

Order passed below Exh. 15 in R.C.S. No. 208/2015
Bharat Vs Kisan & others

01. The defendants have filed this present application for appointment of T.I.L.R. as Court Commissioner. It is submitted that dispute between the parties is boundary dispute and if the T.I.L.R. is appointed as Court Commissioner and if the measurement is done then the dispute between the parties will come to an end. Hence the defendants prayed to allow the application.

02. The plaintiff filed his say and submitted that if the measurement is done, there is possibility of compromise thereafter. Hence he has no objection for the same.

03. Heard learned Advocate Shri. K. R. Karhale for the plaintiff and learned Advocate Shri. D. V. Sabne for the defendants.

04. The plaintiff has filed suit for permanent injunction alleging that the defendants always used to dispute the boundaries and tried to encroach by demolishing boundary, therefore there appears to be boundary dispute between the parties and hence in order to resolve the dispute finally measurement of the plaintiff's land and the defendant's land is necessary. Hence, I pass the following order.

ORDER

- 1) Application is allowed.

- 2) Taluka Inspector Land Record, Gangapur is hereby appointed as Court Commissioner and is directed to measure entire Gut No. 110 situated at village Akoliwadgaon, Tq. Gangapur, Dist. Aurangabad and to fix the boundaries of the plaintiff's land and the defendant's land and to submit his report to the Court within 3 months from the receipt of letter of the Court.
- 3) The plaintiff and the defendants are directed to deposit measurement charges directly with T.I.L.R. Office Gangapur equally within a week from today.
- 4) Issue letter to T.I.L.R. accordingly.

Date :- 05th November, 2016.

Sd/-
(Ajay A. Bhatewara)
Civil Judge (Junior Division),
Gangapur

C E R T I F I C A T E

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	:	Akshay R. Kulkarni.
Court	:	Civil Judge (J.D.), Gangapur.
Order Date	:	05-11-2016.
Order signed by the Presiding Officer on	:	09-11-2016.
Order uploaded on	:	09-11-2016.