

ORDER

The petitioners have filed application U/o 26 rule 13 R/w sec.151 of CPC.

2. The petitioners have contended that, in order to make partition of suit item No-1 property appointment of Court Commissioner is necessary. On the said grounds the petitioners have prayed for appointing the court commissioner for making division of the suit item No-1 property as per the decree passed in O.S No.27/2021.

3. Heard the arguments.

4. Perused the records. It appears that the petitioners were granted 1/2 share in the suit item No-1 property. Hence the petitioners have made out grounds for allowing the present application.

5. Hence in order to make the division of the suit item No-1 property the appointment of court commissioner in the form of ADLR is necessary.

Hence IA No-1 filed by the petitioners is hereby allowed.

The ADLR of Afzalpur is appointed as Court Commissioner for submitting the proposal for division of suit item No-1 property bearing

1] Survey No-22/1 measuring 13 acre 21 gunta of land situated at Karajagi village.

as per the preliminary decree passed in O.S No-27/2021. The court commissioner is directed to make necessary 2 divisions in the suit item No-1 property for giving 1/2 share 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.1,500/-

PF paid.

For payment of commissioner fee.

By 13-03-2026.

Senior Civil Judge & JMFC.,
Afzalpur.