

**IN THE COURT OF THE PRL.CIVIL JUDGE.& JMFC,
KUNIGAL.**

Present:- **Smt. Dakshayini, B.Sc., LL.B.**
Prl.Civil Judge & JMFC,
Kunigal.

Dated:- This the 14th day of December 2015

FDP.NO. 6/2014

Petitioner: S.R.Ramaswamy

V/s

Respondent:- Seethalakshamma & Others.

I.A.NO.

Applicant: S.R.Ramaswamy

Vs.

Opponent: Seethalakshamma & Ors.

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ORDERS ON I.A. UNDER ORDER 6 RULE 9 OF C.P.C.

The Petitioner has filed the above application prays
to appoint Tahsildar and Taluka Surveyor , Kunigal for

partition and demarcation of suit schedule properties according to production of documents.

2. The opponent/Respondent have not filed objections.

3. This FDP proceedings were arisen out of preliminary decree passed in O.S. No. 211/08. Now plaintiff has came up with above application to appoint Taluka Surveyor and Tahsildar for demarcation of suit schedule properties as per Final Decree passed in O.S.NO.211/2008 . In support of this, filed certified copy of Judgment and decree passed in O.S.NO.211/2008. According to said final decree, the petitioner is entitled for 7/36th share in the suit schedule properties . In spite of sufficient opportunity has been given, the respondents have not filed objections. As such, there are no impediments for this Court to appoint Tahsildar and taluka Surveyor as a Court Commissioner for partition and demarcation of suit schedule properties. Hence, the following.

ORDER

The application filed by the
Petitioner/deGREE holder under
Order 26 Rule 1 9 of CPC is
allowed.

The Tahsildar and Taluka Surveyor, Kunigal Taluk is hereby appointed as Court Commissioner for demarcation and partition of suit schedule properties.

The Court fee of Rs.1000/- is fixed .

Office to issue commission warrant after deposit of Court fee.

Await Commissioner report by
27.12.2012.

Dictated to the Stenographer, transcribed and computerized print-out taken by her, corrected by me and then pronounced in the open court this the 14th day of December 2015.)

(G.K.Dakshayini.)
Prl.Civil Judge & JMFC.,
Kunigal.