

18.11.2023.

Orders on IA U/s 151 of CPC

The counsel for the petitioner has filed this application U/s 151 and sought to appoint advocate court commissioner in the place of AEE, PWD Sedam.

2. The counsel for the petitioner has filed memo of facts and stated that the AEE, PWD Sedam has returned documents to the court and he is having busy schedule. Hence prays to allow the IA.

3. The respondents have not filed objections to IA.

4. Perused the records. Heard arguments.

5. On perusal of the records it is found that this court appointed AEE, PWD, Sedam to propose partition in the house suit property by order dated 15.6.2023. Now he has returned the warrant and documents. As per the say of the petitioner the AEE, PWD, Sedam is busy in his office work. Therefore, it is just and necessary to appoint advocate court commissioner in the place of AEE PWD, Sedam. Hence the following:

ORDER

The application filed by the counsel for the petitioner U/s 151 of CPC is hereby allowed.

Sri.H.V.S. Advocate is appointed as Court commissioner to propose partition in the suit house as per modified preliminary decree passed by this court.

Office to issue commissioner warrant to the H.V.S. Advocate.

Court commissioner fee is fixed at Rs.2,000/-.

The petitioner shall pay court commissioner fee to Sri.H.V.S.Advocate.

Office to annex copies of modified decree and house extract to the warrant.

Returnable by 16.12.2023.

Senior Civil Judge & JMFC, Sedam.