

**IN THE COURT OF THE I ADDL SENIOR CIVIL
JUDGE & JMFC., AT CHITRADURGA**

:: PRESENT ::

Smt. CHAITRA .A.M.,
B.Sc., LL. B.,

**1st Addl. Senior. Civil Judge & JMFC.,
Chitradurga**

Dated : 21st day of June, 2023

O.S.No.43/2022

**Plaintiffs : Sri Danappa S/o Late Basappa
and others**

-V/s-

Defendants : Smt. Mallamma & another

ISSUES

- 1) Whether the plaintiffs prove that the plaintiff No.1 is in possession and enjoyment of the suit 'A' schedule property as owner as the said property has fallen to the share of plaintiff No.1 under a memorandum of partition dated 17.03.1996?
- 2) Whether the plaintiffs further prove that the plaintiff No.2 and 3 are in possession and enjoyment of the suit 'B' schedule property as owners as the said property has fallen to the share of plaintiff No.2 and 3 under a memorandum of partition dated 17.03.1996?
- 3) Whether the plaintiffs further prove that they are having 1/3rd share in the suit schedule properties?
- 4) Whether the defendants prove that the court fee paid by the plaintiffs is insufficient as contended in Para No.13 of their written statement?

5) Whether the defendants further prove that the suit is barred by limitation as contended in Para No.14 of their written statement?

6) Whether the defendants further prove that, the counter claim 'B' schedule properties are the self acquired of defendant No.1 and her husband late Kallingappa as contended in Para No.15 of their written statement?

7) Whether the defendants further prove that, the counter claim A schedule properties are the ancestral and joint family properties of plaintiffs and defendants and the defendants are having 1/3rd share in the counter claim 'A' schedule properties as contended in Para No.19 of their written statement?

8) Whether the plaintiffs are entitled for the relief sought for in the plaint ?

9) What Order or Decree?

Date: 21.06.2023

Place: Chitradurga

1st Addl. Sr. C.J. & JMFC

Chitradurga