

**IN THE COURT OF PRL. SENIOR CIVIL JUDGE &
CJM, DHARWAD**

O.S No. 162/2017

Plaintiffs : Smt. Ashabai W/o Kashinath Dhavale and others

V/s

Defendants : Alka D/o Narayan Dhavale and others

ISSUES

1. Whether the Plaintiffs prove that after the death of Dondopanth Narayan Dhavale, his three sons together constituted Hindu Undivided Joint family ?
2. Whether the Plaintiffs further prove that schedule properties are their joint family properties and they are in joint possession of the same ?
3. Whether the 4th defendant proves that the present suit is hit by Order 2 Rule 2 of CPC in view of Judgement and Decree passed in OS No. 761/2010 attaining finality ?
4. Whether the 4th defendant proves that the suit is barred by limitation ?
5. Whether the 4th defendant further proves that suit valuation and payment of court fee are incorrect and insufficient ?
6. Whether the Plaintiffs are entitled to plaint reliefs?
7. What Order or Decree?

Note: Issue No.3 is to be treated as a preliminary issue.

Date: 06-03-2020

(Srikanth S.V)
Prl. Senior Civil Judge & CJM
Dharwad