

ORDERS ON I.A.No.I

The petitioners filed an application under Order 26 Rule 13 read with Section 151 of CPC praying to appoint ADLR, Bhadravathi as Court Commissioner to effect the partition of all agricultural lands described in the schedule as per preliminary decree passed by this court.

Respondents have not filed objections to IA.

This petition (FDP) is registered, in furtherance to the preliminary decree passed in O.S.No.55/2022 dated 02/09/2024, wherein it is ordered that respondent No.1 is entitled for $1/8^{\text{th}}$ share as a sharer in the suit property excluding $1/3^{\text{rd}}$ of the estate of deceased Sri.Khalandar Baig.

Further the respondent No.4 and respondent No.2 are entitled for $7/24^{\text{th}}$ share each as residuaries in the suit property excluding $1/3^{\text{rd}}$ of the estate of deceased Sri.Khalandar Baig.

Further petitioner No.1, 2 and respondent No.3 are entitled for $7/72$ share each as residuaries in the suit property excluding $1/3^{\text{rd}}$ of the estate of deceased Khalandar Baig.

I have perused the decree, above petition and properties described in the schedule.

It is seen that, suit schedule property is landed property. Hence, it is just and necessary to appoint court commissioner to suggest convenient mode of partition of petition schedule properties. Hence, I proceed to pass the following:

Order

The ADLR, Bhadravathi, is appointed as court commissioner for the purpose of partition and separate possession of suit schedule property as per preliminary decree.

FDP.No.39/2024

The court commissioner shall execute the commission warrant after due notice to parties to the petition and submit his report with sketch of the property.

Issue commissioner warrant, along with copy of above petition.

For report of commissioner, call on 18/08/2025.

Prl. Sr. Civil Judge and JMFC.,
Bhadravathi.