

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No(s). 2641/2021  
[Arising out of impugned final judgment and order dated 16-12-2020  
in CRLREV No. 196/2012 passed by the High Court of Orissa at  
Cuttack]

BHAGABAN GANTYAYAT

Petitioner(s)

VERSUS

THE STATE OF ORISSA &amp; ANR.

Respondent(s)

FOR ADMISSION and I.R.

IA No. 43408/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED  
JUDGMENT

IA No. 105425/2021 - VACATING STAY

Date : 22-07-2025 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE VIKRAM NATH  
HON'BLE MR. JUSTICE SANDEEP MEHTA

For Petitioner(s) :

Mr. Nikilesh Ramachandran, AOR  
Mr. Raj Kumar Khanagwal, Adv.  
Mr. Shubham Seth, Adv.  
Mr. Lovekesh Aggarwal, Adv.  
Mr. Ravi Chand, Adv.

For Respondent(s) : Mr. Anukul C Pradhan, Sr. Adv.

Mr. Abhinav Pandey, Adv.  
Mr. Shibashish Misra, AOR  
Mr. Saurabh Mishra, AOR

UPON hearing the counsel the Court made the following  
O R D E R

In this case, the contesting parties are  
brothers. Earlier, we had requested Mr. Shibashish  
Misra, learned counsel to act as a Mediator and find  
out a solution for which Mr. Misra has done  
extensive exercise. However, ultimately he could not

succeed and today we have been informed that the mediation has failed.

From the Mediation Report submitted by Mr. Misra, we find that the petitioner had offered Rs.45 lakhs to the respondent which was close to the benchmark value. The respondent declined to accept and made a demand of Rs. 95 lakhs being the market value, according to the respondent.

Mr. Mishra's Report further indicates that according to the Tehsildar the market value was about Rs. 48 lakhs which is very close to the benchmark value of Rs. 45 lakhs. Whatever be the case, we again left it open to the parties to settle their score here as they are of the same family and are brothers.

Learned counsel for the respondent, upon instructions, submitted that whatever reasonable amount this Court fixes between Rs.45 lakhs to Rs.95 lakhs he will accept the same.

On the other hand, learned counsel for the petitioner submitted that he had instructions to extend the offer up to Rs. 50 lakhs and not beyond.

Considering the facts and circumstances, we are of the view the amount of Rs. 60 lakhs would be a reasonable amount.

Learned counsel for the petitioner prays for three days time to seek further instructions in the matter.

List the matter again on 29<sup>th</sup> July, 2025.

Liberty is given to the parties to mention the matter on the said date.

The Court records its gratitude to Mr. Shibashish Misra, learned Mediator for helping the Court in finding out a solution.

(SONIA BHASIN)  
ASSISTANT REGISTRAR-CUM-PS

(RANJANA SHAILEY)  
ASSISTANT REGISTRAR