

DECREE IN OS
FOR DECLARATION
AND POSSESSION.

Date of institution: 18-10-2016

Date of disposal: 15-04-2026

**IN THE COURT OF THE SENIOR CIVIL JUDGE AND J.M.F.C.,
CHANNAGIRI.**

**SOUBHAGYA B. BHUSER. B.A., LL.M.
SENIOR CIVIL JUDGE AND J.M.F.C.,
CHANNAGIRI.**

DATED THIS THE 15th DAY OF APRIL 2026

OS. No.62/2016

PLAINTIFF: GIRISH. T.S. S/O LATE T.S.
JANARDHAN. 45 YEARS R/AT
NO.150/1, SHIVA BUILDING 12TH
CROSS, K.T.J. NAGAR DAVANAGERE.

V/s

DEFENDANTS 1.T.H. SHIVAMURTHAYAPPA S/O
THURAPUTTI HALAPPA 60 YEARS,
PROPRIETOR OF WINE SHOP
THYAVANIGE VILLAGE CHANNAGIRI
TALUK.

2.CHANNAMALLESHWARA S. J. S/O
LATE JANARDHAN, 72 YEARS.
AGRICULTURIST,

3.B. SUJATHA W/O LATE PRUTHVIRAJ,
65 YEARS, RETIRED TEACHER,

4.SANTHOSH KUMAR S/O LATE
PRUTHVIRAJ, 40 YEARS

5.J.P.MALLESH, S/O LATE
PRUTHVIRAJ, 38 YEARS

6.J.K. SWAMY S/O LATE JANARDHAN,
70 YEARS, AGRICULTURIST,

DEFENDANTS NO.2 TO 6 ARE R/O
THYAVANIGE VILLAGE, CHANNAGIRI
TALUK

7. SUNANDAMMA W/O DHARAKESHA
65 NO.568, 4TH CROSS, K.B.
EXTENSION, DAVANGERE.

8. GNANACHANDRA. S.J. S/O LATE
JANARDHAN, 63 YEARS, NO.2946/47,
6TH MAIN, NEAR POLICE CHOWKI,
SWAMYVINAYAKA EXTENSION,
DAVANGERE.

9.S.J. SHIVARAJ S/O LATE
JANARDHAN, 60 YEARS, NO.568, 4TH
CROSS, K.B. EXTENSION, DAVANGERE.

10.SUJATHA W/O UMESH
CHANDRABABU, 58 YEARS,
BENKIKERE ROAD, HODIGERE
VILLAGE, CHANNAGIRI TALUK,
DAVANAGERE DISTRICT.

11. ANITHA S.J. W/O SHIVASHANKAR,
55 YEARS NO.568, 4TH CROSS, K.B.
EXTENSION, DAVANGERE

Claim:

This suit was filed by the plaintiff and prays for an order to pass a judgment and decree against the defendants for:

a. Declaring that the plaintiff and defendant No.2 to 11 are the absolute owner of the suit schedule properties and further direct the defendant No.1 to handover the possession of the suit schedule property to the plaintiff and defendant No.2 to 11 and if the defendant No.1 fail to handover the possession of schedule property the same may be complied through the process of this Hon'ble Court at the cost and expenses of the defendant No.1.

b. Decree for future mesne profits which derived from suit schedule property and in this regard directing an inquiry under order 20, Rule 12 of CPC.

c. Restrain the defendant No.1, their supporters, family members, workers, servants, henchmen, agents or any other person/persons from interfering with peaceful possession and enjoyment of the plaintiff and defendants No.2 to 11 over the suit schedule property by an order of permanent perpetual injunction.

d. For costs and expenses and

e. To pass such other suitable orders that deems just and necessary in the facts and circumstances of the case to meet the ends of justice, equity and good conscience.

This suit is coming on this day for final disposal before me, in the presence of D.T. Nagaraj, advocate for plaintiff, Sri. Y.M. Ramachandra Rao, advocate for defendant No.1, Sri. M. Thippeswamy advocate for defendants No.7 to 11 and D2 to 6 are placed exparte.

By Judgment, it is ordered that, the suit of the plaintiff is hereby decreed in the following manner;

Further it is ordered and decreed that, the plaintiff and the defendants No.2 to 11 are the absolute owners of the suit schedule property.

Further it is ordered and decreed that, the defendant No.1 shall vacate and hand over the possession of the suit schedule property within 2 months from the date of this judgment. In case the defendant No.1 fails to handover the actual possession of the suit schedule property within stipulated time, then the plaintiff can get the possession of the suit schedule property due process of law.

Further it is hereby ordered that, a separate enquiry is to be held for ascertainment the mesne profits.

Further it is ordered that, the facts and circumstances of the case there is no order as to costs.

Given under my hand and the seal of this court, this the 15th day of April 2026.

Senior Civil Judge & JMFC,
Channagiri.

Decree signed on: 28-04-2026

Senior Civil Judge & JMFC,
Channagiri.

MEMORANDUM OF COSTS

Sl. No.	Description	Plaintiff	Defendants
1	Court fee on plaint	300-00	-
2	Process fee	10-00	-
3	Advocate fee (FC not filed)	-	-
Total		310-00	-

Senior Civil Judge & JMFC,
Channagiri.

SUIT SCHEDULE

The agricultural land bearing Sy.No.153/7, old Sy.No.153/P1 measuring 5acres, 38guntas, situated at Thyavanige village, Channagiri Taluk and bounded by:

East- Halla

West- Land of Agasara Ningappa, Gangamma, Siddana Nala

North- Land of Dasappara Karibasappa.

South- Sy.No.153/8

Senior Civil Judge & JMFC,
Channagiri.