

ORDER BELOW EXH.18 IN REG.CIVIL SUIT NO.201/2021

1. This application is filed by plaintiffs for appointment of Court Commissioner. They contended that defendants are trying to construct rooms by encroaching upon plaintiff's land. When plaintiffs appointed surveyor to measure the land, defendants took objection and hence measurement of the land could not be done. Hence, prayed that Court Commissioner be appointed to measure the land.

2. Defendants failed to file their say, hence, application proceeded without say of defendants.

3. Heard Ld. Advocate for plaintiffs. Perused the record. This is the suit for possession by removal of encroachment area and for declaration and for perpetual injunction. In the present, suit defendants have failed to file their say hence, suit proceeded without say of defendants. Plaintiffs contended that they have appointed surveyor but, as defendants have taken objection hence, they could not measure the land. Thus, this being the suit for encroachment of suit property i.e. land, hence, it is necessary to measure the land by Government surveyor. Thus, I pass the following order.

:: ORDER ::

1.	Application is allowed.
2.	T.I.L.R./Surveyor, Panvel is hereby appointed as Court Commissioner.

3.	T.I.L.R./Surveyor, Panvel is directed to survey the suit property and submit the report within two months from today.
4.	Plaintiffs to pay the charges of commission directly with office of T.I.L.R./Surveyor, Panvel and supply the documents to them for measurement.
5.	Issue writ of commission accordingly.

Panvel.

Date : 27-03-2026.

(Nayomi P. Pawar)

Civil Judge, Senior Division Panvel.