

IN THE COURT OF THE II ADDITIONAL SENIOR CIVIL JUDGE,
HUBBALLI

O.S. No. 311/2015

Plaintiffs : 1) Smt. Sharada W/o Danshekhargouda Patil
and another.

Versus

Defendants: : 1) Smt. Shridevi W/o Chandragouda
Rayangoudar and others.

ISSUES

- 1) Whether the plaintiffs prove that they, defendants No.1, 3 to 14 are members constitute a Hindu Undivided Joint Family and suit schedule properties are ancestral and joint family properties?
- 2) Whether the suit is filed within limitation period?
- 3) Whether the defendant No.2 proves that he is adopted son of late Ishwarappa S/o Dyamappa Hosamani?
- 4) Whether the defendant No.2 proves that suit is bad for non-joinder of necessary properties?
- 5) Whether the defendant No.2 proves that suit is bad for non-joinder of necessary parties?
- 6) * Whether the suit is properly valued and proper court fee is paid?
- 7) Whether the defendant No.2 proves that land bearing R.S.No.322/4, measuring 11 acres 9 guntas and R.S.No.418, measuring 4 acres 19 guntas were the self-acquired properties of late Ishwarappa Hosamani?

- 8) Whether the defendant No.2 proves that partition took place during lifetime of Dyamappa and his sons and it was acted upon and memorandum of partition deed came into existence on 01-02-1970?
- 9) Whether the plaintiffs are entitled for partition and separate possession of their 2/7th share each in the suit properties by metes and bounds?
- 10) What decree or order?

*** Note: The Issue No.6 is treated as preliminary issue.**

Hubballi
Dt: 23-02-2018

(Palled Raveendra Jادیappa)
II Addl. Senior Civil Judge, Hubballi.