



IN THE COURT OF THE ADDL.CIVIL JUDGE & JMFC.,
AT DODDABALLAPURA

:PRESENT:

Smt.PREETHY.K., LL.M.,
ADDL.CIVIL JUDGE,
& JMFC, DODDABALLAPURA

Dated, this the 29th June, 2026

O.S.No.344/2024

Plaintiff: Sri. Akash R Reddy,
S/o Raghavendra Reddy,
Aged about 32 years,
R/at: No.47/10/01,
6th Cross, 10th Main,
BSK 3rd Stage,
Bangalore-560 085.

Represented by his GPA
holder & father,

Sri. R. Raghavendra Reddy,
S/o C. Rama Reddy,
Aged about 64 years,
Residing at No.47/10/01,
6th Cross, 10th Main,
BSK 3rd Stage,
Bangalore-560 085.
(By Sri.S.R.G.V.,Advocate)

V/s

Defendant: 1. Sri. Channegowda,
S/o Chikkaveeranna,
Aged about 65 years,

2. Sri. Ramanjinappa,
Fathers name not known,

Aged about 45 years,

3. Sri. Akshay Kumar,
S/o Late. Ravi Kumar,
Aged about 22 years,

All are R/at:
Chunchegowdahosalli Village,
Doddabelavangala Hobli,
Doddaballapura Taluk,
Bangalore Rural District-561 203.

(By Sri. S.R.H., Advocate)

Date of institution of the suit	18.07.2024
Nature of the suit	Permanent Injunction
Evidence commenced on	11.02.2026
Judgment pronounced on	29.06.2026
Total Duration	Years/Months/Days 01 11 11

Addl.Civil Judge & J.M.F.C,
Doddaballapura

J U D G M E N T

The plaintiff filed this suit for permanent injunction to restrain the defendants from interfering with plaintiff's possession and enjoyment of the suit schedule property.

2. Gist of the plaint is as under:

The plaintiff is the absolute owner in possession and enjoyment of the suit property. The suit property was purchased by the plaintiff under a registered sale deed dated 17.03.2012. The katha of the property is mutated in the name of the plaintiff

as per MR No. H20/2011-12. Since the date of sale deed, the plaintiff is in possession and enjoyment of the suit property. The plaintiff recently conducted survey of the suit property and started fencing the suit property. On 12.07.2024 the plaintiff engaged labours to fence the schedule property. During which time, the defendants along with their followers attempted to interfere with the plaintiff's possession and enjoyment of the suit schedule property. Again on 14.07.2024 the defendants along with their followers made hectic attempts to interfere with the plaintiff's possession of the suit schedule property. The plaintiff resisted the illegal act of the defendant with the help of friends and relatives. The plaintiff approached the jurisdictional police. The police refused to register the complaint stating that, the matter was civil in nature and orally advised the plaintiff to approach the civil court. The defendants are no way concerned to the suit property and without any right, title or interest over the suit property are interfering with the plaintiff's possession over the suit property. Hence the suit.

3. After service of summons the defendants appeared before the court through their counsel. The defendants not chosen to file the written statement.

4. In order to establish his case, the GPA holder of the plaintiff examined himself as PW-1 and got marked documents Ex.P1 to Ex.P.14.

5. Heard and perused the materials.

6. The following points arise for consideration.

1. Whether the plaintiff proves that, the plaintiff is in possession and enjoyment of the suit schedule property as on the date of the suit?
2. Whether the plaintiff proves that, the defendants are interfering with the plaintiff's possession and enjoyment of the suit schedule property?
3. Whether the plaintiff is entitled for the relief sought for?
4. What order or decree?

7. The above points are answered as under:

Point No.1 : In the **Affirmative**

Point No.2 : In the **Affirmative**

Point No.3: In the **Affirmative**

Point No.4: As per the following order
for the following

REASONS

8. **Point No.1 to 3:** As these points are interconnected with each other they are taken together for discussion to avoid repetition of facts and circumstances.

9. The burden to establish all these points is upon plaintiff. The plaintiff, to establish his case, got examined his GPA holder as PW1 and got marked documents Ex.P1 to Ex.P14. PW1 filed affidavit in lieu of his examination-in-chief, wherein the entire plaint averments are reiterated. Ex.P1 is the Copy of GPA, Ex.P2

is the Copy of sale deed dated 17.03.2012, Ex.P3 is the RTC, Ex.P4 is the Mutation register, Ex.P5 is the Hudbust, Ex.P 6 to 13 are the Photographs and Ex.P14 is the CD.

10. Further, on perusal of the oral and documentary evidence Ex.P-2 is the certified copy of sale deed dated 17.03.2012, wherein it evidences about the purchase of the suit schedule property by the plaintiff. Thereafter, the plaintiff's name is mutated in respect of the suit property as per MR H20/2011-12. Ex.P-4 is the certified copy of mutation entry. The name of the plaintiff is entered in the RTC extract of the suit property and same is produced at Ex.P-3. These materials substantiates that, the plaintiff being the purchaser of the suit property is in possession and enjoyment of the same.

11. Further, the plaintiff is before this court alleging that the defendants are interfering in his possession of the suit property. As per the plaintiff the defendants obstructed fencing the suit property. Ex.P-6 to 13 are the photographs produced by the plaintiff stating it as suit property. The PW-1 deposed that, the plaintiff had approached the jurisdictional police seeking protection and the police failed to register the complaint and advised to approach the civil court. In this case, despite appearing before this court the defendants have not chosen to deny the allegations made against them. The oral and

documentary evidence placed before this court have remained unchallenged. The conduct of the defendants before this court leads to draw an adverse inference against them.

12. Further the plaintiff has approached this court seeking protection of possession over the suit property. The materials placed by the plaintiff are able to establish the rights and possession of the plaintiff in the suit property. The defendants cannot obstruct the plaintiff's possession and enjoyment of the suit property illegally. At this juncture, there are no materials to disbelieve the case of the plaintiff. The plaintiff succeeded in establishing his case with oral and documentary evidence. If the relief sought by the plaintiff is not considered the plaintiff is put to more hardship and injury. Hence the Points are answered in **Affirmative**.

13. **Point No.4:** In view of the discussion and findings at above issue, this Court proceeds to pass the following:-

ORDER

The suit of the plaintiff is decreed with cost.

The defendants, their agents, power of attorney holders or anybody claiming under them are hereby restrained by way of permanent injunction from interfering with the plaintiff's possession and enjoyment of the suit schedule property.

Draw decree accordingly.

(Dictated to the Stenographer Grade-III directly on computer and after corrections, signed and pronounced by me in open Court on this 29th June, 2026)

(PREETHY.K)
Addl. Civil Judge & J.M.F.C,
Doddaballapura

A N N E X U R E

List of witnesses examined on behalf of Plaintiff :

PW.1 : Sri. R. Raghavendra Reddy

List of documents marked on behalf of the Plaintiff:

Ex.s	Documents
Ex.P1	Copy of GPA
Ex.P2	Copy of sale deed dated 17.03.2012
Ex.P3	RTC
Ex.P4	Mutation register
Ex.P5	Hudbust
Ex.P 6 to 13	Photographs
Ex.P14	CD

List of witnesses examined on behalf of Defendant:

- NIL-

List of documents marked on behalf of the Defendants:

- NIL-

(PREETHY.K)
Addl. Civil Judge & J.M.F.C,
Doddaballapura