

IN THE COURT OF PRINCIPAL DISTRICT &
SESSIONS JUDGE, BELAGAVI.

Dated this the 15th day of October, 2024

Comm. OS No.9/2021

Plaintiff: Basavaraj Shivaji Menasi

Vs.

Defendant: Smt. Manjula W/o Pundalik Jorapur

ISSUES

1. Whether the plaintiff proves that there is lease agreement dated 04.07.2009 entered into between the plaintiff and the husband of the defendant to run the business Annapurna Peg Bar for the period of 2 years 11 months and 28 days i.e., from 04.07.2009 to 30.06.2012 on the monthly rent of Rs.35,000/- and it was agreed that the plaintiff shall pay deposit of Rs.5,00,000/-?
2. Whether the plaintiff proves that the plaintiff paid deposit of Rs.5,00,000/- to the husband of the defendant as agreed?
3. Whether the plaintiff further proves that after the death of the husband of the defendant, the lease was agreed for a period of 5 years from 03.07.2012 to be extended to 03.07.2017 on monthly rent of Rs.75,000/- and also on payment of additional deposit of Rs.10,00,000/- and accordingly the lease agreement was executed on 03.07.2012 in favour of the defendant?
4. Whether the plaintiff further proves that he did not want to continue the lease agreement and accordingly there were settlement of accounts between the plaintiff and defendant on 14.07.2017 that the defendant shall

pay Rs.9,00,000/- towards cost of furniture, Rs.2,00,000/- towards liquor stock, Rs.3,00,000/- towards TDS paid and she shall refund deposit amount of Rs.15,00,000/- and in all the defendant agreed to pay Rs.29,00,000/- to the plaintiff within 5 months?

5. Whether the plaintiff further proves that repayment of amount, the defendant issued cheque bearing No.02046192 dated 11.12.2017 drawn on Union Bank of India, Bailhongal Branch for the amount of Rs.29,00,000/- in favour of the plaintiff?
6. Whether the plaintiff proves that the said cheque was presented by him on 11.12.2017 for encashment and it was dishonoured for the reason insufficient funds as contended?
7. Whether the defendant proves that the suit is barred by limitation?
8. Whether the plaintiff is entitled to the relief as sought for in the suit?
9. What order or decree?

(T. N. Inavally)
Principal District & Sessions Judge,
Belagavi.