

**IN THE COURT OF CIVIL JUDGE AND JMFC, HANGAL**

**O.S. No. 143 of 2019**

**Plaintiffs** : Sri. Topanna S/o. Yallappa Nagoji and 5 others

**V/S**

**Defendants** : Sri. Subhash S/o Yallappa Nagoji and 6 others.

**ISSUES**

- 1)** Whether the plaintiffs prove that they have preferential right/ right of pre-emption to purchase the suit schedule property?
- 2)** Whether the plaintiffs prove that the defendant No.1 trying to sell the suit schedule property contrary to their right of pre-emption?
- 3)** Whether the defendant No.1 proves that he is absolute owner and in possession of the suit schedule property as on date of suit?
- 4)** Whether the defendant No.1 proves the alleged interference of plaintiffs in peaceful possession and enjoyment of suit schedule property?
- 5)** Whether the defendant No.1 proves that registered sale agreement dtd: 21-05-2019 executed by him in favor of defendant No.2 is of nominal and executed towards security for loan?
- 6)** Whether plaintiffs are entitle for relief of declaration of right of pre-emption and mandatory injunction as sought for in the plaint?

- 7)** Whether defendant No.1 entitle for relief of declaration and consequential relief of permanent injunction as sought for in the counter claim?
- 8)** What order or decree?

Sd/-

Date: 21-01-2023.

Civil Judge and JMFC.,  
Hangal.