

**IN THE COURT OF THE PRL.DISTRICT JUDGE,
CHIKMAGALURU**

O.S. 04/2016

Plaintiff : Norbert Pinto and others

V/s

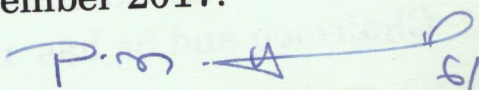
Defendants: Rev. Fr. Ignatius D'Costa and another

ISSUES

1. Whether plaintiffs prove that Defendant No.1 and 2 were constituted a memorable fund of Fr. IGNATIUS D'COSTA Memorable fund out of the donations, rent and interest drawn on the deposits?
2. Whether 1st Defendant proves that said memorable fund was created out of his private fund and to verify genuine need of persons he nominated plaintiff Nos.1 and 2 Mr. Pramod Pinto and Athul Fernandez?
3. Whether plaintiff proves that 1st Defendant was become priest of the Trust only as long as he was the priest of Balehonnur and Sangameshwarpete Church?
4. Whether plaintiff proves that after transfer of Defendant No.1 outside Balehonnur he will become Ex Office Chairmen and he has no power to possess fund?

5. Whether Defendant No.1 proves that as per amended By-law the president and vice president will be elected by committee members?
6. Whether Defendant No.1 proves that on 01.10.2008 committee members of the fund resolved to establish registered Trust in the name of Fr. IGNATIUS D'COSTA Memorable fund and decided to transfer all corpus in the name of Trust?
7. Whether Defendant No.1 proves that he was authorized to operate Bank account till formation of registered Trust?
8. Whether Defendant No.1 proves that in view of resignation of committee members he became sole member of the fund?
9. Whether plaintiffs prove that Defendant No.1 without any authority attempting to withdraw the fund kept in the 2nd Defendant Bank?
10. Whether plaintiffs are entitle for relief of Declaration and permanent Injunction as sought for?
11. What order or Decree?

Dated this the 6th day of December 2017.


Prl. Dist. & sessions Judge,
CHIKKAMAGALURU. 5/11