

IN THE COURT OF THE DISTRICT MUNSIF OF UDHAGAMANDALAM

Present: **Thiru. L.PRAKASH., B.Sc., B.L.,**
DISTRICT MUNSIF, UDHAGAMANDALAM.

Tuesday, the 16th day of December 2025

I.A. No. 03 of 2025
in
O.S. No. 54 of 2025
(C.N.R. No. TNNS030 - 00093 - 2025)

N. Mohan,
S/o. Mr. Nataraj,
Aged about 45 years,
Residing at D. No. 1/243,
Muthugula Village and Post, The Nilgiris.

... Petitioner/Plaintiff

/Vs/

1. Sathyaseelan,
S/o. Mr. Natarajan,
Aged about 47 years,
Residing at D. No. 1/304, Mudhugula Village and Post,
The Nilgiris.
2. The Collector of Nilgiris,
District Collectorate, Ootacamund,
The Nilgiris.
3. The Block Development Officer,
Office of the Ootacamund Union,
Ootacamund, The Nilgiris.
4. The Special Officer,
Balacola Village Panchayat,
Thangadu Village, T. Oranalli Post,

By petition dated 17.06.2025, Under Order XXVI Rule 9 of the Code of Civil Procedure, the petitioner prays to appoint an Advocate Commissioner with the direction that he may engage the assistance of qualified surveyor to inspect the suit property and submit a report that to find out and demark the extent encroached by the 1st defendant and to fix the boundaries of the plaintiff's extent of 2 ½ cents of land then standing in R.S. No. 12/3 and latter assigned R.S. No. 12/3B and 1st defendant property then standing in R.S. No. 12/3 and later assigned as R.S. No. 12/3C of the Balacola Revenue Village-I as per the Parent and Title documents in correspondents with the FMB Sketch and to file his report along with the plan demark with the measurement and encroached portion separately measured marked by giving exact extent and to give present physical features of the suit property along with the photographs.

This petition came on 25.11.2025 for final hearing before me in the presence of Mr. T.K. Devaraj, learned Counsel for the Petitioner and of Mr. K. Anandakrishnan, learned Counsel for the Respondent No. 1 and the Respondents No. 2 to 4 remains exparte, upon considering the case records carefully, and this court passes the following:

FINAL ORDER

That this petition be and the same is hereby allowed accordingly.

That there shall be No costs.

SCHEDULE OF PROPERTY

FIRST SCHEDULE

Registration District : The Nilgiris
Registration Sub District : Udhagamandalam – II
Revenue Village : Balacola-I
Taluk : Kundah
Survey Number : 12/3B
Extent encroached by the
1st defendant : 1' x 30' of land or 30 sq fit

BOUNDARIES

North : R.S. No. 12/3B owned by the plaintiff
South : 1st defendant's land in R.S. No. 12/3C
East : Property belongs to Smt. Sinnamal @ Sinmalu
West : Panchayat Road

SECOND SCHEDULE

Registration District : The Nilgiris
Registration Sub District : Udhagamandalam – II
Revenue Village : Balacola-I
Taluk : Kundah
Survey Number : 12/3C
Extent owned by the
1st defendant : 2 ½ Cents

BOUNDARIES

North : R.S. No. 12/3B owned by the plaintiff
South : Property belongs to Smt. Sinnamal @ Sinmalu
East : Property belongs to Smt. Sinnamal @ Sinmalu
West : Panchayat Road

Given under my hand and seal of this court, this the 16th day of December 2025.

**District Munsif,
Udhagamandalam.**

Final Order:

**I.A. No. 03/2025
in
O.S. No. 54/2025**

Date: 16.12.2025

**District Munsif Court,
Udhagamandalam.**