

In The Court of The Prl. Civil Judge and JMFC., Kadu
O.S.No.597/2017.

Recasted Issue No.1 :- Whether the plaintiff proves that, the sale executed by the defendant No.1 to 8 in favour of defendant No.9 dated 14.10.2009 is not binding on their share ?

Dated this the 24th day of March 2026.

sd/-
(Amrin Sultana)
Prl. Civil Judge & JMFC.,
Kadur

In The Court of The I Addl. Civil Judge and JMFC., Kadur

O.S.No.491/2020

Additional Issues

No.1:- Whether the plaintiff proves that, the plaintiff is in possession of suit schedule property as on the date of filing of suit?

No.2:- Whether the plaintiff proves that, the defendant caused interference in to the peaceful possession and enjoyment of the suit schedule property?

Dated this the 21st day of January 2025.

(Amrin Sultana)
I Addl. Civil Judge & JMFC.,
Kadur

Both the counsel present. Heard from both counsel. Counsel for plaintiff submitted that, they have no objection to framed additional issues on 2nd prayer and there is no additional evidence on additional issues.

Hence, additional issues are framed in issues sheet.

Heard from Counsel for plaintiff. For defendant argument. By 25.01.2025.

I Addl. C.J & JMFC, Kadur

In The Court of The Prl. Civil Judge and JMFC., Kadu

O.S.No.597/2017.

Additional Issue No.1 :- Whether the plaintiff prove that, the suit schedule properties are their ancestral properties?

Dated this the 20th day of January 2025.

(Amrin Sultana)
C/C Prl. Civil Judge & JMFC.,
Kadur

Both the counsel present. Heard from both counsel. Counsel for plaintiff submitted that, they have no objection to framed addl. Issues on counter claim and there is no addl. Evidence on addl. Issues.

Hence, Addl. Issues are framed vide separate issues page.

Heard argument.

For judgment. By 25.11.2024.

I Addl. C.J & JMFC, Kadur

In The Court of The I Addl. Civil Judge and JMFC., Kadur

Additional Issues as per order dated 14.11.2024

Additional Issue No.1 :- Whether the defendants prove that, they are in actual possession and enjoyment of written statement schedule property as on the date of filing counter claim ?

Additional Issue No.2 :- Whether the defendants prove that, the plaintiff caused interference with the peaceful possession and enjoyment of the defendant over the written statement schedule property ?

Additional Issue No.3 :- Whether the defendants are entitled for the relief as sought in the counter claim ?

Dated this the 19th day of April 2024.

(Amrin Sultana)
I Addl. Addl. Civil Judge & JMFC.,
Kadur

Both the counsel present. Counsel for plaintiff vehemently submitted his argument. At the time of argument it is noticed that issues No.3 and 4 needs to be recasted. Heard both counsels, they submitted no objection for recasting the issues No.3 and 4.

Hence,

Issues No.3 is recasted as:

Whether the plaintiff proves that, the defendants agreed to execute sale deed in favour of plaintiff by receiving balance consideration of Rs.5,000/- ?

Issue No.4 is recased as :

Whether the plaintiff proves that, he is always ready and willing to perform his part of contract ?

For arguments by the defendants.
Call on 24.04.2024.

In The Court of The I Addl. Civil Judge and JMFC., Kadur

Note:Recasting of issue as per order dated 19.04.2024.

Issues No.3: Whether the plaintiff proves that, the defendants agreed to execute sale deed in favour of plaintiff by receiving balance consideration of Rs.5,000/- ?

Issue No.4 : Whether the plaintiff proves that, he is always ready and willing to perform his part of contract ?

Dated this the 19th day of April 2024.

(Amrin Sultana)
I Addl. Addl. Civil Judge & JMFC.,
Kadur

In The Court of The I Addl. Civil Judge and JMFC., Kadur

Note:Recasting of issue as per order dated 02.03.2024.

Issue No.2. Whether the defendant No.4 proves that, he is the bonafide purchaser of item No.4 of suit schedule property from defendant No.1 to 3 ?

Dated this the 2nd day of March 2024.

(Amrin Sultana)
I Addl. Addl. Civil Judge & JMFC.,
Kadur

While going through the entire record it is noticed that issues No.2 needs to be recasted and the same was brought to the notice of both counsels. Herd both counsels.

Issues Recasted as :-

Issue No.2. Whether the defendant No.4 proves that, he is the bonafide purchaser of item No.4 of suit schedule property from defendant No.1 to 3 ?

Learned counsel for defendant submits no further defendant evidence. Hence, case is posted for judgment.

Call on 19.03.2024.

Addl. Civil Judge & JMFC., Kadur