

ORDER BELOW EXHIBIT NO. 20 IN RCS No.118/2013
Sindhubai and Others Vs. Bhaginath and others
[Date:11.09.2015]

This is an application to appointment of T.I.L.R. as Court Commissioner.

2. Plaintiffs have submitted that, defendants are trying to encroach 50 R land of the plaintiffs having boundaries East-land of Ganesh Onkar, West- land of defendants, North-river, South- land of Gorakh Dadaji at village Kadarapur, Tq. Kannad, Dist. Aurangbaad. Plaintiffs have purchased the land by registered sale-deed dt.21.04.2009. Plaintiffs have also prayed the boundary of their 50 R of land may kindly be demarcated and encroachment if any be shown by the T.I.L.R.

3. Defendant have given his no objection for the same.

4. The suit is for perpetual injunction. Plaintiffs apprehends their land may have been encroached. They also prayed that, boundaries of their land be demarcated. Encroachment can not be detected on mere oral evidence. Detention of the encroachment is a technical aspect and can be ascertain by measurement of the 50 R land of the plaintiffs having boundaries East-land of Ganesh Onkar, West- land of defendants, North-river, South- land of Gorakh Dadaji at village Kadarapur, Tq. Kannad, Dist. Aurangbaad by an expert. Under such circumstance I pass following order:-

ORDER

1. T.I.L.R. Aurangabad is hereby appointed as a court commissioner to visit 50 R land of the plaintiffs having boundaries East-land of Ganesh Onkar, West- land of defendants, North-river, South- land of Gorakh Dadaji at village Kadarapur, Tq. Kannad, Dist. Aurangbaad after giving notices in writing to all the parties concerned regarding the day and time of his visit for commission work in advance. Both parties are directed to appear before the court commissioner accordingly.
2. Court commissioner is directed to measure 50 R of land of plaintiffs as per sale-deed dated 21.04.2009 and demarcate the boundaries of the same.
3. Court Commissioner is directed to show the encroachment if any in the 50 R of land of the plaintiffs.

4. Plaintiffs to deposit Rs.2000/- (Rupees Two thousand only) as provisionally Court Commissioner fees.
5. Issue commission letter accordingly.

Date: 11th September, 2015

Sd/-
(A. A. Walujkar),
Jt. Civil Judge (J. D.),
Kannad.

CERTIFICATE

I affirm that the contents of this P.D.F. file Order are same, word to word as per the original order.

Name of the Stenographer : Rajendra Mahajan Sundarde.
Court : In the Court of Jt.C.J.J.D. & J.M.F.C.,
Kannad.
Date : 11/09/2015
Order signed by the : 11/09/2015
Presiding Officer on
Order uploaded on : 11/09/2015