

01.11.2023

Present: Sh. M.L. Sharma, Ld. Counsel for Plaintiff.
Sh. Pankaj Singh, Ld. Proxy Counsel for Defendants.

Ld. Proxy Counsel for Defendants has submitted that an appeal has been filed against the decree of partition. Ld. Counsel for Plaintiff submitted that a final decree may be passed. However, it has come to my attention that no LC has been appointed to ascertain whether the suit property can be partitioned by metes and bounds.

Heard.

In view of the above, the Local Commissioner is appointed for determining whether the suit property can be partitioned by metes and bounds.

In view of the facts and circumstances, ***Sh. Tarun Rose (Enrl. No. D/5961/2020 having office at Chambers No. 854 and 859, Lawyer's Chamber Block, Dwarka Court Complex, New Delhi; Contact No. 9711082774) be appointed as Local Commissioner*** with a request to determine whether the suit property can be partitioned by metes and bounds. The fees of LC is fixed as Rs. 15,000/- which cost shall be paid by the parties at the time of passing of final decree and if, the said property cannot be partitioned by metes and bounds, the cost of LC shall be defrayed from the final sale amount. The LC shall file the report before this Court by the next date of hearing.

The parties shall ensure that the LC is not

obstructed and is able to carry out the commission without any further delay.

Put up for filing the report of LC and further proceedings on **22.01.2024. Copy of order be given dasti to the parties as well as to the Ld. LC.**

(DIVYANG THAKUR)
ADJ-03/ SOUTH-WEST
DWARKA/ NEW DELHI
01.11.2023 (A)