

SHRI A. R. BHANDAKKAR

(B.Com., L.L.B.)

☎ : (07153) - 244706

ADVOCATE

Ram Mandir Ward,

HINGANGHAT - 442 301

Dist. Wardha (M.S.)



Date : 11.11.2017

To,
Shri. Atul S/o Namdeorao Wandile
R/o Hinganghat Tah Hinganghat
Dist. Wardha

Having been engaged by Shri. Atul S/o Namdeorao Wandile R/o Hinganghat I Shri.A R.Bhandakkar Adv.Hinganghat is issuing this

Special Report On Title

Diverted (N.A.use) Field bearing Field Survey no.232/1B adm.1.50 H.R. L.R.755.00 Bhog.class I , at mouza Pimpalgaon M Mouza No. 103 P.C. No. 34 Tah. Hinganghat Dist. Wardha

belonging to Shri. Atul S/o Namdeorao Wandile by occ. Cultivater R/o Hinganghat Tah Hinganghat Dist. Wardha.

	ASPECTS TO BE CONSIDERED	COUNSEL'S Statement
1.	A Particulars Name of the borrower with address.	Shri. Atul S/o Namdeorao Wandile by occ. Cultivater R/o Hinganghat Tah Hinganghat Dist. Wardha.
2.	Name of the person offering mortgage with Parentage/constitution and address:	Shri. Atul S/o Namdeorao Wandile by occ. Cultivater R/o Hinganghat Tah Hinganghat Dist. Wardha.
3.	Details of the property to be mortgaged : As per title deed - As per present position -	Diverted (N.A.use) Field bearing Field Survey no.232/1B adm.1.50 H.R. L.R.755.00 Bhog.class I , at mouza Pimpalgaon M Mouza No. 103 P.C. No. 34 Tah. Hinganghat Dist. Wardha Boundries of Field S.No.231/1A and 231/1B On East=Field Survey no.232/1k On West= Field Survey no.231 On North= Shiv On South= Field Survey no.232 /2 ,234,234/7A
	B. INVESTIGATIONS	
1)	Details of the Title deeds/documents (including link deed /parent deeds) to be deposited for creation of the mortgage (with full particulars regarding nature of the document, date of execution and details of	i) Computerized certified copy of the 7/12 extract dt.07/10/2017 of F.S.no.232/1A at Pimpalgaon M . ii) old Copy of mutation dt.11/1/2017 iii) certified copies of mutations 4 issued on

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	registration)	dt.11/01/2017 and 7/10/2017 iv) Certificate from Bhoomiabhilekh Office of renumbering parcha dt.10/1/2017. v) Original Sale deed dt.21/07/2016 regd.sr.no.3223 at Hinganghat vi) Certificate of tahsildar Hinganghat about non availability of the rev record dt.11/01/2017.
2)	Whether certified copies have been obtained from the registrars office.	N/A.
4.	Whether the registration particulars as given in the title deed shown to the counsel tally with the particulars as stated in the record of the registrar's office?	yes
5.	Whether the registration particulars number and date and page particulars as given in the title deed tally with the particulars as stated in the certified copy as obtained from the registrar's office?	N/A.
6.	Whether the photographs of parties as affixed in the conveyance deed /title deed tally with the photographs seen in the certified copy as obtained from the registrar's office?	N/A.
7.	Whether contents of the as given in the title deed tally verbatim with the contains as stated in the certified copy obtained from the registeror's office? If not, variation be specified. What is its effect?	N.A.
8.	Whether the property has been mutated in the name of person offering the mortgage?	yes. in rev. record .
9.	Whether equitable mortgage can be created at the place where the branch disbursing the loan is situated?	No

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10.	Whether there is any bar under any local law for creation of the mortgage of the property to be mortgage? (In some state, there are legal restriction on creation of the mortgage of agricultural property for non- agricultural purpose).	No.
11.	Whether there are any restriction regarding sale of the property to be mortgage? (in some state, there are restriction for sale of property to resident outside the state)	No.
12.	Whether all the approvals, clearance/sanction required for creation of the mortgage have been obtained? If not obtained, What are such sanction, approvals and clearance yet to be obtained?	N/A.
13.	Whether the property is ancestral/ or under joint ownership or the minor is having interest in the property? If so, its effect thereof.	Acquired by regd.sale deed.
14.	Whether the property to be mortgage has been acquired under land Acquisition Act 1894?	No
15.	Whether urban land ceiling Act is applicable in the state where the property is located?	No
16.	In case of leasehold property, whether permission/ NOC from the lessor is required for creation of mortgage?Whether permission of the lessor/ NOC is obtained?	N/A.
	17.What is the rate of sharing of unearned income with lessor. In the event of sale of the property?	N/A.
	18.Whether copy of title deed favouring lessor (other than Govt.) is made available to examine the validity of the lease?	N/A.

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	19. Whether terms and condition given in the lease deed have been complied with? If any condition is violated, effect thereof.	N.A.
20.	Whether any permission of income tax Authorities/ Assessing Officer is required under the provision of income Tax Act for creation of mortgage or any certificate is to be submitted to the bank to show that no dues are outstanding to the income tax department?	No
21.	In respect of Agri. land, Whether land is declared surplus or under consolidation of holding?	No
22.	Whether certified copies of rev. record has been obtained and examine to confirm that no dues are outstanding towards the mortgager? (Copies of the rev. record be submitted to the bank while submitting the certificate of title investigation.)	Yes, all the copies as per list above are enclosed here with as provided by the borrower. No due be obtain from concern service area financial institution like Co.op.society, BOB, SBI and other financial institutions be obtained of the concern area i.e. Hinganghat . Affidavit of non-encumbrance, non transfer and ownership be obtained.

Hinganghat
Dt. 11/11/2017


Advocate

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HINGANGHAT - 442 301
Dist. Wardha (M.S.)



Date : _____

11/11/17

To,
Shri. Atul S/o Namdeorao Wandile
R/o Hinganghat Tah Hinganghat
Dist. Wardha

Having been engaged by Shri. Atul S/o Namdeorao Wandile R/o Hinganghat I Shri.A R.Bhandakkar Adv.Hinganghat is issuing this

SEARCH REPORT

Account :-

Shri. Atul S/o Namdeorao Wandile by occ. Cultivator R/o Hinganghat Tah Hinganghat Dist. Wardha.

(The proposed transferor)

Search report relates to searches made in:-

- | | | |
|---------------------------------------|---|------|
| A) Sub-registrar office | -- Grade I Hinganghat | |
| B) Registrar of companies | -- Not applicable | |
| C) courts | --As it is not possible, the affidavit of the borrower to that effect is to be obtained and profarma enclosed herewith. | |
| D) Other offices | --No. | |
| a) office of the co-operative society | --- | N.A. |
| b) Development authority | --- | N.A. |
| E) Any other documents | | |

1) Receipt of payment of rev. taxes etc.-- Paid receipt be obtained

Sub registrar/Registrar of Assurance office Hinganghat -

1. challan of the search is attached here with vide challan GRN No.MH007067986201718E dt. 9/11/2017 for Rs. 750/- for the property in TVSR at Pimpalgaon M for the period from 1988 to 2017 disclosed the following encumbances. (Certificate enclosed)

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- N.A.
- as there is no such system or procedure in the sub registrar office Hinganghat.

(If there is no system of issue of encumbrance certificate in the office of sub-registrar, it be stated accordingly)

2. Besides obtaining the encumbrance from the sub-registrar, personal search was carried out by me for the purpose. Inspection of record is made on 9/11/2017 for the period from 1988 to 2017 through the computer operator and personally in the office as the record for verification whatever is prepared and moreover the work of internet is not completed by the said office at Hinganghat and hence personal verification on the website whatever is available is made at the following sub-registrar offices---Hinganghat.

- a) N.A.
- b)
- c)

The search report discloses the following Encumbrances:-

3. The Owner of the property being a company, search was conducted in the following offices of the registrar of companies: -

Not applicable

The search made out in the office of Registrar of Companies disclosed:- ROC INFORMATION ----- N.A.

4. Inspection of Court records disclosed :-

(This may detail Suit pending, Decrees, Attachment before Judgment Injunction, Appointment of Receiver, Appointment of Liquidator)

N.A.As stated above.

Name of Court	Date of Order	Nature of Order
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5. Searches made / Inspections carried out in the following offices disclosed :N.A.

Office	Date of search / Inspection	Information
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A study of the following documents disclosed : N.A.

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Details of documents perused Information

- i) Computerized certified copy of the 7/12 extract dt.07/10/2017 of F.S.no.232/1A at Pimpalgaon M .
- ii) old Copy of mutation dt.11/1/2017
- iii) certified copies of mutations 4 issued on dt.11/01/2017 and 7/10/2017
- iv) Certificate from Bhoomiabhilekh Office of renumbering parcha dt.10/1/2017.
- v) Original Sale deed dt.21/07/2016 regd.sr.no.3223 at Hinganghat
- vi) Certificate of tahsildar Hinganghat about non availability of the rev record dt.11/01/2017.

(Adv.A.R.Bhandakkar.)

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Dist. Wardha (M.S.)



Date: _____

DATE : 11/11/2017

To,
Shri. Atul S/o Namdeorao Wandile
R/o Hinganghat Tah Hinganghat
Dist. Wardha

Having been engaged by Shri. Atul S/o Namdeorao Wandile R/o Hinganghat I Shri.A R.Bhandakkar Adv.Hinganghat is issuing this

Opinion on investigation of title and obtaining of search report in respect of property i.e Diverted (N.A.use) Field bearing Field Survey no.232/1B adm.1.50 H.R. L.R.755.00 Bhog.class I, at mouza Pimpalgaon M Mouza No. 103 P.C. No. 34 Tah. Hinganghat Dist. Wardha

belonging to :-

Shri. Atul S/o Namdeorao Wandile by occ. Cultivator R/o Hinganghat Tah Hinganghat Dist. Wardha.

As requested, I have conducted the legal investigation of the title and made a search of records in the registration office and other offices as required in the matter.

I have answered all the queries in the Special Report which is enclosed.

I hereby certify that the registration particulars- number, date and page particulars etc., as shown in the copy of original title deed and contents there of tally with the information as stated in the records of office of Sub-Registrar/Registrar of assurances as well as with certified copy of the title deed-N/A.

I further certify that the photograph of previous owner and of intending mortgagor affixed /seen in the title deed tally with records of registration office as well as certified copy of the title deed N/A.

Chain of title relating to the property is complete as given in the Annexure hereto.

That, the title history of the last 30 years from this date shows that the field Survey No.232/1A at mouza Pimpalgaon M was originally owned by deceased Ganpati Khupsare prior to 60 years .That thereafter it was acquired by Shri.Shrawan Dewaji Mule prior to 30 years but the rev.record to that effect is not available as per certificate issued by the Tahasildar Hinganghat.That the said Shrawan Mule died on 17/05/2005 as per rev.record and his son Bandu also died on 2/09/1996 as per rev record .after their death their legal heirs Smt Gayabai Wd/o of Shrawan mule Smt Kalpana Wd/o Bandu mule ,Ku.Diksha D/o bandu Mule and Sou Kamalabai Durbude become the joint owners as per mutation entry no.5168

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dt.30/06/2005. Thereafter the share of the Sou Kamalabai Durbude was separated and the remaining land was given to Smt kalpana Mule and Ku.Diksha Mule . But the rev.record to that effect is not available as per certificate issued by the Tahasildar Hinganghat as above . That thereafter said joint owners had agreed to sale the the F.S.no.232/1A and 232/1B adm.1.49 H.R and 1.50 H.R. respectively in favour of Shri. Atul S/o Namdeorao Wandile by occ. Cultivator R/o Hinganghat Tah Hinganghat Dist. Wardha vide regd.agreement to sale dt.30/04/2016 regd.sr.no.1625 at Hinganghat. And sold the same in favour of Shri. Atul S/o Namdeorao Wandile by occ. Cultivator R/o Hinganghat Tah Hinganghat Dist. Wardha vide regd.sale deed dt.21/07/2016 regd.sr.no.3223 at Hinganghat .That his name has been mutated in the rev.record vide mutation entry no.10232 dt.3/08/2016. That thereafter It was diverted for N.A. Use vide order dt.13/06/2017 in case no.58/NAP-34/2016-17.mutation to that effect has been made vide mutation entry no.10611 dt.6/3/2017. That the name of the proposed transferor Shri. Atul S/o Namdeorao Wandile by occ. Cultivator R/o Hinganghat Tah Hinganghat Dist. Wardha has been mutated in the rev.record .As such the proposed transferor Shri. Atul S/o Namdeorao Wandile by occ. Cultivator R/o Hinganghat Tah Hinganghat Dist. Wardha become the absolute owner of the property in TVSR .That the no dues be obtained from the above institutions .

That, the links such as they are in the chain of title have been properly established and all the transaction\s have been duly verified from the relevant record of Sub-Registrar of documents and Revenue Department.

I have verified, tallied and compared these documents from the record of the office of Sub-Registrar/Registrar of assurances and also from the records of other appropriate authorities.

- 1.Rev.
- 2.

subject to fraud if any made by the Borrower to defraud any body much any Bank.

The search report of which is annexed hereto, conducted by me, vide challan GRN No.MH007067986201718E dt. 9/11/2017 for Rs. 750/- for the property in TVSR at Pimpalgaon for the period from 1988 to 2017 does not disclose any encumbrances/disclose encumbrances as stated therein.

I have not given opinion earlier on investigation of title relating to the same property as detailed hereunder:

- (a) Name of lender- ---
- (b) Date of opinion & reference no.---

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Date : _____

(c) Remarks-----

I find following defects/no defects in the title of the person offering mortgage:-

I here by certify that

belonging to Shri. Atul S/o Namdeorao Wandile by occ. Cultivator R/o Hinganghat Tah Hinganghat Dist. Wardha. have clear, valid and marketable title over the above said field properties subject to fraud if any made by the Shri. Atul S/o Namdeorao Wandile by occ. Cultivator R/o Hinganghat Tah Hinganghat Dist. Wardha and he/she/they are /is competent to sale/mortgage the property in TVSR and can create mortgage in favour of any body Subject to no objection /Dues certificate from concern service area banks and subject to fraud if any made by the Shri. Atul S/o Namdeorao Wandile by occ. Cultivator R/o Hinganghat Tah Hinganghat Dist. Wardha to defraud any body or to any bank .

The valid mortgage can be created by deposit of following original title deed.

(Give the details of title deeds which are required to be deposited to create equitable mortgage)

- i) Computerized certified copy of the 7/12 extract dt.07/10/2017 of F.S.no.232/1A at Pimpalgaon M .
- ii) old Copy of mutation dt.11/1/2017
- iii) certified copies of mutations 4 issued on dt.11/01/2017 and 7/10/2017
- iv) Certificate from Bhoomiabhilekh Office of renumbering parcha dt.10/1/2017.
- v) Original Sale deed dt.21/07/2016 regd.sr.no.3223 at Hinganghat
- vi) Certificate of tahsildar Hinganghat about non availability of the rev record dt.11/01/2017.

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- Encl : 1. Special Report
2. Chain of Title
3. Certified Copy of Title Deed and link deeds.
4. Search Report



CHALLAN
MTR Form Number-6

GRN MH007067986201718E		BARCODE		Date 09/11/2017-14:31:15		Form ID	
Department Inspector General Of Registration				Payer Details			
Search Fee				TAX ID (If Any)			
Type of Payment Other Items				PAN No.(If Applicable)			
Office Name HGT_HINGANGHAT SUB REGISTRAR				Full Name		ATUL NAMDEVRAO WANDILE	
Location WARDHA				Flat/Block No.		SERVHE NO. 232/1B	
Year 2017-2018 One Time				Premises/Building			
Account Head Details		Amount In Rs.		Road/Street		MAUJA PIMPALGAON MA	
0030072201 SEARCH FEE		750.00		Area/Locality		AARAJI 1.50 HEY AAR	
				Town/City/District			
				PIN			
				Remarks (If Any)			
				ADV A R BHANDARKAR YEAR 30 YEARS YEAR 1987 TO 2017			
				Amount In Seven Hundred Fifty Rupees Only			
Total		750.00		Words			
Payment Details UNION BANK OF INDIA				FOR USE IN RECEIVING BANK			
Cheque/DD Details				Bank CIN		Ref. No.	
				02901792017110904066		69038041	
Cheque/DD No.				Bank Date		RBI Date	
				09/11/2017-14:38:40		Not Verified with RBI	
Name of Bank				Bank-Branch		UNION BANK OF INDIA	
Name of Branch				Scroll No. , Date		Not Verified with Scroll	

NOTE:- This challan is valid for reason mentioned in Type of payment only. Not valid for other reasons or unregistered document. Mobile No. : Not Available
 खदर चलान "क्याय ऑफ पेमेंट" नस्ये नसुद कारणावासीय हसु अहे . इतर कारणावासीय किंवा नोंदणी न करतयस्य दस्तऐवजी हसु नसती .