

Case called out.

Neither petitioner nor is counsel present.

Neither respondents nor their counsel present.

On 28-06-2024 this court has partly decreed the suit.

As per the judgment of the Hon'ble Supreme Court Dated 13-06-2022 in **Kattukandi Edathil Krishnan Vs. Kattukandi Edathil Vaisan 2022 SCC online SC 737**, this matter is directly posted to draw the final decree.

There is no intimation of appeal and stay. As such, there is no any obstacle to proceed with the present case so as to secure a scheme of partition by appointing the Court Commissioner. In order to draw the final decree, it is necessary to effect partition by metes and bounds. Since the suit schedule properties are agricultural lands assessed to pay revenue, the Tahasildar, Honnavar shall be appointed as

commissioner to effect the partition.
Hence, I proceed to pass the
following:-

ORDER

The Tahasildar, Honnavar is
hereby appointed as Court
Commissioner to effect the partition
as per Sec.54 of CPC.

The Court Commissioner's fee
for that purpose is tentatively fixed at
Rs.2,000/-.

Issue Commissioner warrant
along with the copy of preliminary
decree and the RTC's pertaining to
suit schedule properties if P.F paid.

Call on 22/10/2024.

SD/-

**Addl. Civil Judge and JMFC.,
Honnavar.**