

ORDER BELOW EXH. 01

(Order Dt. 19.10.2024)

The final decree proceeding filed for effecting partition and separate possession of the suit house property and agricultural land property. The precept under section 54 of the Code of Civil Procedure already sent to the Collector, Wardha for partition and possession of the agricultural land.

2] The Court Commissioner was appointed for effecting partition and separate possession of the suit house property. The Court Commissioner Shri. K.W.Magare and Civil Engineer Shri. Admane were appointed and directed to file Commissioner report regarding the partition and separate possession of the house property. The Court Commissioner have filed their report at Exh.22 along with letter Exh.20. Hence, the case was kept for final hearing of both sides. The Judgment Debtor and their Counsel remained absent. The Counsel for Decree Holder appeared and requested for suitable order for satisfaction of the decree. It reveals from the record that nobody raised objection to the Commissioner report though sufficient time granted. Thus, the final decree needs to be passed for effecting actual partition. Hence, the following order.

ORDER

- 1) The application is allowed.
- 2) Issue final decree regarding the suit house property as per preliminary decree passed in RCS No.15/2008.

- 3) The Commissioner report and map filed vide Exh.20 and 22 by Court Commissioner will be part and parcel of the final decree.
- 4) The proceeding be continued till effecting the actually partition of suit house property as per Commissioner Report. Decree holder is directed to take proper steps.

Date: 19.10.2024

(S.W.Shegokar.)
Jt. Civil Judge, Jr. Dn.
Seloo