

R.C.S. No.07/2017  
Pyare .Vs.. Nanda Ghasi  
CNR No.MHWS07000150-2017

**ORDER BELOW EXH-48**

1. Read the application and the say filed by defendant no. 1,2 and 3. It is contended that the plaintiff and the defendants no 1 and 2 are the adjacent plot possessor. The plaintiff has alleged about the encroachment by the defendants no. 1 and 2 upon the Government land i.e. plot no. 119 and 122 of Nazul sheet no. 17D at Kasabe Karanja and started an illegal construction.
2. The said encroachment and the construction made by the defendant no. 1 and 2 is denied by the defendants in the written statement . Therefore, in order to elucidate the matter in controversy the plaintiff has prayed for the appointment of court commissioner to measure Nazul sheet no.17D, plot no 119,122 and 124 jointly through T.I.L.R.
3. All the defendants have filed their say on the back leaf of the application formally and prayed for the rejection of the application.
4. As, it is the settled rule that when there is a boundary disputes and allegations of encroachment are made, it is desirable to appoint surveyor to measure the disputed land and bring authentic map on record so as to elucidate final dispute between the parties. In view of this settled principle of law the application is liable to to be allowed. Hence following order.

**ORDER**

1. Application is allowed.
2. T.I.L.R, Karanja(Lad) is hereby appointed as a court commissioner to carry out joint measurement of the Nazul sheet no.17D, plot no 119,122 and 124 Kasabe Karanja Dist . Washim and to fix boundaries of the all the plots.

3. The plaintiff to pay necessary measurement charges directly in the concerned office.
4. Issue commission Letter.
5. *T.I.L.R, Karanja(Lad) to carry measurement and file report within two months from the date of receipt of commission letter from the court.*

Date : 15/04/2023 Karanja Lad		Sd/- ( Smt. S.N.Pund) Jt. Civil Judge (Jr.Dn.), Karanja Lad
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## CERTIFICATE

I affirm that the contents of this P. D. F. File Judgment/Order are same word to word, as per the original Order.

Name of Stenographer : Manoj T. Kelatkar, Jr. Clerk

Court Name : Jt. Civil Judge (JD) & JMFC,  
Karanja.

Date : 15-04-2022

Order signed by the Presiding

Officer on : 15-04-2022

Order uploaded on : 15-04-2022