

**IN THE COURT OF SENIOR CIVIL JUDGE & JMFC,
AT HARIHAR.**

OS.No.40/2017

Plaintiffs : 1) Mruthyunjaya & another

V/s

Defendants : 1) Rathnamma & others

ISSUES

1. Whether the plaintiffs prove that, the suit schedule properties are joint family properties of themselves and defendants No.1 to 6 and are available for partition?
2. Whether the defendant No.6 proves that, the suit schedule properties were partitioned in very long back in the year 1943 between the plaintiff No.1's father by name Halaiah and defendants No.6 father by name Gurunathaiah through an oral partition?
3. Whether the defendant No.6 proves that, the plaintiff No.1's father by name Halaiah has sold his share by virtue of registered sale deeds to his elder brother by name Gurunathaiah, the father of the defendant No.6?
4. Whether the defendant No.6 proves that, the suit is bad for non-joinder of necessary party?
5. Whether the defendant No.6 proves that, the suit of the plaintiffs is barred by law of limitation?
6. Whether the plaintiffs are entitled to the relief of mesne profits?

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7. Whether the plaintiffs are entitled to the reliefs of partition and separate possession as prayed for?
8. What order or decree?

Dt: 29-05-2018

(Y. K. Benal)
Senior Civil Judge & JMFC,
Harihar.