

**GOSSNER EVANGELICAL – LUTHERAN CHURCH
IN CHOTANAGPUR AND ASSAM**

GELC ARCHIVE

Signature: **GELC-A_001_0708**

Classification:

Original File No:

Title

Court Cases: G.E.L.C – N.W.G.E.L.C

Volume:

Running from year: 1981

till year: 1991

Content:

- Letter & Stamp Papers – 1991
- Report- 1981

1981-91

G. E. L. CHURCH

IN

CHOTANAGPUR AND ASSAM

CENTRAL COUNCIL

Court Cases

~~Prof. G. L. Church~~
G. L. Church - A. W. G. F. L. C.

TO

1991

as G.E.L.Church or Gossner Church is a registered Society having been registered under the Society Registration Act, XXI of 1860 in the office of the Registrar, Joint Stock Company, Patna on 30.7.1921, having its Head Office and Head Quarter at Ranchi within the G.E.L.Church Compound, Ranchi Town .It is affiliated to the United Evangelical Lutheran Church of India, commonly known in short as UELCI ,Gurukul, Kilpauk, Madras -10.

- 2) That for the sake of convenient administration and management of the Church affairs and its properties the G.E.L. Church had been divided into five Anchals (Zones) namely North Western Anchal, Assam Anchal, Orissa Anchal, Madhya Anchal , South East Anchal. The North Western Anchal covers the area of Sadar Sub-division, Ranchi, excluding the Head Quarters Congregation, part of Khunti Sub-division part of Gumla Sub-division, part of Simdega Sub-division, Lohardaga Sub-division in the district of Ranchi, the districts of Palamu, Hazaribagh, Giridih, city of Patna, in the state of Bihar, the districts of Jalpaiguri and Darjiling in the state of West Bengal. The districts of Raigarh and Surguja in the state of Madhya Pradesh and New Delhi.
- 3) That the entire church affairs ,administration and management of the properties and religious, educational, medical institutions etc. are guided, controlled and governed by its constitution duly passed, approved ~~sanctioned~~ ,adopted and brought in effect by the lawful authority of the G.E.L.Church with effect from the 1st July 1960.
- 4) That Kendriya Salahakari Sabha known in short as K.S.S. functions through its executive committee known as Kendriya Salahakari Sabha Samity described and known in short as the KSSS. It is the highest body of the G.E.L.Church. The

plaintiffs no 2 is the Pramukh Adhyaksha (Chairman) of KSSS. The subordinate organisational units of the KSSS are Anchal Sabha, Ilaka Panches, Padripan Panches and Pracharak pan Panches. The above units function through their respective executive committees known as Anchals Samiti, Ilaka Panch Executive, Padri pan executive and Pracharakpan executive. The plaintiffs no 4 is the Adhyaksha (Chairman) of the North West Anchal Samiti of the G.E.L. Church.

- 5) That the KSSS of the plaintiffs no 1 through its Kendriya Salahakari Samiti (KSSS) governs, administers and controls all the affairs of the Church including the exercise of all the proprietary rights over the movable and immovable properties of the plaintiffs no 1 through its respective boards, committees and ministerium.
- 6) That to manage the properties of plaintiffs No 1 under Articles 22 of this constitutions of the G.E.L. Church, a Board of property is constituted by the KSSS with the approval of the Anchal Samities. Plaintiffs No 3 is the Manager of the Board of property of the plaintiffs no 1. The Board of property is directly responsible to KSSS and works under its control, directions and approval.
- 7) That the property detailed in schedule at the foot of the plaint and hereinafter described as the suit lands belongs to the plaintiffs no 1 as full owner having complete title upon it and is being managed, controlled administered and possessed by the plaintiffs in the manner stated above. Except the plaintiffs No 1 no one has any title upon the same.

- 8) That the defendants and their other associate formerly were members and followers of G.E.L.Church, but they under the leadership of one Rev Niranjana Ekka has left the G.E.L.Church (Plaintiff No 1) and disassociated themselves completely from the G.E.L.Church.
- 9) That the defendants under the leadership of Rev. Niranjana Ekka has formed another organisation and a separate Church under the name and style of North Western Gossner Evangelical Lutheran Church and also formed a separate and independent newly born church, not in any way connected with the duly constituted and registered G.E.L.Church (Plaintiff No 1).
- 10) That the defendants under the leadership of Rev Niranjana Ekka and some of their supporters and Associates held a meeting on 1.2.1977 and they resolved to disassociate themselves from the KSS and unilaterally formed a separate church as stated above. They confirmed the above resolution on 13.3.1977. Rev. N. Ekka designated himself as Pramukh Adhyaksha of newly formed N.W. G.E.L.Church sent an application (vide Ref. No 72/77/f-48 dated 26.3.1977) to the Executive Secretary, UELCI, Madras for affiliation. In the said letter it has been categorically stated that they have started a newly born church in the name and style of North West G.E.L. Ranchi. They prayed therein for its recognition and affiliation. Later on Rev. N. Ekka along with the defendants their supporters and associates have adopted a new constitution for their newly born church and they have changed the name of their Church from North West G.E.L.Church to North Western G.E.L.Church.

- 11) That the defendants thus have no concern whatsoever with the duly constituted and registered G.E.L.Church (Plaintiff no.1) and consequently they have no right title, interest or possession over any property of the plaintiffs nor they have any concern with any affairs of the G.E.L.Church.
- 12) That the suit property consists of different types of structures for residential and other purpose, school building (Lutheran High & Middle Schools), Hostels, agricultural lands, a tank, a church building, burial place etc. The plaintiffs are in exclusive possession of the suit properties as owners because it belongs exclusively to the G.E.L.Church.
- 13) That the defendants in collusion with Rev.N.Ekka and their supporters and associates have unsuccessfully tried to interfere with the affairs of the plaintiff No 1 and Management control and administration of its properties.
- 14) That Rev.J.J.P.Tigga, Adhyaksha of North West Anchal of G.E.L.Church (Plaintiff no 1) have filed a suit against Rev.Niranjan Ekka, Nirmal Minz (Defendants No 2) and their supporters and associates for a permanent injunction against them from interfering with the affairs of the G.E.L.Church and its Properties and to use the name of their separate newly born church as North Western G.E.L.Church.
- 15) That the said suit being numbered as T.S.NO 127 of 1978 is pending in the court of Munsif, Ranchi, in which the ad-interim injunction issued by the court of Munsif, Ranchi against the defendants of the suit

(including defendant No 2) has been confirmed, and they have been restarted from interfering with the affairs and properties of the plaintiffs.

- 16) That the defendants in collusion with their supporters and associates have started interfering with the affairs of the plaintiffs. The defendants and as a matter of fact their newly born church namely North Western G.E.L. Church have neither any title nor possession nor any concern whatsoever with the suit property over which the plaintiffs have their title and possession.
- 17) That the defendant no 1 with malefide designs and ill motives without any right, title or interest or possession in the capacity of Chairman, N.W.G.E.L. Church Gumla Parish executed a deed of gift with respect to suit properties in favour of defendant no 2 in the capacity of Chairman, Singdai-Womens' College, Gumla by a registered deed of gift dated 7.9.1981.
- 18) That the plaintiffs have come to know of the above facts very recently. The action of the defendants are quite illegal, against the interest of the plaintiffs and in contravention of the injunction order passed by the Munsif in T.S. NO 127 of 1978. The deed of gift is illegal in operative and not binding upon the plaintiffs.
- 19) That by the aforesaid deed of gift confusion and misunderstanding have cropped up amongst the followers of the plaintiffs and as such it has become necessary for the plaintiffs to file this suit for a declaration that the said deed of gift is not binding upon the plaintiffs the office-bearer and all the units of G.E.L. Church (Plaintiff no.1) and its followers, and also for permanent injunction against the defendants from interfering with the possession of the plaintiffs upon the suit property.

- 20) That the plaintiffs also seek relief by issue of ad-~~in~~ interim injunction against the defendants from interfering with the title and possession of the plaintiffs upon the suit property.
- 21) That the cause of action for the suit arose on 7.9.81 the date of the execution and registration of the deed of gift and on various subsequent dates thereafter within the jurisdiction of this court.
- 22) That the suit is valued at Rs 5,500/- for the purpose of the jurisdiction as the Registered Head Office of the Plaintiff no 1 is at Ranchi town and defendant no 2 also resides at Ranchi town. This court at Ranchi thus has the jurisdiction to try the case.
- 23) That as the suit is for declaration only a fixed court fee is paid on it. Further the suit is valued at Rs 200/- for permanent injunction advalorem court fee is paid on it.
- 24) That the plaintiffs pray for and are entitled to the following reliefs:-
- a) A declaration that the deed of gift dated 7.9.81 executed and registered by defendant no 1 in favour of defendant 2 is not binding upon the ~~the~~ plaintiffs and all units of plaintiff no 1.
 - b) The defendants be restrained by permanent injunction from interfering with the possession of the plaintiffs upon the suit property.
 - c) Ad-interim injunction may be issued against the defendants from interfering with the possession of the plaintiffs upon the suit property till the disposal of the suit.
 - d) All cost of the suit.

e) Any other relief or reliefs the plaintiffs may be entitled to and the court finds fit and proper.

VERIFICATION

We Rev. Dr. M. Bage for self and as Pramukh Adhyaksha (Chaitman) of plaintiff no 1, Salan Bhengra, Rev. Suresh Toppo, the plaintiffs do hereby declare that the statement made above in the plaint are true to our knowledge and belief.

We sign at Ranchi the 10 th, day of December 1981.

Typed by -

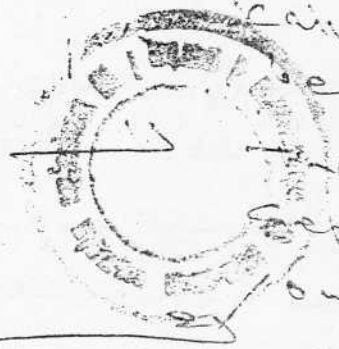
(N. Sahu)



प्रतिलिपि के लिए आवेदन की तारीख Date of application for the copy.	स्टाम्प और फोलियो की अपेक्षित संख्या सूचित करने की निश्चित तारीख Date fixed for notifying the requisite number of stamps and folios.	अपेक्षित स्टाम्प और फोलियो देने की तारीख Date of delivery of the requisite stamps and folios.	तारीख, जबकि देने के लिए प्रतिलिपि तैयार थी Date on which the copy was ready for delivery.	आवेदक को प्रतिलिपि देने की तारीख Date of making over the copy to the applicant.

On the court of Additional District
Judge, Dabhoi.
M.V. Compensation Case No. 14 of 1989
Bandhan Parmaria and others claimant
Versus
Pranayach Acharya H.R. Church opposite party.

The claimant namely Bandhan
Parmaria for himself and as guardian
of minor and next friend of minor
claimant Parmaria and others
pleads to State as follows -



That the petitioner has amicably
settled the matter of compensation
outside the court.

That the petitioner has received the
compensation amount in full satisfaction
of his claim from the owner of the
vehicle.

That the petitioner is an old and
infirm man others are minor. Hence
the petitioner is feeling much incon-
veniences and suffering hardships

2)



(2)

in prosecuting the case.

4) That as such in the best interest of the claimant including the minors the matter has been amicably settled. Hence the petitioner does not want to proceed with the case.

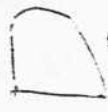
5) That for the reasons stated the petitioner now want to withdraw his case.

It is, therefore, prayed that your honours be pleased to allow the petitioner and permit the petitioner to withdraw the case on behalf of the minors.

AND

for this petitioner shall ever pray.




Bandhan
Parnaria,

= Bandhan Parnaria son of late Anand Parnaria of village Pandra, P.S. Kurva district, Chhazdaga, aged about 57 years. do here by solemnly affirm



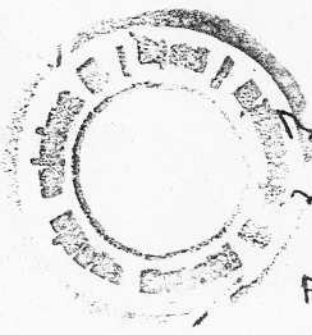
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(3)
that the contents of the above petition
has withdrawal of the case are true
to the best of my knowledge, infor-
- mation and belief dated Dattarganj
the 9th August 1991.

LT. 906
Bandhan
Pamaria.

Bandhan Pamaria the deponent above
named is identified by me who has
his Pan L.T.G in my presence.

Hari Bandhan Singh
Advocate
918191.



Bandhan Pamaria the deponent above
named duly by Sri Hari Bandhan Singh
Advocate has solemnly affirmed
before me that the contents of the
above petition and affidavit are
true and correct to the best his
knowledge, information and belief.

The deponent Bandhan Pamaria
is identified by Sri Hari Bandhan Singh

6



[Faint, illegible handwriting covering the majority of the page, likely bleed-through from the reverse side.]



प्रतिलिपि के लिए आवेदन की तारीख Date of application for the copy.	स्टाम्प और फोलियो की अपेक्षित संख्या सूचित करने की निश्चित तारीख Date fixed for notifying the requisite number of stamps and folios.	अपेक्षित स्टाम्प और फोलियो देने की तारीख Date of delivery of the requisite stamps and folios.	तारीख, जबकि देने के लिए प्रतिलिपि तैयार थी Date on which the copy was ready for delivery.	आवेदक को प्रतिलिपि देने की तारीख Date of making over the copy to the applicant.
१३/११/१९	१३/११/१९	१३/११/१९	१३/११/१९	

(३)

Advocate Dattangaj with that the
contents of the petition correct to
(checked) information on record.

Applicant
M. K. Singh

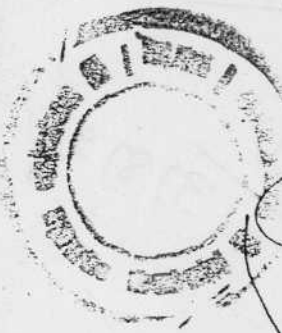
18/11/19

Dattangaj
Patna

As per order of 13/11/19 C.P.C. 1908, Patna.

Sr. Chandra Prasad
Dattangaj Patna
Bihar.

Done by me.



13/11/19

13/11/19

13/11/19

13/11/19



१२५१७७

विवरण	दिनांक	
प्रतिदिन के लिए आवेदन शुल्क		१ - ६५
दोस्तों का शुल्क		x - xx
पत्रों के लिए शुल्क		० - ५०
अन्य प्रति शुल्क		३ - ३०
कुल शुल्क		४ - ८५

श्री - गुण - श्री - श्री - श्री - श्री

1378191/3



प्रतिलिपि के लिए आवेदन की तारीख Date of application for the copy.	स्टाम्प और फोलियो की अपेक्षित संख्या सूचित करने की निश्चित तारीख Date fixed for notifying the requisite number of stamps and folios.	अपेक्षित स्टाम्प और फोलियो देने की तारीख Date of delivery of the requisite stamps and folios.	तारीख, जबकि देने के लिए प्रतिलिपि तैयार थी Date on which the copy was ready for delivery.	आवेदक को प्रतिलिपि देने की तारीख Date of making over the copy to the applicant.
12/11/89	12/11/89	12/11/89	12/11/89	

(13)

In the Court of Additional District
Judge II
Daltonganj, Palamou.

M.V. Compensation Case No 1405/1989
Buddhan Pawaria and others - claimants
versus
Ramuloh Adhyaksh, h/o L. Chusoh -
opposite party.

918791



A petition supported with affidavit
has been filed on behalf of the
claimant Buddhan Pawaria for himself
and as grandfather guardian and next
friend of minor Karim Pawaria
of Ali Hussain Pawaria praying there
in to allow him to withdraw
in case as the matter has been
amicably settled with op. ~~and~~ ^{now}
he is not in a position to proceed



(2)

512/11
978191

with the case. Heard the former
advocate. Opposings on behalf
of the claimed and the O.P.
Let the case be
dismissed as with drawn.



13/11/91

cc. Dist. Baran
and Adol. D.S.
Dunlop Ramjan ad.

~~पुष्पा प्रतिलिपि~~
~~13/11/91~~
पुष्पा प्रतिलिपि
पुष्पा प्रतिलिपि

पुष्पा प्रतिलिपि
13/11/91
पुष्पा प्रतिलिपि
13/11/91

IN

THE COURT OF ADDITIONAL JUDICIAL COMMISSIONER,
DALTONGANJ, PALAMU

M.V. Compensation case No.14 of 1989.

Bandhan Pamarla and others ... Claimant

- Versus -

Pramukh Adhyaksha G.E.L.Church.....Opposite party

The claimant namely Bandhan
Pamarla for himself and as grand
-father guardian and next friend
of minor Kaium Pamarla and Ali-
hussan Pamarla begs to state as
follows:-

1. That the petitioner has amicably settled the matter of compensation outside the court.
2. That the petitioner has received the compensation amount in full satisfaction of his claim.
3. That the petitioner is an old and infirm man and others are minors. Hence the petitioner is feeling much inconveniences and suffering hardships in prosecuting the case.
4. That as such, in the best interest of the
contd.....P/2.

IN

THE COURT OF SUB JUDGE

RANCHI

TITLE SUIT NO. 915 OF 1981.

1. G.E.L.Church in Chotanagpur and Assam, Registered under Society Registration Act, XXI of 1960.
2. Rev. Dr. Marsallan Bage S/O Late Samuel Bage, Pramukh Adhyaksha G.E.L.Church.
3. Salan Bhengra S/O Late Nirmal Bhengra, Manager, Board of Property, G.E.L.Church.
4. Rev. Suresh Toppo S/O Late Jiwan Toppo, Adhyaksh, North Western Anchal of G.E.L.Church.

All resident of G.E.L.Church Compound, Main Road,
Ranchi Plaintiffs

VERSUS

1. Rev. Christopal Ekka S/O Christochit Ekka, by caste Oraon, by faith Christian, resident of village Choter, P.S. Gumla, District Ranchi.
2. Dr. Nirmal Minz S/O Late Abraham Minz, by caste Oraon, by faith Christian, by occupation service holder as Principal, Gossner College, resident of G.E.L.Church Compound, Main Road Ranchi,

Ranchi Defendants

The plaintiffs above named beg to state as follows:-

- 1) That the Gossner Evangelical Lutheran Church in Chotanagpur and Assam, commonly known and described

claimant including the minors the matter has been amicably settled. Hence the petitioner does not want to proceed with the case.

5. That for the reasons stated the petitioner now want to withdraw his case.

It is, therefore, prayed that your honour be pleased to allow the petitioner and permit the petitioner to withdraw the case on behalf of the minors

A N D

For this the petitioner shall ever pray.

Affidavit

I, Bannan Pamaria son of ^{late} Akali Pamaria Pamaria of village Paudra P.S. Kurm District Dohadaga aged about 57. years do hereby solemnly affirm that the contents of the above petition for withdrawal of the case are true to the best of my knowledge, information and belief dated Saturday the 9th August 1961.



गिरी - काठमाण्डौ नगरपालिका
१९९१

श्री २१११११११११
१९९१