

Order Below Exh.157 In R.C.S.No.381/1993
(Vasant Chavan Vs. Bajarang Shelke etc.)
(CNR No.MHSN050000231993)

The plaintiffs have filed the present application for issuance of commission to measure the suit land.

2. Read the application. In spite of having sufficient opportunities the defendants failed to file their say. Heard. The Ld. advocate appearing for the plaintiffs submitted that in view of order below Exh. 144 commission was issued for measurement. However, the concerned department failed to get deposit measurement fees and measure the suit land as per order passed below Exh. 144. He has further submitted that the plaintiffs have deposited measurement fees of Rs. 8,000/-. Therefore, he has prayed for issuance of commission accordingly. Neither the defendants nor their advocate appeared for argument.

3. It is not in dispute that in view of order passed below Exh. 144 this court has issued commission for measurement with a direction to measure the suit land by following due process of law. However, on perusal of order passed below Exh. 1 dated 05/04/2025, it appears that in spite of having reminder letters the T.I.L.R. failed to comply with order passed below Exh. 144. Lastly, this court has directed the plaintiffs to deposit measurement fees. Document annexed with Exh. 159 shows that the plaintiffs have deposited Rs. 8,000/- towards measurement fees. Considering the circumstances, I am of the opinion that application deserves to be allowed. In the result, I pass the following order.

ORDER

1. Application is hereby allowed.
2. Issue commission as per order passed below Exh.144.
3. The matter being 31 years old, the T.I.L.R. is hereby directed to comply with order passed below Exh. 144 strictly.

Islampur.
Date:- 26/08/2025

(Bhagwan M. Karlekar)
Jt. Civil Judge Sr. Dn., Islampur.

CERTIFICATE

“ I affirm that the contents of this PDF file order are the same, word to word, as per the original order.

Name of the Steno with Post : Shri. S. K. Patil
(Stenographer Grade-II)

Name of the Court : Jt. Civil Judge Sr. Dn.,
Islampur.

Date of pronouncement of order : 26/08/2025

Order signed by the PO.on : 28/08/2025

Order uploaded on : 28/08/2025