

KABC010144592008



Decree contains 10 pages

PRELIMINARY DECREE FOR PARTITION

Decree in Original
Suit (O.20,R.6,7)
Form No.1.

**IN THE COURT OF THE XXXVIII ADDL. CITY CIVIL &
SESSIONS JUDGE AT BANGALORE CITY [CCH-39]**

O.S.No.6096/2008

Plaintiff/s:-

Smt. Komala,
W/o M. Ramesh,
Aged about 45 years,
No.12, 21st Cross,
Kaggadasapura,
C.V. Raman Nagar,
Bangalore-560 093.

/Vs/

Defendant/s:- 1.

Sri. Venkatesh,
Son of Late Krishnappa,
Aged about 38 years, No.1603/101
(Opp. to Chowdeshwari Temple
Street), Devara Chikkanahalli,
I.J.M. Post, Begur Hobli,
Bangalore-560 076.

2. **Smt. Manjula,**
Major in age,
W/o Manjunatha Reddy,
No.198, Lakshmimuneshwara
Street, Kalyan Nagar,
Challakere, Bangalore-560 043.
3. **Smt. Sudamma,**
Major in age,
W/o H.V. Keshava Reddy,
Halenakanahalli,
Karamallaram Post,
Bangalore-560 035.
4. **H.R. Ashoka,**
Aged 40 years,
S/o H.M. Ramappa Reddy,
Halanakanahalli,
Karamallaram Post,
Bangalore-560 035.
5. **Lokanatha Reddy,**
Aged 56 years,
S/o Chikkamunniswamappa,
No.39, 2nd Cross, K.H. Layout,
Thavarekere Main Road,
D.R.C. Post, Bangalore-560 029.

6. **Dharma Dorai,**
S/o M. Murugan,
Aged 42 years,
Devara Chikkanahalli,
I.I.M. Post (Opp. to Chowdeshwari
Temple Street), Bangalore-560 076.
7. **M/s. Prabhavathi Builders and
Developers Pvt. Ltd.,**
No.18, 6th Main, 1st Cross,
B.T.M. Layout, 2nd Stage,
Bangalore-560 076.
Represented by Sri. Praveen.
8. **Susheelamma,**
W/o Late M. Krishna Reddy,
Aged about 66 years,
(She died and her LRs are all ready
on record i.e., plaintiff and
the defendants 1 to 3,
as per court order.
9. **Ravi Mandovara,**
S/o Ramaprasad Mandovara,
Aged about 53 years,
10. **Raju Mandovara @
Rajendra Kumar Mandovara,**
S/o Ramaprasad Mandovara,
Aged about 48 years,

11. **Lalit Mandovara,**
S/o Ramaprasad Mandovara,
Aged about 48 years,

9 to 11 are R/at No.187,
R.R. Layout, Nyanappanahalli,
Arakere Post, B.G. Road,
Bengaluru-560 076.

SUIT CLAIM: Suit was filed on **08.09.2008** by the plaintiff and prays to pass Judgment and decree for partition and separate possession of plaintiff's 1/4th share in the suit schedule property and to declare the sale deed executed by her father in favour of defendants 4 to 6, bearing Nos.BNG (U) BLR (S) 17172/04-05 dated: 1-10-2004, No.BNG (U)-BLR (S) 17167/04-05 dated: 1-10-2004 and No.BNG/(U)/BLR (S) 21250/2003-04 dated: 23.1.2004, the gift deed dated 27-4-2004 executed by the Krishna Reddy in favour of the defendant No.8 herein vide document No.BAS-1-01922-2004-05, CD No.BASD52, Book No.1 registered in the office of the Sub-Registrar, Bengaluru South Taluk in respect of the suit schedule Item No.5 property and Sale Deed dated 17-2-2005 executed by the defendant No.8 in favour of the

defendant No.9 to 11 vide registered document No.BAS-1-29116-2004-05, CD No.BASD139, Book No.1, registered in the office of Sub-Registrar, Bengaluru South in respect of the suit Item No.5 property are not binding on the share of the plaintiff and award cost of the proceedings and grant such other relief.

This suit coming on this day for final disposal before **Smt. A.M. Nalini Kumari, XIV Addl. City Civil & Sessions Judge C/c of XXXVIII Addl. City Civil Judge, Bangalore City**, in the presence of Sri/Smt. A.V. Rajendra Babu/K.K. Thayamma - Advocate for the Plaintiff and Sri. V. Naga Reddy – Advocate for Defendant No.1, Sri/Smt. Anitha. M.R./N.R. Jagadeeswara - Advocate for Defendant No.2, Sri. V. Munivenkatappa - Advocate for Defendant No.3, Sri. H.Y. Nagaraja - Advocate for Defendants No.4 & 5 and Sri. K.A. Raghavendra/V.A.K. - Advocate for Defendant No.6, Sri. G.S. Prasad Reddy/Raghu.M.V. – Advocate for Defendant No.7.

It is ordered and decreed that the suit of the plaintiff seeking the relief of Partition & Separate Possession of the plaintiff's share with

consequential relief of declaration is hereby decreed in part.

It is further ordered and decreed that the suit of the plaintiff is partly decreed only in the respect of Item No.2 to the extent of 1/5th share.

It is further ordered and decreed that the claim of the plaintiff for partition and declaration with regard to the Sale Deed dated 01.10.2004, 23.01.2004 and Gift Deed dated 27.04.2004 and the Sale Deed dated 17.02.2005 in respect of Item No.1, 5 and 6 is hereby dismissed.

It is further ordered and decreed that, since no documents are produced, the claim of the plaintiff in respect of Item No.3 and 4 is also dismissed.

And that a sum of Rs.-NIL- be paid by the Defendants to the Plaintiff on account of the costs of this suit.

Given under my hand and the seal of the court, this the 22nd day of November 2025.

For the purpose of Court Fee & Jurisdiction the Suit is valued U/s.35(2) & 24(d) of KCF & SV Act., and Court Fee of Rs.300/- is paid.

COSTS OF THE SUIT

	By the Plaintiff Rs.	By Defendants Rs.
1. Stamp paid on plaint:	300-00	
2. Stamp paid for power:	-	-
3. Stamp on I.A's:	-	
4. Service of Process:	60-00	
5. Pleader's fee	-	
6. Paper Publication charges	-	
Total Rs.	360-00	

SCHEDULE

- (1) Land bearing Survey No.9/3, Katha No.163/101/H of Devarachikkanahalli Village, Begur Hobli, Bangalore South Taluk, measuring 22 ¼ guntas, bounded on the:

East by : Narayana Reddy's property,
West by : Road,
North by : Thimmareddy's property,
South by : Chandrashekar Reddy's property.

- (2) Land bearing Survey No.15/3, measuring 6 guntas (East to West 100 feet, North to South: 64' + 68'/2 feet) situated at Devarachikkanahalli Village, Begur Hobli, Bangalore South Taluk, bounded on the:

East by : Nagaraja's property,
West by : Road,
North by : Muniyappa's property,
South by : Munithayamma Property.

- (3) House property measuring East to West: 11 feet and North to South: 40 feet, situated at survey No.14, Devarachikkanahalli Village, Begur Hobli, Bangalore South Taluk, bounded on the

East by : Road,
West by : Anand Reddy's property,
North by : Road,
South by : 4 feet common passage,

- (4) House property measuring East to West: 31 feet and North to South: 60 feet in survey No.11/2, situated at Devarchikkanahalli Village, Begur Hobli, Bangalore South Taluk, bounded on the:

East by : Shivarama Reddy's property,
West by : Munithayiamma's property,
North by : Dodda Munirayappa's property,
South by : Road.

- (5) Site measuring East to West: 60 feet and North to South: 40 feet in site No.50 out of survey No.20/1 and 20/2, Nayappanahalli Village, Begur Hobli, Bangalore South Taluk, Bangalore, bounded on

East by : Private property,
West by : Road,
North by : Site No.51,
South by : Site NO.49.

- (6) Land bearing Survey No.70/3, measuring 1 acre 26 guntas, situated at Kodathi Village, Bangalore East Taluk, bounded on the:

East by : Vajra's property,
West by : Property belongs to Motappa,
North by : Property belongs to Venu,
South by : Thippa Reddy's property.

Decree Signed on