

A SUCCESS STORIES WHICH WERE SETTLED BEFORE NATIONAL LOK ADALATS

1. Tawang District: TITLE SUIT – 01/2016

These land disputes initially have arose between Late Hrangchung of Gongkhar and Shri Hrang Chong and the Villagers of Gongkhar Village, regarding the inheritance of land and properties left by Late Therchung. As such, the matter was primarily heard before the Court of the then Additional Deputy Commissioner, Tawang, wherein, after haring both the parties the Court pronounced its judgment on 30.04.1972 and decided in favour of Late Hrangchung and Late Tashi Chonjom.

However, after the demise of Late Hrangchung and Late Tashi Chonjom the land and property was inherited by Rinchin Tsewang (Plaintiff) by virtue of being a son of Late Harnagchung and Shri Genden Wangchu (Defendant) by virtue of being as grandson of Late Tashi Chonjom. The landed property was equally divided between the plaintiff and defendant except the KHEMRO (dwelling house in dilapidate condition) which is in possession of Shri Genden Wangchu (Dependant).

Initially the dispute of KHEMRO land was brought before Village Councils (Gaon Burahs) called "MANG" but the matter could not be settled. As such, the same dispute was brought before the then Circle Officer, Mukto on 16.12.2011. On this complaint Learned Circle Officer, Mukto, then visited the disputed site but the matter could not be resolved at that point of time and the dispute between the parties remained pending.

Hence the plaintiff has filed a Suit for declaration of Title over a land before the Civil Judge of Tawang on 02.03.2016 which was registered as TS Suit No. 01/2016 at Civil Judge (junior Division) Tawang.

Being Civil Suit and during the pendency of case for more than a year before the Civil Court, Tawang the matter was referred before the National Lok- Adalat on 08/07/2017. The matter was then settled before the National Lok- Adalat on 08/07/2017 on being agreed by the both parties with a condition that the dependent Mr Genden Wangchu shall share/part portion of disputed land (KHEMRO) to the plaintiff and exact boundary as decided above shall be demarcated by drawing proper Sketch map by the Circle Office, Mukto but both the parties prayed to the DLSA board members to visit the spot and demarcate the same which shall be accepted by both the parties and accordingly the DLSA board members agreed to visit the disputed land at Gongkhar Village, Tawang District on 14/07/2017 to demarcate the boundary.

Despite being scheduled on 14/07/2017 the Board members could not visit the disputed land at Gongkhar Village, Tawang District because of inaccessible road conditions due to constant bad weather condition as being rainy season. Hence, the board has rescheduled the date to 10/12/2017 to visit Gongkhar Village.

On 10/12/2017 the DLSA Tawang team headed by Mr Damge Niri, Civil Judge, Tawang along with Board Members visited the disputed land at Gongkhar Village and the KHEMRO (disputed land) which was in possession of Mr Genden Wangchu (dependent) was demarcated by parting a portion of land to Mr Genden Wangchu (Plaintiff) and the Sketch map of the disputed land was prepared on the spot in presence of DLSA Board members,

Village councils and the Panchayat member's of Gongkhar Village in terms of the judgment and order passed on 08/07/2017 before National Lok-Adalat.

Hence, a land dispute case which was pending before the court for the last 3(three) generation has been settled amicably with the initiative of DLSA Tawang which have been accepted by both the parties.

At the end both parties jointly assured to live congenial life by maintaining good relationship since both belongs to same family descendants.

2. GR. No. 147/2016, arising out of DEOMALI PS Case No. 13/2016, Under Sections 341/323 IPC.

In this instant case, a FIR was lodged by Shri Abhilash Prasad, R/O- Namsangmukh No.3, PO/PS- Deomali, Tirap District (A.P.) at OC PS Deomali, Tirap District (A.P.) on 08.09.2016 against the alleged accused Constable Takap Taruk, 1st IRBN Namsangmukh for physically assaulting his own brother. Accordingly, alleged accused Shri Takap Taruk was Charge Sheeted for the offence punishable under sections 341/323 IPC vide charge sheet No. 10/2016 dated 23.10.2016.

As the case was found to be compoundable and trivial in nature and as such the same was referred for determination to the National Lok Adalat, hence, the instant case was taken up before the Lok Adalat on 11.02.2017.

Initially the victim was reluctant; however, after proper conciliation and deliberation by the Judicial Officer, Advocates representing the parties and Advocate Conciliators to both the parties, the accused tendered his unconditional apology to the victim and the informant/complainant and gave assurance that he will not be involved in such similar nature of offence in future. As such the matter was amicably settled restoring the relationship between the two brothers, who was in logger heads.

3. GR. No. 17/2009, arising out of Khonsa PS Case No. 17/2009 Under Section 325 IPC.

The instant case arose out of a complaint/FIR lodged by Shri Kijen Jenpi at OC PS Khonsa, Tirap District (A.P.) on 22.03.2009 against alleged accused Shri Jenlong Rangnyu for physically assaulting to him. Accordingly, the alleged accused Shri Jenlong Rangnyu was charge sheeted for the offence punishable under section 324 IPC, however, after careful perusal of the entire case record the Presiding officer felt the offence is punishable under Section 325 IPC. Accordingly, as the case being compoundable and trivial in nature was referred before National Lok-Adalat for settlement; hence, the instant case was taken up before the Lok Adalat on 11.02.2017.

Initially the Victim was reluctant to settle the matter, however, upon constant counselling to the parties for mutual settlement and advice them to keep good relations in future as such the alleged accused was also admonished for his misdeed at which the accused tendered his unconditional apology to the victim and undertakes not to involve in such similar nature of offence in future. Hence, the board members amicable settled the

matter by imposing reasonable fine amounting to Rs. 500 and further directed him to pay a compensation amount of Rs. 10,000/- to the victim/complainant.

4. GR. No. 157/2009, arising out of LONGDING PS Case No. 10/2009 Under Sections 448/323 IPC.

In this instant case a complaint/FIR was lodged at OC PS Longding by Shri M.C. Roy, Teacher In-charge, Govt. Primary School, Mintong, Longding District (A.P.) on 30.03.2009 against accused Shri Wangchun Wangham for trespass and causing hurt. Accordingly, the alleged accused was charge sheeted for the offence punishable under sections 448/323 IPC.

As the case being compoundable, as such it was referred for determination before National Lok Adalat, hence, the instant case was taken up before the Lok Adalat on 11.02.2017.

Both complainant Shri M.C. Roy and accused Shri Wangchun Wangham were present before the board and both agreed to amicable settle the matter with the condition that alleged accused should not be involved in such offence in future and the same was gracefully accepted by the accused with an apology. Hence, the board members decided to settle the matter by imposing reasonable fine of Rs. 1000/- against the accused. The decision of the board members was accepted by both the parties at the end.