

IN THE COURT OF THE PRL. SENIOR CIVIL JUDGE, HUBBALLI

O.S. No.250/2024

Plaintiff : Timmanna Gadigeppa Goudar.

Versus

Defendant : Tippanna Iranna Revannavar.

ISSUES

1. Whether the plaintiff proves that defendant has executed agreement of sale in his favour on 31.07.2018 by agreeing to sell the suit property for ₹15 lakhs and by receiving ₹6 lakhs as advance consideration amount?
2. Whether the plaintiff proves that he is ever ready and willing to perform his part of contract?
3. Whether the plaintiff proves that he is entitle for the discretionary relief of specific performance of the contract?
4. Whether the plaintiff is entitle for the alternative relief of refund of earnest money of ₹6 lakhs along with interest at the rate of 24% p.a.?
5. Whether the defendant proves that the said transaction was hand loan transaction and he has not executed any registered agreement of sale in favour of plaintiff towards security of the loan and it was not a real agreement of sale?
6. What order or award?

Place: Hubballi
Dt: 07-01-2025

(Yamanappa Karehanumanthappa)
Prl. Senior Civil Judge, Hubballi.