

IN THE COURT OF THE PRL. CIVIL JUDGE AND J.M.F.C AT TARIKERE
FDP.No.03/2025

ITINERATE AT AJJAMPURA

PETITIONERS

vs.

RESPONDENTS

Smt. Chandramma and other

Sri. Srinivasa and others

Date: 19.12.2025

Proceedings or Orders of the Judicial Officer

ORDERS ON I.A NO.II FILED BY THE
APPLICANTS/ PETITIONERS UNDER ORDER
26 RULE 9 R/W. 151 CPC

The instant application has been filed by the Applicants/ Respondent No.1 to 3, 5 and 9 seeking appointment of Court Commissioner to effect partition and separate possession of their 1/7th share in the suit schedule properties in terms of preliminary decree passed by this Court in O.S No.93/2023. Supporting affidavit has also been filed.

The Learned Counsel for Petitioners has submitted no objections.

Heard the Learned Counsel appearing for the Respondent No.1 to 3, 5 and 9 and perused the case records.

The preliminary decree in O.S No.93/2023 has been passed declaring 1/7th share to Respondent No.1 to 3, 5 and 9 in the schedule properties. The schedule properties are the landed properties assessed to pay revenue to the government which can be effectively divided by the Taluk Surveyor. In order to draw final decree, it is necessary to appoint commissioner to effect the partition by metes and bounds in accordance with the preliminary decree passed in O.S No.93/2023. Hence, I pass the following -

ORDER

I.A No.II filed by the Applicants/ Respondent No.1 to 3, 5 and 9 under Order XXVI rule 9 r/w. 151 of CPC hereby stands allowed.

The Tahasildar/ ADLR, Ajjampura is hereby appointed as Court Commissioner to effect division of the petition schedule properties in terms of the preliminary decree passed by this Court in O.S No.93/2023.

The Court Commissioner shall execute the commissioner warrant after the due notice to the parties to the petition and submit his report within a period of 4 weeks from today.

The fee of Court Commissioners is tentatively fixed at Rs.1500/-. The Respondent No.1 to 3, 5 and 9 are directed to deposit the same before this Court, forthwith.

Issue Commission Warrants along with copy of the petition, preliminary decree in passed in O.S No.93/2023, on deposit of the Commissioner fee and payment of the P.F.

sd/-

***P.C.J & J.M.F.C: Tarikere
(Itinerate at Ajjampura)***

*Await Commissioner Report.
Call on: 26.02.2026.*

sd/-

***P.C.J & J.M.F.C: Tarikere
(Itinerate at Ajjampura)***