



IN THE COURT OF MAGISTRATE FIRST CLASS, I/W -- II
MANIPUR

Crl. Case No. of 2023

Ningthoujam Babita Devi, aged about 47 years, w/o
Shri N. Biren Singh, a resident of Mayang Imphal, P.O. &
P.S. Mayang Imphal, Imphal West District, Manipur.

- Complainant.

- Versus -

1. Shri Laishram Inaobi Singh, aged about 55 years, S/o
(Late) L. Apet Singh, a resident of Mayang Imphal
Bazar Maning P.O. & P.S. Mayang Imphal, Imphal
West District Manipur.
2. Shri Kshetrimayum Romi Singh, aged about 56 years,
S/o (Late) Ksh. Komol Singh, a resident of Mayang
Imphal Bazar P.O. & P.S. Mayang Imphal, Imphal West
District Manipur and others.

- Accused Persons.

IN THE MATTER OF

An application u/s, 190 and 156 (3) of the Criminal
Procedure Code, 1973 r/w Sec. 420, 434, 447 and
34 of the Indian Penal Code, 1860.

Most respectfully sheweth,

1. That, the Complainant is the owner and possessor of the Homestead Land under Patte
No. 150 (O)/1247 (N) covered by C.S. Dag No. 4491/4645, measuring an area of 0.05
acre out of 0.17 acre situated at Village No. 76 Mayang Imphal regularly paying the
revenue of the land.
2. That, the piece of land was the share portion of one Smt. Laishram (N) Eliangbam (O)
Mema Devi, the youngest daughter of one (Late) Laishram Apet Singh.
 - i. During the lifetime of Laishram Apet Singh had distributed his land to his
daughters in law, granddaughters and daughter in year 2012, then his youngest
daughter Smt. Mema Devi got the land (0.05 acre lying in the south eastern

*This petition is
treated as an OE
of case under
FIR No 129(11)2023 MIPs
u/s 188/447/434/427/120-B IPC.*

*Seal
OC/MIPs*

*Officer-In-charge
Mayang Imphal Police Station
Imphal West, Manipur*

29/11/2023

corner) as her share and mutated in the name of Smt. Mema Devi and her second brother (defendant no. 1) had signed on 20/12/2013 as witness in the mutation case of SDC Mayang Imphal.

- II. This piece of land was demarcated out of the whole land, and for a financial problem sold it to the Complainant with full knowledge of the sons and daughters under registered deed at Wangoi Sub Registration Office on 23/05/2018.
 - III. The land was mutated in the name of the Complainant under due process.
 - IV. There was no objection in the mutation case from any quarter.
3. That, it was mutated the piece of land in the name of the Complainant and a demarcation was conducted on 9th June 2018 by the field staff of SDC Mayang Imphal and fixed pegs marking off the land from the rest and putting up boundary fencing to prevent entry of the astray cattle. Unfortunately, defendant no. 1 having no locus standi had filed a case bearing suit no. 15 of 2018 Before the Honourable Court, Civil Judge Junior Division, Imphal West is still continuing. Here it may be reminded and injunction case bearing judicial misc. case no. 198 of 2018, ref. OS No. 15 of 2018 filled by the Complainant is also proceed. It is clear that case is due to instigation of defendant no. 2 as he is willing to own the land without having any legal justification. The defendant no. 2 taking help of defendant no. 1 have illegally entered the suit land and removed/missing all fixed pegs putting by SDC Mayang Imphal Staff and he has raised some construction before some days.
4. That, on 1st August 2023, when the Complainant visited the homestead land at about 9:30 am found that some person had been constructed over the suit land without the knowledge and authority of the owner, the Complainant asked them to vacate the land, but they refused.

That, the Complainant become suspicious of their nature to be intentional had reasoned to make complaint application to the Mayang Imphal Police Station on 5th August 2023. Then MIPS called the person involved. Arguments between parties were occurred before the Officer in Charge MIPS. And from the statements of the defendant no. 1 given before OC MIPS, it came to know that the said land has been sold by defendant no. 1 to defendant no. 2. Hearing all the statement of the Accused Persons, OC MIPS could not take up any legal action/police action as he has no order from Court for doing something.

Moreover, in January 2020, it may be reminded that two persons namely Kh. Memcha Devi aged about 58 years W/o (Late) Kh. Nilamani Singh, Laishram Soro Devi aged about 56 years W/o L. Bijoy Singh of MI Bazar Maning runs business by opening a Pan Dukan, kitchen gardening over the suit land. And this wrongful act was doing under the instigation of defendant no. 2 and in this connection the Complainant lodged complaint applications to both MIPS and SP Imphal West. On the beginning OC MIPS refused Complainant's application but SP Imphal West advised to MIPS OC and SDPO on mobile phone. Thereby IO of the case called up the defendant no. 2 and he

produced fake documents pretending to be owner of the land. Really speaking, defendant no. 2 is not related in the cases pending before the Honourable Court, Civil Judge Senior Division Imphal West (OS no. 64 of 2018) and Before the Honourable Court, Civil Judge Junior Division Imphal West (OS no. 15 of 2018).

5. That, on 23/8/2023, another application had also submitted to SP Imphal West for taking appropriate legal action. And it is learned that SP Imphal West instructed to MIPS on 26/08/2023 for taking action but the Complainant could not see any action taken up.
6. That, the cause of action of this complaint application started on the 1st August 2023 it is still continuing. And the land will be damaged more if the unauthorised entries of the Accused Persons are not checked.
7. That, the Complainant is the genuine purchaser of the land from Smt. Laishram (N) Mema Devi. Being an owner, she bears all the burdens made by the Accused Persons so far as Court has nothing to do against them as taking of dates, continuing of Court procedure is on upto now. It is going to die in waiting relief which should be given by the Honourable Court.

P R A Y E R

It is prayed that your honour be pleased to issue order: -

- i) For taking necessary legal action on the illegal intruders by registering an FIR Case against the Accused Persons.
- ii) For investigation and calling relevant papers and record.
- iii) For apprehending the illegal intruders and trespassers.
- iv) For any other appropriate orders.

Dated, Imphal,

By: - *Dr. J. H. Singh*
(Advocate)

Signature of the Complainant

Sd/-

(N. Babita Devi)

V E R I F I C A T I O N

Verified that the statements made in the above petition are all true and contains no false statements.

Dated, Imphal,

By: - *Dr. J. H. Singh*
(Advocate)

Signature of the Complainant

Sd/-

(N. Babita Devi)

FIRST INFORMATION REPORT
FIRST INFORMATION OF A COGNIZABLE OFFENCE REPORT UNDER SECTION
154 CRIMINAL PROCEDURE CODE AT POLICE STATION MAYANG IMPHAL

Sub-Division:- Wangoi

District:- Imphal West.

FIR No 129(11)2023 MIPS, U/S 188/447/434/427/120-B IPC Date & hour of occurrence: On 1/8/2023 at @ 9.30 am

Date and hour when reported	Place of occurrence & distance & direction from Police Station	Date of dispatch from Police Station.
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
On 29/11/2023
At 5.30 pm

At the homestead land of the complainant
located at Mayang Imphal

29/11/2023

About 600 meters/South

N.B. — A first information must be authenticated by the signature, mark of thumb
Impression of informant and attested by the signature of the officer recording it.

Name & residence of informant	Name & residence of accused	Brief description of offence with section and of property carried off, if any	Steps taken regarding investigation Explanation of delay in recording information	Result of the case
Ningthoujam Babita Devi(47) yrs W/o N. Biren Singh of Mayang Imphal Bazar OE is attached  OC- MIPS 29/11/2023 Officer-in-charge Mayang Imphal Police Station Imphal West, Manipur	1) Laishram Inaobi Singh(55) S/o (L) L. Apet Singh of Mayang Imphal Bazar Maning 2) Khsetrimayum Romi Singh(56) S/o (L) Ksh. Komol Singh of Mayang Imphal Bazar	Disobedience to Order duly promulgated by public servant, Criminal trespass, Mischief by destroying or moving any land mark fixed by the authority of a public servant, property damaged, Criminal Conspiracy. / Punishable U/s 188/447/434/427/120-B IPC	SI L. Deepishwor Singh will please investigate the case.	

Signed : Inspt. S. Nabajiban Ningthouja
Designation : OC/Mayang Imphal PS
Dated : 29/11/2023.

Officer-in-charge
Mayang Imphal Police Station
Imphal West, Manipur