

**IN THE COURT OF THE CIVIL JUDGE & JMFC, AT
KRISHNARAJAPURAM**

O. S. No: 627 /2025

Plaintiff:

Mr. Arun Kumar Edwin

Defendant:

Mr. Francis Selvaraj

V/S

**EXAMINATION IN CHIEF OF THE PLAINTIFF (P.W-1)
REP. BY S.P.A HOLDER BY THE WAY OF AFFIDAVIT
AS FOLLOWS: -**

Name	:	Mr. A JOHN DEVARAJ
Age	:	Aged about 46 Years
Father's Name	:	S/o D. Ananda Devaprasad
Occupation	:	Agriculture and Own Business
Residence	:	Chikkadeavasandra, K.R Puram Bengaluru-560036

P.W-1 (S.P.A)

I, A. John Devaraj, S/o D. Ananda Devaprasad, aged about 46 years, R/at No. 98, Layout, Dr. S.R.K.Nagar Main Road, Bengaluru-560077, proposed S.P.A in the above case do hereby solemnly swear as follows:-

1. I am the S.P.A Holder of the Plaintiffs in the above case. The Plaintiff No.1 is my own Brother. The Plaintiffs filed the suit against the defendant for the relief of Permanent Injunction.
2. I submit that, the Plaintiffs are nonresidential Indians and they are presently working and residing at U.S.A at the address stated in the cause title. Hence the Plaintiffs have filed this suit through me as the special power of attorney holder being the brother of the 1st Plaintiff.



3. I Submit that, the plaintiffs are the absolute owners in possession and enjoyment of the property bearing site No.3 House, list Katha No.448, which is convert in Sy. No. 50/2 and 50/3, same is converted for residential purpose by Special Deputy Commissioner, Bengaluru vide order No. BDS. ALN.SR.E.221/2002-03, dated 24.01.2003, situated at K. Narayanapura Village, K.R Puram Hobli, Bengaluru East Taluk, Measuring 1600 Sq. feet, now comes within the limits of BBMP, Ward No. 25 Horamavu, which is more fully described as the schedule property in the Plaint.
4. I submit that, the Plaintiffs become the absolute owner of the schedule property by virtue of the registered sale deed dated:04-02-2003, executed by its owner Mr. Dyavanna represented by his G.P.A Holder Mr. Francis Selvaraj the defendant No. 1 herein for a valuable consideration.
5. I Submit that, the schedule property comes with the jurisdiction of Bruhath Bangalore Mahanagara Palike and the B.B.M.P has issued the katha certificate in the name of Plaintiffs. The Plaintiffs have paid the up-to-date tax with the Bruhath Bangalore Mahanagara Palike.
6. I submit that, ever since the date of purchase the Plaintiffs have been in uninterrupted possession and enjoyment of the suit schedule property. The suit schedule property is still unencumbered, ever since the date of the purchase of the same by the plaintiffs.
7. I submit that, the produced documents amply proves and crystal clears that the Plaintiffs are the absolute owners in possession and enjoyment of the suit schedule property. The defendants have no kind of right, title and interest on the schedule property as the 1st defendant has executed the registered sale deed as a G.P.A Holder of Mr. Dyavanna in favour of the Plaintiffs and put the plaintiffs in possession of the schedule property.



8. I submit that, the Plaintiffs are working and residing in USA and taking the advantage of the same the defendants have colluded together and tried to interfere with the plaintiff's peaceful possession and enjoyment of the schedule property on 14-01-2022. Being the SPA Holder of the plaintiffs herein, I have resisted the act of the defendants with the help of my friends and neighbors. Though the 1st defendant has lost his right over the schedule property, yet both the defendants has colluded together and came near the suit schedule property along with their accomplices again on 16-01-2022 and tried to interfere with the Plaintiff's possession and enjoyment of the schedule property, which is successfully resisted by me with the help of my friends and neighbors. But while retreating from the Spot, the defendants have thrown a challenge that, they will come again and take possession of the schedule property by hook or crook. Thereafter I have approached the jurisdictional police to lodge the complaint against the defendants, but the police officer has advised me to approach the civil court as the matter is civil in nature. Hence this suit.

9. I submit that, the documents Produced by the Plaintiff may kindly be marked as Exhibits in my favour.

WHEREFORE, I Prays that the Hon'ble Court may be pleased to allow the said suit and pass Judgement and Decree against the defendant as prayed in the Plaint in the interest of equity and justice

I do hereby declare that, what is stated in the above paras of this affidavit are true to the best of my knowledge, belief and information.

Advocate



Identified by me

Date: 8/07/26

Place: K.R. Puram.



Deponent

SWORN TO BEFORE ME

SRINATHA. D.R., B.A.L., LL.B.
ADVOCATE & NOTARY

ದಿವಾಣಿ ಮತ್ತು ಪ್ರಥಮ ದರ್ಜೆ ನ್ಯಾಯಿಕ ದಂಡಾಧಿಕಾರಿಗಳ
ನ್ಯಾಯಾಲಯ, ಕೆ. ಆರ್. ಪುರಂ

O.S. No.627/2025
PW: 1

ಸಾಕ್ಷಿಯನ್ನು ಪ್ರಮಾಣೀಕರಿಸಿದ ದಿನಾಂಕ : 08.07.2026

ಮುಖ್ಯ ವಿಚಾರಣೆ : ವಾದಿಗಳ ಪರ ವಕೀಲರಾದ: ಶ್ರೀ ಎಂ.ಜಿ.ಆರ್
ರವರಿಂದ

ನಾನು ನನ್ನ ಮುಖ್ಯವಿಚಾರಣೆಯ ಬದಲಾಗಿ ಸಾಕ್ಷಿ ಪ್ರಮಾಣಪತ್ರವನ್ನು
ಸಲ್ಲಿಸಿರುತ್ತೇನೆ. ಅದರಲ್ಲಿ ಬರೆದಿರುವ ವಿಚಾರಗಳು ಸತ್ಯವಾಗಿರುತ್ತದೆ. ಅದನ್ನು
ನಾನೇ ಹೇಳಿ ಬರೆಯಿಸಿದ್ದು ಅದಕ್ಕೆ ಸಹಿ ಮಾಡಿರುತ್ತೇನೆ.ನಾನು ಈ ದಿನ
ದಾಖಲಾತಿಗಳನ್ನು ಹಾಜರು ಪಡಿಸುತ್ತಿದ್ದು ಅವುಗಳನ್ನು ನನ್ನ ಪರವಾಗಿ
ನಿಶಾನಗೊಳಿಸಬೇಕೆಂದು ವಿನಂತಿ ಇರುತ್ತದೆ.

ಕ್ರಮ
ಸಂಖ್ಯೆ

1

ನಿಶಾನ ಸಂಖ್ಯೆ

ನಿ.ಪಿ 1

ದಾಖಲಾತಿ ವಿವರ

ವಾದಿ ಬರೆದುಕೊಟ್ಟಿರುವ ಎಸ್.ಪಿ.ಎ ಮೂಲ ಪ್ರತಿ

ಕೋರಿಕೆಯ ಮೇರೆಗೆ ಮುಖ್ಯ ವಿಚಾರಣೆಯನ್ನು ಮುಂದೂಡಲಾಯಿತು.

(ನನ್ನ ಉಕ್ತಲೇಖನದಂತೆ ತೆರೆದ ನ್ಯಾಯಾಲಯದಲ್ಲಿ ಬೆರಳಚ್ಚು
ಮಾಡಿಸಲಾಯಿತು)

ಓ ಹೇ ಕೇ ಸರಿ ಇದೆ

ದಿವಾಣಿ ಮತ್ತು ಪ್ರಥಮ ದರ್ಜೆ ನ್ಯಾಯಿಕ
ದಂಡಾಧಿಕಾರಿಗಳ ನ್ಯಾಯಾಲಯ,
ಕೆ. ಆರ್. ಪುರಂ