

**IN THE COURT OF CIVIL JUDGE, CHITTAPUR**

**O S No.5/2016**

Smt. Shridevi, W/o. Shivakumar

... Plaintiff

V/s

Raju, S/o. Yallappa

... Defendant

**I S S U E S**

1. *Whether the plaintiff proves that, the defendant has executed the agreement of sale without possession in respect of suit property land Sy, No. 62/3 measuring 2 acres 00 guntas of Hadnoor village on 22.01.2014 and received the earnest money of Rs.4,50,000?*
2. *Whether the plaintiff further proves that, she is/was always ready and willing to perform her part of contract?*
3. *Whether the defendant prove that, he has no intention to sell the suit property and he has executed the agreement of mortgage only for security of the loan amount of Rs.4,50,000/- which is borrowed from the plaintiff?*
4. *Whether the defendant further proves that, he has paid loan amount of Rs.4,50,000/- to the plaintiff as contended in the W.S.?*
5. *Whether the defendant further proves that, the plaintiff has got created the agreement of sale instead of agreement of mortgage by misrepresenting him as contended in his W.S.?*

6. *Whether plaintiff is entitled the relief for specific performance?*
7. *Whether plaintiff is entitled the reliefs sought for?*
8. *What order or decree?*

(Issues framed and read-over in the open court)

Date: 16.03.2016  
Place: Chittapur

**(K.S. Rotter)**  
**Civiil Judge, Chittapur.**