

**IN THE COURT OF THE I ADDL. CITY CIVIL &
SESSIONS JUDGE (CCH-02) AT BENGALURU**

Dated this the 15th day of July 2026

O.S. 5745 / 2024

PLAINTIFF : Shafiq.
- VS -
DEFENDANTS : Smt. S. Sudha & 3 Ors.

I S S U E S

1. Whether plaintiff proves that he is in possession & enjoyment of the suit schedule property as lawful tenant under defendant No.1 ?
2. Whether plaintiff proves alleged interference by defendants ?
3. Whether defendant Nos.2 to 4 prove that defendant No.1 being absolute owner of suit property has obtained mortgage loan of Rs.2.00 crore from The Bangalore City Cooperative Bank Limited by mortgaging the suit property and thereafter defaulted in repayment of loan and thus become chronic defaulter ?
4. Whether defendant Nos.2 to 4 prove that The Bangalore City Cooperative Bank Limited taken symbolic possession of the suit property and issued possession notice on 24.12.2022 as per Section 13(4) of SARFAESI Act to defendant No.1 ?
5. Whether the suit is hit by Sections 17(4A)(i) & 34 of SARFAESI Act, 2002 ?
6. Whether plaintiff is entitled for the reliefs claimed ?
7. What Decree or Order ?

(B.P. DEVAMANE)
I Addl. City Civil & Sessions Judge,
Bengaluru.