



ORDER BELOW EXH.52 IN RCS NO.407/2011

(CNR : MHAH250008832016)

The application is filed by plaintiff submitting that vide order below Exh.37 court has appointed TILR as a Court Commissioner. In that order my learned predecessor directed the court commissioner to show the boundaries after fixing it to the concerned parties. Court Commissioner has filed his report. But, he has not shown the boundaries as directed in order below Exh.37. Therefore, plaintiff submitted that directions shall be given to court commissioner to show the boundaries in the measurement map.

2. Defendant has given objection and submitted that the measurement of the suit property was properly done by the TILR. So this application is not maintainable again.

3. Heard both parties. Perused record. As per the order of learned predecessor TILR submit the report about fixation of the boundaries. Hence, the order is not properly complied. So for the just and proper adjudication of the suit, it is necessary to send the matter again for compliance of the order. Hence, I pass following order;

ORDER

1. The application is allowed.
2. The TILR, Parner be directed to fix the boundaries as per the measurement map and as directed in earlier order and file the report accordingly.
3. Issue letter to TILR, Parner accordingly.

Date : 03.07.2023
Parner.

(S. C. Salvi)
Jt. Civil Judge Junior Division,
Parner.