

**ORDER BELOW EXH.250 IN RCS NO.119/2023**

[Prakash Vs. Champabai]

1. Read the application and say filed thereon. Perused the records of the case. Heard Ld. Advocate for both sides.
2. This is second application filed by defendant Nos.1 to 4, 10, 12 to 18 for appointing Court Commissioner for recording evidence of DW-1 Champabai as she is suffering from various diseases and unable to move anywhere. It is seen that, on previous date, the application for appointment of Court Commissioner for recording the evidence of DW-1 was also allowed. However, he could not record the evidence of DW-1 as she was not mentally fit for offer herself for cross-examination. Considering the submissions Advocate for Nos.1 to 4, 10, 12 to 18 and the health condition of DW-1 Champabai, it will be just and proper to appoint Court Commissioner for her cross-examination. Hence, I pass the following order.

ORDER

1. Application below Exh.250 is allowed.
2. Advocate **Shri. P.L. Narhare** is appointed as Court Commissioner for recording evidence of DW-1 Champabai at village Sakol, Tal. Shirur Anantpal and **Shri. B.D. Chitkote** a Court Staff will accompany him.
3. Court Commissioner shall submit the report alongwith cross-examination of DW-1 Champabai.
4. Defendant Nos.1 to 4, 10, 12 to 18 shall pay Rs.2,000/- as Court Commissioner fees.
5. Defendant Nos.1 to 4, 10, 12 to 18 shall also pay traveling expenses of Advocate of plaintiff and Advocate of defendant No.19 and Court Commissioner or shall make arrangement of their transportation.

Dt.:- 17/01/2026

Jt. Civil Judge Sr. Dn., Nilanga.