

**IN THE COURT OF CIVIL JUDGE AND J M F C, AT KUNDGOL**

**O.S.No.52/2014**

**Dated this 18th Day of September, 2014**

**Plaintiff/s : - Bhimappa S/o Ningappa Barker**

***VERSUS***

**Defendant/s: -1) Mahadevappa S/o Ramappa Aralikatti  
and another.**

**I S S U E S**

1. Whether the plaintiff proves that in between the property of plaintiff and defendant property open space measuring 5x10 feet has been used by him and his ancestor from time immemorial?
2. Whether the plaintiff proves that he has acquired easement by grant over the suit property measuring 5x10 feet and to access air and light through the window fixed on the eastern side of his property?
3. Whether the plaintiff proves that the defendants are trying to obstruct his easementary rights?
4. Whether plaintiff proves that the description of suit property as mentioned in the plaint are correct?

5. Whether the defendants proves that the plaintiff is a mere licencee for the use of 3 ½ feet x 5 feet on the North-West portion of their property?
6. Whether plaintiff is entitled to the relief as sought?
7. What order or decree?

Kundgol.

(Vignesh Kumar)  
Civil Judge & JMFC,  
Kundgol.