

**IN THE COURT OF THE ADDITIONAL CIVIL JUDGE &
J.M.F.C., TARIKERE.**

O.S.NO.242/2023

Plaintiff/s : T.C.Mallesha

Vs.

Defendant/s: T.C.Nagaraj and others

I S S U E S

- 1) Whether the plaintiff proves that, himself and defendants No.1 to 4 are the members of Hindu undivided joint family and suit schedule properties are their ancestral and joint family properties?
- 2) Whether the plaintiff proves that, he is entitle for 1/5th share in the suit schedule property?
- 3) Whether the plaintiff is entitle for mesne profits as sought in the plaint?
- 4) Whether the plaintiff proves that registered sale deed dated 07.12.2015 executed by father of defendant No.1 in favour of defendant No.6 is not binding on his share?
- 5) Whether the defendant No.1 proves that item No.5 of the suit schedule property was sold to defendant No.6 for the marriage expenses of defendants No.2 to 4?
- 6) Whether the defendant No.1 proves that the item No.1 of the suit schedule property is his self acquired property and he has constructed house in the same out of his self earnings as stated in the written statement?
- 7) Whether the defendant No.1 proves that there was an oral partition between himself, plaintiff

and defendants No.1 to 4 and they are enjoying their shares as per said oral partition?

- 8) Whether the defendant No.1 proves that the suit is bad for non-joinder of other ancestral properties?
- 9) Whether the defendants No.2 and 3 prove that they are entitled for 1/ 5th share each in the suit schedule properties?
- 10) Whether the plaintiff is entitle for relief as sought in the plaint?
- 11) What order or decree?

Dated : This the 20th day of March 2025.

sd/-
(URMILA.V)
ADDL. CIVIL JUDGE AND
J.M.F.C., TARIKERE.