manner of verification of caste has also been provided under Rule 4(1) of the Orissa Caste Certificate (S.C. & S.T.) Rules, 1980 as follows:-

"4. Verification of Caste-Where a person claims to belong to a Scheduled Caste or a Scheduled Tribe by birth it should be verified-
(1) That the person and his parents actually belong to the community claimed."

The Rule 5 of the said Rules provides that before issue of caste certificate, proper verification based primarily on revenue records is a pre-condition for issue of such caste certificate. The said Rule is quoted hereunder for reference;

"5. In order that certificates are issued to the serving persons it is necessary that proper verification based primarily on revenue records and if need be, through reliable enquiries, is made before issue of certificates".

It would be appropriate to state here that it is clearly evident from the copies of the R.O.Rs./Pattas Khata No. 290, 971, 966 and 110/86 (copy enclosed) of the said Mouza Cuttack Town, Unit-18, Buxi Bazar that the caste of Nanda Sukla (deceased father of Kartik Ch. Sukla) and his brother Govinda Sukla sons of Brundaban Sukla was recorded as 'MAHLA' (ମାହଲ). Moreover, the caste of Rukmini Dei W/o Brundaban Sukla (deceased grandfather of Kartik Ch. Sukla) was also recorded as 'MAHLA' in the Sabik R.O.R. Khata No. 964 of the year, 1931 pertaining to the said mouza Makhanpur (now renamed as Mouza- Buxi Bazar, Cuttack Town, Unit-18), finally published on 30.10.1931 (copy enclosed). Therefore, from the period of their ancestors of Kartik Ch. Sukla and his children belong to the caste 'MAHLA' as it is clearly evident from the records cited supra.

The caste MAHLA (ମାହଲ) is not included in the Presidential Order, 1950 as amended from time to time. Rather Caste MAHLA (ମାହଲ) has been included in the list of Socially and Educationally Backward Class at serial No. 185 of the list in Annexure-A of the erstwhile Tribal Welfare Department Resolution No. 25455/TW. Dated 10.09.1993 published in the Orissa Gazette No. 40 (supplement) dated 01.10.1993. This has been stated in Government of Orissa Welfare Department Resolution No. 15306/O.B.C.-4/95-W., dated 13.06.1995 (Copy enclosed).

The Government of Orissa S.T. & S.C. Development Department vide their letter No.PCR(C) 55/04- 24158/SSD., dated 13.06.2006 have issued clarification on issue of caste certificate to MAHLA/MAHLAR and have reiterated that castes MAHLA/MAHLAR belong to S.E.B.C. category where as MALHA belongs to Scheduled Caste category (Copy enclosed).

A similar clarification was also issued by the Government of Orissa S.T. & S.C. Development Department vide their letter No.PCR(C) 55/04-40433/SSD., dated 07.11.2006 addressed to all Collectors (Copy enclosed).

Referring to the aforesaid clarification dated 07.11.2006 the Government of Orissa S.T. & S.C. Development Department vide their letter No.PCR(C) 55/04- 1127/SSD., dated 16.01.2007 have also issued clarification to the Tahasildar, Kanika in the matter in response to his letter No. 35 dated 03.01.2007 (copy enclosed).

Besides this the Government of Orissa S.T. & S.C. Development Department vide their letter No.PCR(C) 01/14- 25579/SSD., dated 04.09.2014 have supplied information under R.T.I Act, 2005 and has stated that the Caste 'MAHLA/MAHLAR' has been included in the SEBC list of Odisha during the year, 1995 at Sl. No. 185 & in OBC list during the year 1999 at Sl. No. 182 (copy enclosed). The copies of the Constitution (Schedule Castes) Orders (Second Amendment) Act, 2002, State list of Socially and Educationally Backward Classes of Orissa and Central list of OBC obtained under R.T.I. Act are enclosed herewith for ready reference.

Kartik Ch. Sukla and his children have procured some caste certificates issued by the Addl. Tahasildar, Cuttack Sadar in Misc. Cases No. 1020 of 2006, No.1021 of 2006, No. 1022 of 2006, No.988 of 2006,

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Miscellaneous Certificate Cases No. e-CAS/98 of 2015, e-CAS/59 of 2015 and e-CAS/32 of 2015 describing them as persons belonging to MALHA Caste which is recognized as a Scheduled Caste (Copies enclosed), Strange enough when their caste is rightly recorded as MAHLA (महला) in the various Record-of-Rights/Pattas cited supra, how could such caste certificates be issued in their favour by the Addl. Tahasildar, Cuttack Sadar in the year, 2006 & 2015 describing their caste as MALHA violating the decision of the Hon'ble Supreme Court reported in AIR 2001 Supreme Court-393 (Copy enclosed). Further another caste certificate has been obtained from the Sub-Divisional Officer, Cuttack Sadar on 2nd December, 1976 issued in Misc. Case No. 107 of 1976-77 in favour of Minakshi Sukla D/o Kartik Ch. Sukla describing her caste as 'MALA'. It is apt to state here that the aforesaid caste certificate was issued in favour Minakshi Sukla in the year, 1976 for the purpose of seeking admission into School and applying for scholarship when she was a minor and was about 10 years old. Since the certificate was issued for the purpose of seeking admission into School when she was minor without proper verification of records it has no legal force, particularly when her caste is described as MALA in the said certificate, although in all other alleged caste certificates issued in favour of their family members their caste was stated as MALHA, even if their actual caste as recorded rightly in different Record-of-Rights and Pattas is MAHLA (महला).

They have also procured the copy of R.O.R. Khata No. 1011 of Mouza Cuttack Town, Unit-1B, Buxi Bazar issued in the name of Nanda Sukla son of Brundaban Sukla describing his caste as 'MALA', which is included as a Scheduled Caste in the Presidential Order, 1950.

It is apt to clarify here that the said hal R.O.R. Khata No. 1011 has been prepared in favour of Sri Nanda Sukla as per the order passed by the Asst. Settlement Officer in Case No. 1706 of 1988 U/s 22(3) of the O.S. & S. Act, 1958 (copy enclosed). On verification of the said order it is found that the plot No. 2034 has been divided into three hal plots taking into account the lawful entitlement of Nanda Sukla (father of Kartik Ch. Sukla) and his other two brothers namely Govinda Sukla and Gopal Sukla all sons of Brundaban Sukla for the purpose of partition of the property in

question. Orders have accordingly been passed allowing partition to record the respective hal plots in favour of each of the three Sukla brothers in three different hal Khata describing their caste as MAHLA (महल) (19/1). Accordingly the hal R.O.R. Khata No. 971 and 966 have been prepared in favour of Govinda Sukla son of Brundaban Sukla and Gopal Sukla son of Brundaban Sukla respectively describing their caste as MAHLA (महल), whereas in the hal R.O.R. Khata No. 1011 prepared in favour of Nanda Sukla (father of Kartik Ch. Sukla) on the basis of the very same order cited supra, his caste has been recorded as MALA without any reason and rhyme. Recently another hal Khata i.e. hal Khata No. 110/86 has also been prepared in favour of the son of the aforesaid Gopal Sukla namely Golakh Chandra Sukla describing his caste as MAHLA (महल) as per the order passed in Khas Mahal permanent Lease Case No. 1631 of 2010. The genealogy of Sukla family is given below for better appreciation of facts.

GENEALOGY



Only with an intention to get a Certificate of Scheduled Caste, they have procured the said alleged R.O.R. Khata No. 1011 describing the caste of Nanda Sukla as 'MALA' with the sole purpose of enjoying the facilities available to the Scheduled Caste persons. It is worthwhile to state here that in the certified copy of the said R.O.R. Khata No. 1011 obtained from District Record Room, Cuttack (copy enclosed) the caste of said Nanda Sukla is clearly recorded as 'MAHLA' (महल) and not 'MALA'

disposed of on 28.11.2000 reported in AIR 2001 SUPREME COURT 393 wherein it is held in Paragraph - 35 of the said decision as follows;

"35. In the light of what is stated above, the following positions emerge:-

1. It is not at all permissible to hold any enquiry or let in any evidence to decide or declare that any tribe or tribal community or part of or group within any tribe or tribal community is included in the general name even though it is not specifically mentioned in the concerned Entry in the Constitution (Scheduled Tribes) Order, 1950.

2. The Scheduled Tribes Order must be read as it is. It is not even permissible to say that a tribe, sub-tribe, part of or group of any tribe or tribal community is synonymous to the one mentioned in the Scheduled Tribes Order if they are not so specifically mentioned in it.

3. A notification issued under Clause (1) of Article 342, specifying Scheduled Tribes, can be amended only by law to be made by the Parliament. In other words, any tribe or tribal community or part of or group within any tribe can be included or excluded from the list of Scheduled Tribes issued under Clause (1) of Article 342 only by the Parliament by law and by no other authority.

4. It is not open to State Government or Courts or tribunals or another authority to modify, amend or alter the list of Scheduled Tribes specified in the notification is under Clause (1) of Article 342."

It is, therefore, prayed that the matter of issue of alleged Caste Certificates in favour of Rajendra Sukla and others by the Addl. Tahasildar, Cuttack Sadar in Misc. Cases No. 1020 of 2006, No.1021 of 2006, No. 1022 of 2006, No.988 of 2006, Miscellaneous Certificate Cases No. e-CAS/58 of 2015, e-CAS/59 of 2015 and e-CAS/32 of 2015 and Sub-Divisional Officer, Cuttack Sadar in Misc. Case No. 107 of 1976-77 may please be probed through your agency preferably through Crime Branch of Police to unearth the fraud committed in obtaining the such alleged caste certificates and the Record-of-Rights/Patta of Khata No. 1011 of Mouza Cuttack Sahar, Unit-18, Buxl Bazar and the guilty be punished under the Penal Code and finally the said Caste Certificates be cancelled for the ends of justice.

Bhubaneswar
Dt. 13.10.2015

Yours faithfully,

(Surendranath Sahoo)
At/P.O. Arunodaya Nagar
P.S. Madhupatna, Cuttack

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 ଯାହା ମିଳିତ ଭାବରେ
 ଗୋଟିଏ ଟଙ୍କା

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IN THE COURT OF THE JOINT COMMISSIONER, CONSOLIDATION & SETTLEMENT, CUTTACK.

R.C. CASE NO. 812 of 2015

In the matter of

A Revision Petition under Section 15 of the Orissa Survey & Settlement Act, 1958.

AND

In the matter of

Surendranath Sahu, aged about 67 years, son of Late Dinabandhu Sahu, resident of Arunoda Nagar, P.O. Arunodaya Nagar, P.S. Badzambach, Town/District-Cuttack

... Petitioner

Versus

1. State of Odisha, represented through the Tahasildar, Cuttack Sadar, District - Cuttack.
2. Settlement Officer, Cuttack Major Settlement At- Jobra, P.O. College Square, District-Cuttack.
3. Mangalabag Mahlesuhi, P.S. Mangalabag, District-Cuttack.

... Opp. Parties

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Record Keeper
Board of Revenue, Odisha
Cuttack, Date: 11/11/15
Authorised U/S To, Act-1, 1972



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IN THE COURT OF THE JOINT COMMISSIONER,
SETTLEMENT & CONSOLIDATION, BOARD OF
REVENUE, ODISHA, CUTTACK
REVISION PETITION NO. 812 of 2015

(Under Section 15 (b) of the O.S. & S Act, 1958.)
Dated-26.10.2016

Present: Shri Aswini Kumar Choudhury,
Joint Commissioner, Settlement and Consolidation, Cuttack

Parties:

Surendranath Sahoo

... Petitioner.

- Versus -

State of Odisha & others

... Opp. Parties.

Counsel for the Petitioner

Sri B.N. Bagh.

Counsel for the O.Ps. 1 & 2

Sri B.R.Rath

Counsel for the Opp. Party No.3

Addl. Standing Counsel.
Sri P.K. Jena.

ORDER

The case was taken up to day for orders.

The learned Counsel for the Petitioner, the learned Counsel for Opp. Party No.3 also the learned Addl. Standing Counsel for the State (Opp. Parties No.1 & 2) are present.

This Revision Petition has been filed by the petitioner, U/s 15 (b) of the O.S. & S Act, 1958 along with a Petition U/s 5 of the Indian Limitation Act, 1963 for admission of the case after condonation of delay. Besides this, it was also prayed to invoke the suo-motu jurisdiction of this court U/s 15 (a) of the O.S. & S Act, 1958 and to undo the illegality & impropriety available therein. The delay was accordingly condoned and the case was admitted. Notice was duly served on the Opp. Parties and S.R. back.

The learned Counsels for both the parties including the learned Addl. Standing Counsel for the Opp. Parties No.1 & 2 (State) were heard in the matter and time was given to both the parties to file their written notes of arguments and documents in support their claims.

Heard the learned Counsels for both the parties including the learned Addl. Standing Counsel for the Opp. Parties No.1 & 2 (State) and on perusal of their written notes of arguments and documents, it is seen that this Revision petition has been filed by the Petitioner Surendranath Sahoo, challenging the recording of caste of the sole recorded Raiyat Nanda Sukla (deceased father of the Opp. Party No.3, Kartik Chandra Sukla), son of Brundaban Sukla, resident of Mangalabag Mahlasahi, P.S. Mangalabag, District- Cuttack as 'Mala' (माला) under the impugned Khata No.1011 pertaining to Mouza - Buxi Bazar, Unit No.18, Cuttack Town, under Mangalabag Police Station of Cuttack district. The R.O.R. has been finally published on 31.03.1990.

It was argued by the learned Counsel for the Petitioner that, the caste of Nanda Sukla (deceased father of the Opp. Party No.3, Kartik Ch. Sukla) and

CERTIFIED TO BE TRUE COPY

Record Keeper
Board of Revenue, Odisha
Cuttack, Dated: 26/10/2016



his brother Govinda Sukla sons of Brundaban Sukla was recorded as MAHLA. Moreover, the caste of Rukmini Dei W/o Brundaban Sukla (deceased grandfather of Opp. Party NO.3, Kartik Ch. Sukla) was also recorded as 'MAHLA' (ମାହଲ) in the Sabik R.O.R. Khata No. 964 of the year 1931 pertaining to the Mouza Malhanpur (now renamed as Mouza- Buxi Bazar, Cuttack Town, Unit-18), finally published on 30.10.1931. Accordingly that the caste of Nanda Sukla (deceased father of the Opp. Party No.3, Kartik Ch. Sukla) and his brother Govinda Sukla sons of Brundaban Sukla was recorded as MAHLA' has rightly been recorded as 'MAHLA' (ମାହଲ) in the Hal R.O.R. Khata Nos. 290, 971, 986 and Khata No.110/85 pertaining to the said Mouza-Cuttack Town, Unit-18, Buxi Bazar. Therefore, from the period of their ancestors Kartik Ch. Sukla (Opp. Party No.3) and his children belong to the caste 'MAHLA' (ମାହଲ). But only in the impugned R.O.R. Khata No.1011 prepared in favour of Nanda Sukla (deceased father of Opp. Party No.3) caste of the recorded tenant has wrongly been recorded as 'Mala' (ମାଲ) without any order to that effect. Therefore, this is an error apparent on the face of the records, which can be rectified at any time as per the settled provisions of law. It was further contended that, the Settlement Authorities lack jurisdiction to change the caste of a riyat. They have to go by the Sabik Records and to record the caste of a riyat as per the Sabik Record-of-Rights in view of the Board of Revenue, Odisha, Cuttack, Circular No.6350-LRS dated 15.08.1965.

It was further argued by the learned Counsel for the petitioner that, caste 'MAHLA' (ମାହଲ) to which the Opp. Party No.3 actually belongs, finds place at serial No. 185 of the list of SEBC of the year, 1995 and at Serial No. 182 in the OBC list during the year, 1999, whereas caste 'MALA' (ମାଲ) finds place at serial No. 56 of the Constitution (Scheduled Castes) Order, 1956 as amended in the year, 2002. Therefore, the caste 'MALA' (ମାଲ) as wrongly recorded in the impugned R.O.R. is being utilized by Kartik Chandra Sukla (Opp. Party No.3) & his children to obtain the alleged benefits in order to obtain the Scheduled Caste persons. Taking undue advantage of such alleged Scheduled Caste Certificates issued in favour of the Children of the of the Opp. Party No.3 on the basis of the impugned R.O.R., the Opp. Party No.3 and his two sons are now staking their claim before different forums to ignore the Regd. Sale Deed of 2001 executed in favour of the petitioner transferring a piece of land as void being executed in contravention of Section 22 of the O.L.R. Act. It is appropriate to state here that while executing the Regd. Sale Deed No. 1033 dated 01.09.2001 in favour of Surendranath Sahoo (Petitioner), the vendors/executants (i) Saraswati Sukla, W/o Kartik Ch. Sukla (Opp. Party No.3), (ii) Debendra Sukla and (iii) Rajendra Sukla sons of Kartik Chandra Sukla (Opp. Party No.3), had also described their Caste as MAHLA and stated that they are the persons not belonging to Scheduled Caste community and had accordingly made a declaration to that effect in the said Regd. Sale Deed of 2001. Therefore, the petitioner is a person aggrieved by such wrong entry of caste in the impugned R.O.R. Khata No.1011 and as such he has every right to challenge the same. It was submitted for the petitioner that the orders passed by the learned Sub-Collector, Cuttack Sadar, Cuttack, in Mutation Appeal Case No.158 of 2012 and the Hon'ble Member Board of Revenue Odisha, Cuttack, in OSS case No.777 of 2013, are completely different from the claim of the petitioner in this

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Deputy Registrar
Board of Revenue, Odisha
Cuttack Sadar, Cuttack
27/11/2013

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revision. The right, title, interest and possession over a particular property between the parties on the basis of alleged Scheduled Caste Certificate are under challenge in those matters, where as in the present revision the caste of the deceased father of the Opp. Party No.3 wrongly recorded in the impugned Hal Khata No.1011, prepared and finally published by the Settlement Authorities is under challenge, for which this Court has ample jurisdiction under Section 15 of the Act, as discussed in detailed supra.

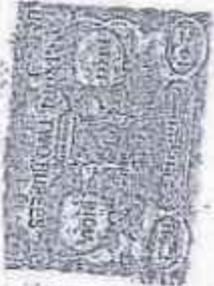
On the other hand the learned counsel for the Opp. Party No.3, strongly denied the claim of the petitioner and argued that, only right, title and interest over the land can be revised by this court in exercise of its jurisdiction under section 15 of the Act, and not the 'caste' in the R.O.R. It was further contended that the petitioner has also no locus standi to file such a revision petition before this Court to correct the actual Caste of the Opp. Party No.3. It was next pleaded that since the matter has already been adjudicated by the learned Sub-Collector, Cuttack Sadar, Cuttack, in Mutation Appeal Case No.158 of 2012, the Hon'ble Member Board Of Revenue Odisha, Cuttack, in OSS case No.777 of 2013 and ultimately the same is now subjudice in the Hon'ble High Court and Civil court, this court lacks jurisdiction to decide matter in the present Revision Petition. The learned Counsel for the Opp. Party No.3, vehemently argued that, because of wrong pronouncement his caste as 'Mahia' in Odia, the Opp. Party No.3, should not be debarred from availing the facilities available to the Scheduled Caste persons and his caste should not be corrected. It was, therefore, prayed to dismiss the revision petition being devoid of any merit.

On hearing the learned Counsels for both the sides, after going through their written notes of Arguments and documents and on perusal of the case records, the moot questions that arise for consideration before this Court are:-

- (i) Whether, this court has at all any jurisdiction to take up the matter of revising the caste of any records tenant in the finally published R.O.R.?
- (ii) Whether, this court has any jurisdiction to decide the matter in the event it has decided by the learned Sub-Collector, Cuttack Sadar, Cuttack, in Mutation Appeal Case No.158 of 2012, the Hon'ble Member Board Of Revenue Odisha, Cuttack, in OSS case No.777 of 2013 and ultimately during the pendency of the lis before the Hon'ble High court and Civil Court?
- (iii) Whether, the caste of the Opp. Party No.3, has been rightly recorded as MALA (ମାଳା) in the impugned Hal R.O.R. Khata No. 1011, on the basis of any order passed by any of the Settlement Authorities in course of Settlement Operation?

Coming to the first question, it would be proper to refer the provisions contained under Section 15 of the O.S. & S Act, 1958, wherein it is clearly provided that this court has ample jurisdiction to adjudicate and pass appropriate order for revision any record-of-rights, or any portion thereof on suo-motu action U/S. 15 (a) or on application made by any aggrieved person U/S. 15 (b) of the Act. The argument that was advanced by the learned Counsel for the Opp. Party No.3, that only right, title and interest over the land

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Record Keeper
 Board of Revenue, Odisha
 Cuttack, Odisha
 26/11/2013

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can be revised by this Court in exercise of its jurisdiction under Section 15 of the Act, and not the 'caste' in the R.O.R. is not sustainable.

The orders already passed by the learned Sub-Collector, Cuttack Sadar, Cuttack, in Mutation Appeal Case No.158 of 2012, the Hon'ble Member Board Of Revenue Odisha, Cuttack, in OSS case No.777 of 2013 and the pendency of the lis before the Hon'ble High court and Civil Court will not operate as a bar and restrict the jurisdiction of this Court to adjudicate the present case as the issues and subject matters of those litigations are completely different from the claim of the petitioner in this revision. The right, title, interest and possession over a particular property between the parties are under challenge in those matters, where as in the present revision the Caste of the Opp. Party No.3 wrongly recorded in the impugned Hal Khata No.1011, prepared and finally published by the Settlement Authorities is under Challenge, for which this Court has ample jurisdiction under Section 15 of the Act, as discussed in detailed supra. Moreover, in view of the Board's Circular No.5210-XLII-42/72, L.R.S. dated 17.06.1972, the pendency of a litigation in a Court of law is not a bar to the Asst. Settlement Officer & Settlement Officer to decide the Settlement Cases.

Coming to the 3rd and the most important point, It is appropriate to state here that Settlement Courts being Courts of records lack jurisdiction to change the caste of any recorded tenant in the record-of-rights. The change of caste is not of the functions of settlement operations. They have to record the caste of a tenant as per the caste recorded in the Sabik record-of-rights. The Board of Revenue, Odisha, Cuttack, in their Circular No.6350-LRS dated 15.06.1965 have clarified the issue regarding recording of caste in the Record-of-Rights and accordingly issued instruction as follows:-

Though during settlement caste is recorded, change of caste is not of the functions of settlement operations. Ordinarily caste be recorded on the back of the entry made in record-of-rights prepared during the previous settlement. Xox xox'

On careful examination of records it is seen that the caste of Rukmini Del W/o Brundaban Sukla (deceased grandfather of Kartik Ch. Sukla) was recorded as 'MAHLA' (ମାହଲ) in the Sabik R.O.R. Khata No. 964 of the year, 1931 pertaining to the Mouza Makhampur (now renamed as Mouza- Buxi Bazar, Cuttack Town, Unit-18), finally published on 30.10.1931.

Therefore, from the period of their ancestors of Kartik Ch. Sukla and his children belong to the caste 'MAHLA' (ମାହଲ). Accordingly the caste of Nanda Sukla (deceased father of the Opp.Party No.3, Kartik Ch. Sukla) and his brother Govinda Sukla sons of Brundaban Sukla has been rightly recorded as ମାହଲ (MAHLA) in the Hal R.O.R. Khata No. 290, 971, 968 and 110/86 of the Mouza-Cuttack Town, Unit-18, Buxi Bazar. But the caste of Nanda Sukla (deceased father of the Opp.Party No.3, Kartik Ch. Sukla) has been recorded as 'Mala' (ମାଲ) only in the impugned hal R.O.R. Khata No. 1011. This R.O.R. has been prepared as per the orders passed by the Asst. Settlement Officer concerned in connected Objection Case No. 1706 of 1988 under Section 22(3) of the O.S & S. Act. In the said order the hal plot No. 2034 Ac.0.047 decimals has been partitioned among Govinda Sukla, Gopai Sukla and Nanda Sukla, sons of Brundaban Sukla. After a field enquiry suggestion

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Director of Revenue, Odisha
Cuttack, 24-1-13



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can be revised by this Court in exercise of its jurisdiction under Section 15 of the Act, and not the 'casus' in the R.O.R. is not sustainable.

The orders already passed by the learned Sub-Collector, Cuttack Sadar, Cuttack, in Mutation Appeal Case No.156 of 2012, the Hon'ble Member Board Of Revenue Odisha, Cuttack, in OSS case No.777 of 2013 and the pendency of the lis before the Hon'ble High court and Civil Court will not operate as a bar and restrict the jurisdiction of this Court to adjudicate the present case as the issues and subject matters of those litigations are completely different from the claim of the petitioner in this revision. The right, title, interest and possession over a particular property between the parties are under challenge in those matters, where as in the present revision the Caste of the Opp. Party No.3 wrongly recorded in the impugned Hal Khata No.1011, prepared and finally published by the Settlement Authorities is under Challenge, for which this Court has ample jurisdiction under Section 15 of the Act, as discussed in detailed supra. Moreover, in view of the Board's Circular No.5210-XLII-42/72, L.R.S. dated 17.06.1972, the pendency of a litigation in a Court of law is not a bar to the Asst. Settlement Officer & Settlement Officer to decide the Settlement Cases.

Coming to the 3rd and the most important point, it is appropriate to state here that Settlement Courts being Courts of records lack jurisdiction to change the caste of any recorded tenant in the record-of-rights. The change of caste is not of the functions of settlement operations. They have to record the caste of a tenant as per the caste recorded in the Sabik record-of-rights. The Board of Revenue, Odisha, Cuttack, in their Circular No.6350-LRS dated 15.06.1965 have clarified the issue regarding recording of caste in the Record-of-Rights and accordingly issued instruction as follows:-

"Though during settlement caste is recorded, change of caste is not of the functions of settlement operations. Ordinarily caste be recorded on the back of the entry made in record-of-rights prepared during the previous settlement. Xxx xxx"

On careful examination of records it is seen that the caste of Rukmini Dei W/o Brundaban Sukla (deceased grandfather of Kartik Ch. Sukla) was recorded as 'MAHLA' (ମାହଲ) in the Sabik R.O.R. Khata No. 964 of the year, 1931 pertaining to the Mouza Makhampur (now renamed as Mouza- Buxi Bazar, Cuttack Town, Unit-18), finally published on 30.10.1931.

Therefore, from the period of their ancestors of Kartik Ch. Sukla and his children belong to the caste 'MAHLA' (ମାହଲ). Accordingly the caste of Nanda Sukla (deceased father of the Opp.Party No.3, Kartik Ch. Sukla) and his brother Govinda Sukla sons of Brundaban Sukla has been rightly recorded as MAHLA (ମାହଲ) in the Hal R.O.R. Khata No. 290, 971, 986 and 110/88 of the Mouza-Cuttack Town, Unit-18, Buxi Bazar. But the caste of Nanda Sukla (deceased father of the Opp.Party No.3, Kartik Ch. Sukla) has been recorded as 'Mala' (ମାଲ) only in the impugned hal R.O.R. Khata No. 1011. This R.O.R. has been prepared as per the orders passed by the Asst. Settlement Officer concerned in connected Objection Case No. 1706 of 1988 under Section 22(3) of the O.S & S. Act. In the said order the hal plot No. 2034 Ac.0.047 decimals has been partitioned among Govinda Sukla, Gopal Sukla and Nanda Sukla, sons of Brundaban Sukla. After a field enquiry suggestion

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has been given by the Amin to record hal plot No. 2034 Ac.0.015 decimals in the name of Govinda Sukla son of Brundaban Sukla, caste MAHLA (ମାହଲ), the hal plot No. 2034/2573 Ac.0.015 decimals in the name of Gopal Sukla son of Brundaban Sukla, caste MAHLA (ମାହଲ), and the hal plot No. 2034/2574 Ac.0.015 decimals in the name of Nanda Sukla (deceased father of the Opp. Party No.3) son of Brundaban Sukla, caste MAHLA (ମାହଲ). In separate hal Khatas as per their separate possession in the field. After verifying the orders passed in KLC No. 466/76 order was passed by the learned Asst. Settlement Officer to give them separate hal Khatas as suggested by the Amin in his field enquiry report. But while carrying out the aforesaid order passed by the learned Assistant Settlement Officer, the Caste of Nanda Sukla (deceased father of the Opp. Party No.3) has wrongly been recorded as 'Male' (ମାଲ) in the impugned hal R.O.R. Khata No. 1011, although no such order was passed for recording his caste as 'Male' (ମାଲ) in the R.O.R. by the learned Assistant Settlement Officer. Therefore, the caste of Kartik Chandra Sukla (Opp. Party No.3), son of Late Nanda Sukla has been wrongly recorded as 'Male' (ମାଲ) under the impugned Khata No.1011 pertaining to Mouza- Buxi Bazar, Unit No.18, Cuttack Town without any order of any authority, as such it is an error apparent on the face of the records, which needs to be revised for the ends of justice.

Considering the claim of the petitioner the Tahasildar, Cuttack Sedar is directed to correct the caste of Nanda Sukla (father of the Opp. Party No.3 Kartik Chandra Sukla), son of Brundaban Sukla as MAHLA (ମାହଲ) in place of caste 'Male' (ମାଲ) in the impugned Khata No.1011 pertaining to Mouza-Buxi Bazar, Unit No.18, Cuttack Town after causing due local enquiry, verifying the relevant documents, following due procedure of law.

SCHEDULE OF THE LAND

- Mouza - Buxi Bazar, Unit No.18, Cuttack Town, P.S. Mangalabap, District Cuttack
- Hal Khata No.1011, Hal Plot No.2034/2574, Ac.0.015 decs.

Pronounced the order to-day.

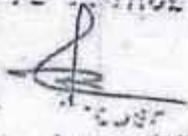
Typed to my dictation and corrected by me.

 JOINT COMMISSIONER


 JOINT COMMISSIONER,
 SETTLEMENT & CONSOLIDATION
 CUTTACK

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 Dated: 25.11.2016
 2016, Oct-1, 1972





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 साहित्य महाला
 Richard K. Das,
 Board of Revenue, Odisha
 Cuttack, Date: 24/1/72
 Authorised Sign. Act-1, 1972

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OFFICE OF THE TAHASILDAR SADAR, CUTTACK.

Letter no. 9689 / DL 15 / 13 / 15

To

The District Welfare Officer, Cuttack.

Sub: Grievance petition of Sri Surendranath Sahoo of Arunodaya Nagar, P.S.-
Madhupatana, Dist-Cuttack for issuance of SC caste certificate to Rajendra Sukla &
others as Malha/Mala by Addl. Tahasildar, Sadar, Cuttack who belonged to SEBC.

Ref: Dist. Office letter no.2664/DW Dated 13.11.2015

Inviting reference on the subject cited above, I am to inform you that the matter has been jointly enquired by Revenue Supervisor Sibn Prasad Behera & R.I. Laxmikant Dalei of this Office. In the report it has been stated that Sri Rajendra Sukla belongs to S.C. & his sub-caste is MALA(ମାଳା) which finds Sl.no.56 in the Scheduled caste list of Orissa. The copy of joint enquiry report of R.I. & R.S. is enclosed along with a copy of R.O.R. containing nature of caste which stands recorded in the name of Nandan Sukla(grandfather of Rajendra Sukla) bearing khata no 1011 of Mz.-Unit no.18, Buxibazar.

It is pertinent to mention here that Sri Rajendra Sukla was issued caste certificate (S.C.) by the then Addl.Tahasildar Sri Lokanath Behera vide caste certificate case No.e-Cas/58 of 2015 Dtd.20.02.2015. A copy of ROR produced by the applicant (available in the case record) bearing khata no.290 of Mz.-Unit no.18, Buxibazar in which the caste has been mentioned as MAHLA(ମାହାଳା) which finds Sl. No.185 in SEBC list of Orissa. The copy of the same is enclosed for reference. As far as official Record is concerned the said caste certificate has not been challenged in any of the appellate forum.

This is for favour of your information and necessary action.

Yours faithfully,

Encl: As above


Tahasildar, Sadar, Cuttack.

Memo no...../Dl.....

Copy submitted to Sub-Collector, Sadar cuttack for kind information.

Ed
Tahasildar, Sadar, Cuttack.

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ANNEXURE-10
RTI MATTER
URGENT
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GOVERNMENT OF ODISHA
ST & SC DEVELOPMENT DEPARTMENT

No. 25579 / SSD dated Bhubaneswar the
PCR (C)-01/2014

4th September, 2014

Sri R.N. Mallick, OSS,
PIO-cum-Under Secretary to Govt.

To

Sri Ashok Kumar Routray,
Plot No. - 719, Mahanadi Vihar
Po.-Naya Bazar, Cuttack-753004.

Sub: Information required under RTI Act, 2005.

Sir,

In inviting reference to your application dt.27.08.2014 on the subject noted above I am to say that as per your application "Whether Sub-Caste MALLA (ମାଲ) & MAHLA (ମହ) belongs to Scheduled Caste or not and find place in the list of Presidential order of Scheduled Caste constitution (Scheduled Castes) order 1950". It may be stated here that the Caste 'MAHLA/MAHLAR' has been included in the SEBC list of Odisha during the year 1995 at Sl. No.185 & in OBC list during the year 1999 at Sl.No.-182. On the other hand caste 'MALA or JHALA' was included in the Constitution (Scheduled Caste) order 1950 at Sl. No.56. During the year 1956, the Caste "Malo or Zala" was inserted with "Mala and Jhala" at Sl. No.56 in "the SC & ST lists (Modification) order 1956". Similarly the caste "MALA, JHALA, MALO, ZALA" were found place at Sl. No.56 in "The SCs & STs orders (Amendment) Act. 1976 (Act. No.-108 of 1976). Now during "The constitution (SCs) orders (Second Amendment) Act. 2002" (No.-61 of 2002) the caste "MALA, JHALA, MALO, ZALA, MALHA, JHOLA" were found place at Sl. No. 56.

In order to get hard copy of SC. list a sum of Rs. 116/- (Rupees one hundred sixteen) only including postal charges may be deposited in Cash/BD/IPO in favour of PIO, ST&SC Development Department within 15 days' after receipt of this letter for supplying above information failing which your application shall be rejected.

Yours faithfully,

PIO-cum-Under Secretary to Govt.

Memo No. 25580 / SSD Dt. 04.09.14

Copy forwarded to OE-II (RTI Cell) Section of this Deptt. for information with reference to their RTI Register Sl. No. 233 dt. 02.09.2014.

PIO-cum-Under Secretary to Govt.