

ORDERS ON I A

The Counsel for the decree holder has filed the instant application U/o 26 Rule 10 of C.P.C., seeking an order of this court for appointment of court commissioner to execute the registered sale deed as per decree in O.S. No. 490/2021 in respect of suit schedule property in favor of decree holder.

On the other hand, the counsel for the JDrs has not filed objection to the above application.

Perused the records, the plaintiff had filed the suit against the defendants for relief of specific performance of contract, the suit was compromised on 31-01-2022. But the JDrs have failed to execute the sale deed as per compromise decree of O.S.No.490/2021. Hence there is no impediment to allow the instant application. Hence the following :

ORDER

The application filed under Order 26 Rule 10 of CPC by the DHr is hereby allowed.

The court shirasthedar is appointed as court commissioner.

The court commissioner is here by directed to execute the sale deed in favor of the decree holder pertaining to suit schedule property as per the compromise decree passed by this court in O.S.No.490/2021.

The commissioner fee is tentatively fixed at Rs.2,000/-.

DHRs is hereby directed to deposit the commissioner fee.

Call on :20.07.2023

-Sd-

II Addl. Civil Judge & J.M.F.C
Doddaballapura.