

## ORDER

The petitioners have filed application U/o 26 rule 13 R/w sec.54 of CPC.

2. The applicants/plaintiffs have contended that, in order to make partition of suit properties appointment of Court Commissioner is necessary. On the said grounds the applicants have prayed for appointing the court commissioner in the form of ADLR Afzalpur for making division of the suit properties as per the decree passed in O.S No.21/2018.

3. Respondents have not filed any objections to the present application.

4. Heard the arguments.

5. Perused the records. It appears that the petitioners/plaintiffs were granted 7/48th share each in the suit item No-1 property measuring 10 gunta of land out of 5 acre of land and in suit item No-2 property bearing survey No-7 measuring 6 acre 8 gunta of land.

6. Hence in order to make the division of the suit properties the appointment of court commissioner in the form of ADLR is necessary.

Hence the application filed by the petitioners is hereby allowed.

The ADLR of Afzalpur is appointed as Court Commissioner for submitting the proposal for division of suit properties bearing

Survey No.10/3 measuring 10 gunta of land situated at Arjunagi village.

Survey No.7 measuring 6 acre 8 gunta of land situated at Gudur village.

as per the preliminary decree passed in O.S No.21/2018. The court commissioner is directed to make necessary divisions in the suit properties for giving 7/48th share each to the petitioners and to submit his report. The court commissioner is at liberty to take necessary help of the surveyor for the commission work.

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

For payment of commissioner fee and PF.

By 14-03-2025.

Senior Civil Judge & JMFC.,  
Afzalpur.