

**IN THE COURT OF SENIOR CIVIL JUDGE & JMFC., KUSHTAGI  
O.S.No.860/2016**

**Plaintiff/s** : Gavisiddappa & another

**Vs.**

**Defendant/s** : Mallappa & 2 Others

**Claim** : Suit for Partition and separate possession.

**I S S U E S**

1. Whether the plaintiff proves that, genealogy furnish by plaintiff is true and correct ?
2. Whether the plaintiff proves that, the plaintiff and the defendants are having ancestral properties and there in joint possession of the suit property ?
3. Whether the plaintiff proves that, the defendants are causing interference into the peaceful possession and enjoyment of plaintiff property?
4. Whether the plaintiff is entitled for rectification in the record of rights?
5. Whether the defendant proves that, already partition taken place and the suit is not maintainable?
6. Whether the defendants prove that, during the pendency of O.S. 40/1990 the father of the defendant sold all the properties which has standing in the name of ?
7. Whether the defendant proves that, suit is barred by limitation?
8. Whether the defendant proves that, this court having no jurisdiction to try this suit as per Sec. 133 of KLR Act?
9. Whether the plaintiff is entitled for the relief of partition & Injunction?
10. What order of decree?

Place : Kushtagi.

Date :05-09-2019.

Senior Civil Judge & JMFC,  
**Kushtagi.**