

ORDER

The final decree proceedings filed by the petitioners/plaintiffs praying to effect partition of the suit properties as per compromise decree passed in O.S.No.13/2016. In O.S.No.13/2016, the court has passed the compromise decree and plaintiffs and defendants are entitled share as per their settlement in the suit properties.

2 After filing this petition, the notice was issued to the respondents. The respondents appeared through their advocate and they did not filed any objection.

3. Thereafter the learned counsel for petitioner has submitted to appoint the Tahasildar Ankola as court commissioner to effect the partition as per compromise decree. On this submission, this court has issued the commission warrant by appointing the Tahasildar Ankola as court commissioner to effect the partition as per compromise decree by preparing vatap takta and P.T.sheet.

4. The court commissioner has submitted the report by preparing the vatap takta and P.T.Sheet. The learned counsels for petitioners and respondents have

submitted no objection to accept the commissioner report.

5. On perusal of the voluminous records produced by the Court Commissioner /Tahasildar Ankola, it is clear that the Court Commissioner has carried out commission work inconsonance with order of the compromise decree. Hence, I am of the opinion that the commissioner report has to be accepted. The Vatap Takta and P.T.Sheet are approved. Accordingly the commissioner report is accepted.

6. Hence I am of the opinion that it is a fit case for passing of final decree. Hence in my opinion the petitioners/plaintiffs are entitled for final decree. Hence, I proceed to pass the following

ORDER

Petition U/O.20 Rule 18 of C.P.C.
filed by the petitioners/plaintiffs is
hereby allowed.

Draw final decree on the basis of
Commissioner report after collecting
necessary stamp duty.

Civil Judge, Ankola.

