

**IN THE COURT OF THE II ADDL. CIVIL JUDGE &
JMFC., HARIHARA**

DATED THIS THE 16th DAY OF AUGUST, 2021

FDP.No.10/2017

ORDERS ON I.A.No.4

The I.A.No.4 is filed by the petitioner U/O 26 Rule 13 R/w Sec.54 and 151 of CPC., praying to appoint a Court commissioner to effect the partition of the petition schedule properties as per the decree in O.S.81/2009 and such other reliefs. On the other hand, the respondents have not filed objections to the application.

Perused the record. The petitioner filed O.S.No.81/2009 for partition of the petition schedule properties, the same is decreed on 08-03-2021. Based on the said decree, the present FDP has been filed by the petitioner praying to draw final decree. Later, an application filed in the above said proceedings. The preliminary decree has been modified by an order dated 08-03-2021. Against the said orders the respondents have not preferred an appeal. In the above case, the respondents have not filed objections for appointing Court commissioner. Accordingly, the following

ORDER

The application filed by the petitioner U/Order 26 Rule 13 is hereby allowed.

The Taluk Surveyor (Amaravathi Village) of Harihara Taluk, is hereby appointed as Court Commissioner.

The Court commissioner is directed to partition the application schedule properties as per order dated 08-03-2021.

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

The office is directed to issue commission warrant along with copy of the orders on I.A.No.3.

Call on for await report.

Sd/-
II Addl.Civil Judge & JMFC.,
Harihara.