

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.08.2019

C O R A M

THE HONOURABLE MR.JUSTICE M. GOVINDARAJ

CRP (PD) NO.819 OF 2019

AND

CMP NOS.5367 AND 9010 OF 2019

1.C.Ganesan
2.Chinnaya Gounder
3.Tamilarasi
4.Balamurugan

... Petitioners

Vs.

1.Sudha
2.Kaviasaran

... Respondents

PRAYER: Civil Revision Petition filed under Article 227 of the Constitution of India seeking to set aside the docket order dated 21.02.2019 passed in I.A.No.153 of 2019 in O.S.No.54 of 2019 on the file of the District Munsif Court, Vanur.

For Petitioner : Mr.Govind Chandrasekhar

ORDER

The petitioner challenges the appointment of Advocate Commissioner to inspect the property without notice to him. According to the petitioner, the *exparte* order appointing an Advocate Commissioner is not sustainable in law.

2. Heard the submissions made by the learned counsel for the petitioner.

3. Considering the subject matter and facts and circumstances of the case, this Court is of the firm view that appointment of Advocate Commissioner would serve the purpose. Accordingly, ***Mr.D.Selvaraju, Advocate, having office at No.303, New Law Chambers, High Court, Chennai - 600 104, Mobile no. 9444088288*** is appointed as an Advocate Commissioner to inspect the schedule mentioned property and mark the boundaries by metes and bounds and file a report before the Trial Court within a period of four weeks from the date of receipt of a copy of this order. He shall be paid

an initial remuneration of Rs.50,000/- (Rupees Fifty Thousand only). The expenses towards his travel and stay shall be defrayed by the petitioner.

4. The Civil Revision Petition is disposed of with the above observation and direction. No costs. Consequently, connected civil miscellaneous petitions are closed.

30.08.2019

Index : Yes/No
Internet : Yes/No
TK

Note:

- 1) Issue warrant of commission on payment of necessary batta.
- ii) Issue order copy on

To

The District Munsif
Vanur.

WEB COPY

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M.GOVINDARAJ, J.

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