

**IN THE COURT OF THE DISTRICT MUNSIF, SULUR**

**Present : Tmt.N.Renuga., B.A., B.L.,**

District Munsif, Sulur

Thursday the 14<sup>th</sup> day of March 2024

**IA.21/2024**

**in**

**O.S.No.334/2017**

1. Subramaniam, S/o.Palanisamy, aged about 70 years, residing at Thaneerkinathu Thottam, Chinnaputhur, Senjeriputhur village, Sulur Taluk, Coimbatore District.

2. Dharmaraj, S/o.Palanisamy, aged about 62 years, residing at Thaneerkinathu Thottam, Chinnaputhur, Senjeriputhur village, Sulur Taluk, Coimbatore District.

...Petitioners/Defendants

/VS/

1. Mandiriappan, S/o.Kumarasamy, aged about 49 years, residing at Velankattu Thottam, Chinnaputhur, Senjeriputhur village, Sulur Taluk, Coimbatore District.

2. Nachimuthu (died)

3. Thangavelsamy, S/o.Palanisamy gounder, aged about 59 years, residing at Thaneerkinathu Thottam, Chinnaputhur, Senjeriputhur village, Sulur Taluk, Coimbatore District.

4. Smt.Subbulakshmi, W/o.Late.Nachimuthu, aged about 67 years, residing at Koothankattu Thottam, Chinnaputhur, Senjeriputhur Village, Sulur Taluk, Coimbatore District.

5. Sri.Ramesh, S/o.Late.Nachimuthu, aged about 39 years, residing at Koothankattu Thottam, Chinnaputhur, Senjeriputhur Village, Sulur Taluk, Coimbatore District.

6. Smt.Selvi, D/o.Late.Nachimuthu, aged about 47 years, residing at Koothankattu Thottam, Chinnaputhur, Senjeriputhur Village, Sulur Taluk, Coimbatore District.

...Respondents/Plaintiffs

Petition filed by the petitioners under section 45 of Indian Evidence Act and Section 151 of CPC to send the signatures and thumb impression of the vendors found in the plaintiffs sale deed dated 08.10.2001 marked as Ex.A.6 and the signatures of Mandhiriyapa gounder and Karuppusamy gounder found in the partition deed dated 22.10.1979 marked as Ex.B.3 for verification by the Expert opinion and his detail report.

Date of the petition : 07.02.2024

This petition is coming on 11.03.2024 for final hearing before me in the presence of Thiru.K.Gopalakrishnan, Advocate for the Petitioners and Ms.Krishnaveni, Advocate for the Respondents and upon perusing the records, and this court Final order and direct as follows:

1. *that the petition be and the same is hereby allowed; and*
2. *this court appointed Mr.S.Murugesan, MS.No.867/2013, Mobile No.9524844323 Advocate as Advocate Commissioner to take custody of the Ex.B.3 registered partition deed dated 22.10.1979 and the Ex.A.6 registered sale deed dated 08.10.2001 and in a shield cover with authorization of this court to the finger print and thumb impression expert, Chennai and to get report after comparing the thumb impression between the Ex.B.3 and Ex.A.6 which is admitted by the defendants and disputed by the plaintiffs. The Advocate Commissioner fee is fixed as Rs.15,000/- directly to be paid by the petitioners side to the Advocate Commissioner. The Advocate Commissioner is directed to get the report as soon as possible, since the suit is pending more than 23 years; and*
3. *that there be no order as to cost.*

**MEMO OF COSTS**

FOR PETITIONERS SIDE

FOR RESPONDENTS SIDE

NIL

Given under my hand and seal of this court, this the 14<sup>th</sup> day of March 2024.

Sd/N.Renuga

District Munsif,  
Sulur.

Final Order  
I.A.No.21/2024 in  
O.S.No.334/2017  
Dated : 14.03.2024  
DMC, Sulur