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IN THE COURT OF THE SENIOR CIVIL JUDGE AT MADIKERI.

O.S.No.7 of 2026.

Plaintiff:- Dr.C.A.Chethan.

V/s

Defendant:- Smt.C.C.Sharadha.

AFFIDAVIT

I, Dr.C.A.Chethan, S/o C.K.Anand, aged 55 years, No.10, 'Chaithanya', Athmananda Colony, 4th Cross, Sulthan Palya, R.T.Nagar, Bangalore, do hereby make oath and state as follows:-

1. I state that I am the plaintiff in the above case and I know the facts of the case and to what I have deposed to herein.

2. I stat that under a Deed of Sale dated 12/4/1967 registered as Document No.181 of the year 1967-68, at pages 65-67 in Volume 205 in Book No.I in the Office of the Sub-registrar at Madikeri, Kodagu, C.P.Krishnappa, my grandfather, purchased the property mentioned in the suit schedule 'A', for valuable consideration, from it's lawful owners and entered into lawful, peaceful possession thereof. The said C.P.Krishnappa was the Kartha, Head, Manager of the Hindu Joint Family comprising of himself and his children. In an oral partition effected amongst the said C.P.Krishnappa and his children, the suit schedule 'A' property among other properties was allotted to the share of Dr.C.K.Anand, one of the sons of C.P.Krishnappa and the said Dr.C.K.Anand is my father and the said Dr.C.K.Anand was in lawful, peaceful, settled possession and enjoyment of the suit schedule 'A' property.

3. I state that under a Deed of Gift dated 3/5/2011 registered as Document number MDK-1-00231-2011-12 in Book No.I and stored in C.D. number MDKD30 in the Office of the Sub-registrar at



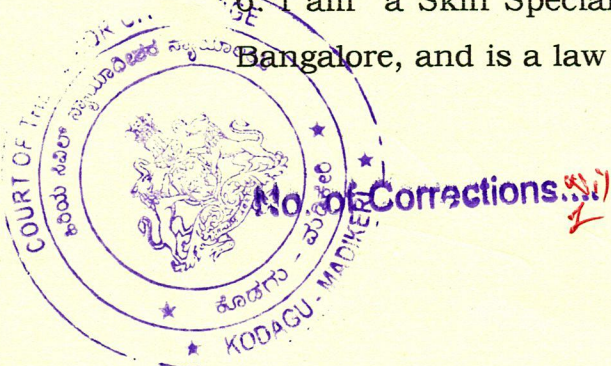
[Handwritten signature]

Madikeri, Kodagu, Dr.C.K.Anand, who is my father, Gifted the property mentioned in the suit schedule 'A', out of love and affection to me and I became the sole owner and entered into lawful, peaceful possession and enjoyment of the property mentioned in the suit schedule 'A'.

4. I submit that except myself, none others have any right, title, interest, in and over the suit schedule 'A' property. The RTC of the suit schedule 'A' property stands in my name. I am paying assessment to the Government in respect of suit schedule 'A' property.

5. I submit that on the western side of the suit schedule 'A' property, a Kadanga runs and the defendant claims to be one of the owners of the property bearing parent Sy.No.46/1 of Hoddur village which is situated beyond the said Kadanga on the western side of the said Kadanga. The said Kadanga which exists on the western side of the suit schedule 'A' property, being a Government land has been encroached by the defendant, illegally, unlawfully. The defendant had sought permission from me to occupy the a building measuring 40 feet x 50 feet and another building measuring 50 feet x 15 feet in the suit schedule properties as a licensee under me. I state that surprisingly and to my utter shock, on 8/2/2014, the defendant trespassed into the suit schedule 'A' property and illegally, unlawfully, encroached an area of area of 0.85 acres of land in Sy.No.53/8 of 5.83 acres of Hoddur village and the said area so encroached by the defendant is more specifically mentioned in the suit 'B' schedule property. The property mentioned in suit schedule 'B' is part and parcel of property mentioned in the suit schedule 'A'.

6. I am a Skin Specialist Doctor by profession and a resident of Bangalore, and is a law abiding citizen and I wanted the defendant



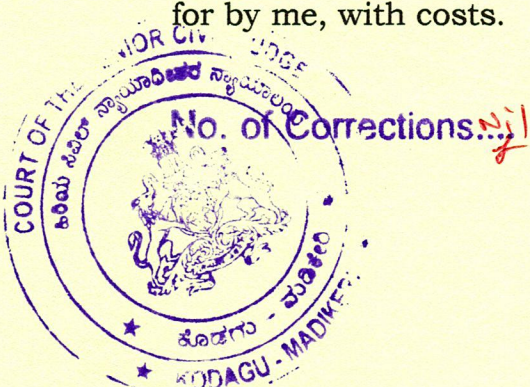
[Handwritten signature]

to see reason and requested the defendant who is a relative, to surrender possession of the suit schedule 'B' property encroached by the defendant. The defendant informed me that if any survey if it is found that the defendant is in possession of the suit schedule 'B' property, she would vacate and surrender the suit schedule 'B' property to me. The defendant is a powerful person with men, money and muscle power and has arbitrarily taken possession of suit schedule 'B' property without any right, title, interest, in and over the same and is enjoying the income illegally and I always wanted to have good relationship with the defendant.

7. I state that I had conducted a Government survey in respect of the suit schedule 'A' property, on 13/2/2014, in the presence of the defendant and it was revealed that the defendant is in illegal and unlawful possession of suit schedule 'B' property to which she is not entitled to. Over again, I, requested the defendant to surrender vacant possession of the suit schedule 'B' property to me and the defendant did not heed to my request. I was under an impression that reason may dawn upon the defendant and she would comply with my request. In spite of the said fact, I submit that the defendant failed to deliver possession of suit schedule 'B' property to me. Now it is clear that the defendant will not vacate and deliver vacant possession of suit schedule 'B' property, unless the Hon'ble Court passes a Judgment and Decree in my favour and hence this suit was filed by me.

8. I pray that the documents filed by me, may kindly be marked as Exhibits on my behalf.

9. I pray that the suit filed by me may kindly be decreed as prayed for by me, with costs.



[Handwritten signature]

10. I solemnly affirm and state that this is my name and signature and the contents of this affidavit are true and correct.

[Signature]

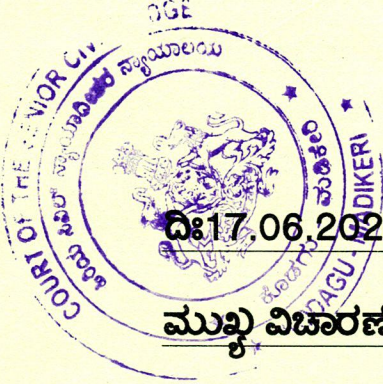
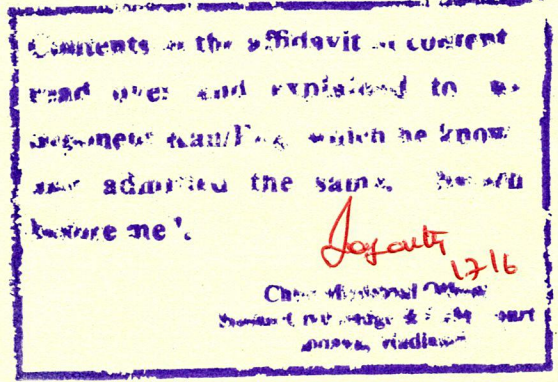
Identified by me

[Signature]
Advocate

Deponent
Sworn to before me

Madikeri,
17/6/2026.

No. of Corrections *2*



ದಿ: 17.06.2026 ಸಾಕ್ಷಿಯನ್ನು ಕರೆಸಿ ಪ್ರಮಾಣ ವಚನ ಭೋಧಿಸಲಾಯಿತು.

ಮುಖ್ಯ ವಿಚಾರಣೆ: ವಾದಿ ಪರ ಶ್ರೀ ಶ್ರೀ.ಎನ್.ಜಿ.ವಿ ವಕೀಲರಿಂದ :

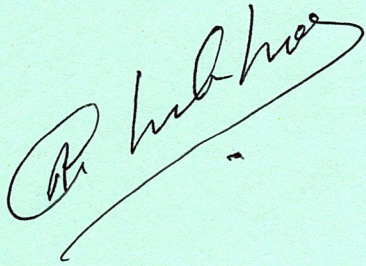
ನಾನು ಈ ದಾವೆಯಲ್ಲಿ ವಾದಿಯಾಗಿದ್ದು, ನನ್ನ ಮುಖ್ಯ ವಿಚಾರಣೆಯ ಬಾಬು ಪ್ರಮಾಣ ಪತ್ರವನ್ನು ಹಾಜರು ಮಾಡಿದ್ದು, ಅದರಲ್ಲಿ ಪ್ರಸ್ತಾಪಿಸಿರುವ ವಿಚಾರಗಳನ್ನು ನಾನೇ ಮಾಹಿತಿ ಕೊಟ್ಟು ಬರೆಸಿರುತ್ತೇನೆ ಮತ್ತು ನನ್ನ ಮುಖ್ಯ ವಿಚಾರಣೆಯ ಪ್ರಮಾಣ ಪತ್ರದ ಒಕ್ಕಣೆಯನ್ನು ಓದಿಸಿ ತಿಳಿದುಕೊಂಡು ಸಹಿ ಮಾಡಿರುತ್ತೇನೆ. ನನ್ನ ಮುಖ್ಯ ವಿಚಾರಣೆಯ ಸಂಗತಿಗಳು ಸತ್ಯದಿಂದ ಕೂಡಿದೆ ಎಂದು ಮತ್ತು ಅದರಲ್ಲಿ ಇರುವ ಸಹಿ ನನ್ನದಾಗಿರುತ್ತದೆ.

[Signature]

[Signature]
17-06-26.

ನನ್ನ ಮುಖ್ಯ ವಿಚಾರಣೆಯ ಪೂರವಾಗಿ ಈ ಕೆಳಕಂಡ ದಾಖಲಾತಿಗಳನ್ನು ಹಾಜರು ಮಾಡಿದ್ದು ಅದನ್ನು ನೋಡಿ ಗುರುತಿಸಿರುತ್ತೇನೆ.

1. ದಿ:12.04.1967 ರ ಕ್ರಯ ಪತ್ರದ ದೃಢೀಕೃತ ನಕಲು ನಿಪಿ.1
2. ದಿ:03.05.2011 ರ ದಾನ ಪತ್ರದ ದೃಢೀಕೃತ ನಕಲು ನಿಪಿ.2
3. ಹಕ್ಕುಬದಲಾವಣೆ ವಹಿ ನಿಪಿ.3
4. ಆರ್.ಟಿ.ಸಿ ನಿಪಿ.4
5. ಅರ್ಜಿಯ ದೃಢೀಕೃತ ನಕಲು ನಿಪಿ.5
6. ನೋಟೀಸಿನ ದೃಢೀಕೃತ ನಕಲು ನಿಪಿ.6
7. ಹಣ ಸ್ವೀಕೃತಿ ದೃಢೀಕೃತ ನಕಲು ನಿಪಿ.7
8. ಅಂಚೆ ರಶೀದಿಗಳ ದೃಢೀಕೃತ ನಕಲು ನಿಪಿ.8
9. ಅಂಚೆ ಸ್ವೀಕೃತಿ ಪತ್ರಗಳ ಮತ್ತು ವಾಪಾಸಾದ ಅಂಚೆ ಲಕೋಟೆಗಳ ದೃಢೀಕೃತ ನಕಲು ನಿಪಿ.9
10. ಮಹಜರ್ ನ ದೃಢೀಕೃತ ನಕಲು ನಿಪಿ.10
11. ಸರ್ವೆ ನಂ.53/9 ರ ನೀಟ್ ಮತ್ತು 53/8 ರ ನೀಟ್ ನಕಾತೆಗಳ ದೃಢೀಕೃತ ನಕಲು ನಿಪಿ.11 ಮತ್ತು 12
12. ಪಿಟಿ ಶೀಟ್ ನ ದೃಢೀಕೃತ ನಕಲು ನಿಪಿ.13
13. ನಿವೇದನೆಯ ದೃಢೀಕೃತ ನಕಲು ನಿಪಿ.14



17-06-26.

ಓ.ಎಸ್ ನಂಬರ್: 7/2026

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ಪಿ ಡಬ್ಲ್ಯು 1

ಆದ್ದರಿಂದ ನಾನು ವಾದ ಪತ್ರದಲ್ಲಿ ಕೋರಿದಂತೆ ದಾವೆಯನ್ನು ಡಿಕ್ರಿ
ಮಾಡಬೇಕೆಂದು ಕೋರಿಕೊಳ್ಳುತ್ತೇನೆ.

ಪಾಟೀ ಸವಾಲು: ಪ್ರತಿವಾದಿ ಪರ ಶ್ರೀ.ಕೆ.ಎಸ್.ಸಿ ವಕೀಲರಿಂದ ಃ

ಸಮಯಾವಕಾಶ ಕೋರಿದ್ದರಿಂದ ಮುಂದೂಡಲಾಯಿತು.

(ತೆರೆದ ನ್ಯಾಯಾಲಯದಲ್ಲಿ ಬೆರಳಚ್ಚು ಮಾಡಲಾಯಿತು.)

ಓ.ಹೆ.ಕೆ.ಸರಿ.ಇದೆ.

(ಸಿ. ವಿಠ್ಠಲಯ)
ಹಿರಿಯ ಸಿವಿಲ್ ನ್ಯಾಯಾಧೀಶರು,
ಕೊಡಗು, ಮಡಿಕೇರಿ.

