

The plaintiff has filed an IA No.2 U/o 26 Rule 9 R/w sec.151 of CPC prays that to appoint the court commissioner for local inspection of suit property to preferably a civil engineer attached to the office of PWD by allowing this application in the ends of justice.

Per contra the defendant no.3 has filed objections.

Having heard on side of the plaintiffs and defendant counsel submitted that taken as heard. It reveals that the evidence of the either parties not yet to be commenced. After framing of the issues the case is posted for plaintiff evidence, meanwhile the plaintiff has filed this application for appointment of court commissioner for the purpose of local inspection of the suit property. At this stage the application is a premature one because the evidence not yet to be commenced, therefore it reveals that till competition of trial the application filed by the plaintiff is kept in abeyance. The plaintiff is hereby directed to lead the evidence. Call on:

Prl. CJ. and JMFC., Honnali.

