

**Preliminary Decree for Partition and Separate Possession**

**IN THE COURT OF THE SENIOR CIVIL JUDGE,  
MADDUR, MANDYA DISTRICT.**

**O.S. No. 54/2011**

**Plaintiffs :**

1. Gowramma W/o Late. Nanjachar, Aged about 78 years.
2. Ashwathamma, Aged about 42 years, W/o Umesha S. R/o 1st Main, 2nd Cross, Kamalanagar, Bangalore City.
3. Renukamma, Aged about 35 years, W/o Court Ramesh, R/o 1st Main, R.G. Nagar, Bangalore.
4. Sowmya, Aged about 21 years, D/o N. Manu, Bramhachari.
5. Manjunatha, Aged about 19 years, S/o N. Manu Bramhachari.
6. N.Manu Bramhachari, Aged about 50 years, S/o Late. Nanjachari.
7. Krishnamma @ Gowramma, Aged about 57 years, W/o Late. Basavaiah, R/o. D.No.2606, Naguvanahalli Road, Kesere, Mysore City.
8. H.S. Shivaraju, Aged about 42 years, S/o Late. Shivalingachar and Late. Padma, R/o. Hemmanahalli Village, Maddur Taluk.

9. Sathyamma, Aged about 45 years, W/o Ningachar, R/o Laggere, Bangalore City.
10. Shyamala, Aged about 25 years, D/o Shivannachari, R/o Kadahalli, Chamarajanagar Taluk.

Plaintiffs No.1 and 4 to 6 are residents of Valagerehalli Village, Kasaba Hobli, Maddur Taluk.

-V/S-

**Defendants :**

- 1) 1. N. Puttaswamy S/o Late. Nanjachari, Since, Dead, by LRs.  
D.1(a) Gayathri, Aged about 60 years, W/o Late. N. Puttaswamy.  
  
D.1(b) V.P. Shivananju, Aged about 45 years, S/o Late. N. Puttaswamy.  
  
D.1(C) V.P. Somashekhara, Aged about 43 years, S/o. Late. N. Puttaswamy.  
All are residents of Valagerehalli Village, Kasaba Hobli, Maddur Taluk.
- 2) S. Rajachar, Aged about 50 years, S/o. Sannachari, R/o Halahalli Extension, Mandya City.
- 3) K.S. Chandrashekhar, Aged about 50 years, S/o. Somachar, R/o Doddapete, Kunigal Town and Taluk, Tumkur District.

**Suit claim:-**

Plaintiffs filed this suit on 08.11.2011 Under order 7 Rule 1 & 2 CPC and prays to pass a judgment and decree in their favour and against the defendants for :

The Plaintiffs pray to pass a Judgment and Decree in their favour and against the defendants for

(a) Partition and separate possession of plaintiffs legitimate 72½/100th Share in all the suit schedule properties, by metes and bounds and by holding that the revenue and panchayath entries in respect of any of the suit schedule properties in favour of any of the parties to the suit are not binding on the plaintiffs and their legitimate share in such properties ;

(b) Ascertainment of mesne profits either under Order 20 Rule 18 or Under Order 20 Rule 12 of CPC.

(c) Court costs and such other reliefs .

**This suit coming on this day for final disposal before Sri. R.P. Gowda, Senior Civil Judge Maddur, in the presence of Sri. H.P.Sadashivappa, Advocate for Plaintiffs, Def. No. 1 by Sri. H. V. Balaraju, D2 and D3 by Sri. H.B. Nagesh, Advocates.,**

It is ordered and decreed that the suit of the Plaintiffs is hereby Decreed in Part.

It is ordered and decreed that the Plaintiffs No.1 to 3, Plaintiffs No. 7 to 9 and the defendant No.2 are each entitled for 1/30th Share and the defendant No.3 and the plaintiff

No.10 are jointly entitled to 1/30th share in the suit schedule properties by metes and bounds.

It is ordered and decreed that the defendant No.1 and the plaintiff No.6 are each entitled for 11/30th share in the suit schedule properties by metes and bounds.

It is ordered and decreed that the claim of the plaintiffs regarding the mesne profits is hereby rejected.

It is ordered decreed that No order as to costs.

**Given under my hand and the seal of the court this  
the 12<sup>th</sup> day of April, 2019.**

**Senior Civil Judge,  
MADDUR.**

**MEMORANDUM OF COSTS**

	<b>Plaintiffs</b>	<b>Respondents</b>
Court Fee	200=00	-
Advocate Fee(FC filed)	4,000=00	-
Process Fee	86=00	-
Total	4,286=00	-

**SCHEDULE**

Properties are situated in Kasaba Hobli, Maddur Taluk.

1. Property situated at valagerehalli village in Sy. No. No. 65/1A 1, extent 0-23 guntas (but in the RTC, the extent has been wrongly shown as 1-15 guntas), dry and Assessment Rs. 1-70 and the same is bounded on East by Land of Eregowda and then road, West by : Land of Hoblidar Karadigowda, South by: Land of Bukkasiddana Madaiah and North by: Land of Channappa s/o H. Eregowda.

2. Property situated at B. Hosahalli village, in Sy. No.No. 36/1B extent 1-00 acre, wet, Assessment Rs. 2-54 and the same is bounded on East by : Land of Savade Boraiah, West by Hall, North by : Suit item No.3, South by : Lands of Kalyani Kenchegowda and Kadaiah.

3. Property situated at B. Hosahalli village in Sy. No. No.36/1-A, extent 1-00 acre, wet, asst. Rs. 2-54 and the same is bounded on East and North by : Land of Savade Boraiah, West by Halla and South by Suit item No.2.

4. Mangalore tiled house and adjacent vacant site situated at Valagerehalli village having Panchayath Asst. Property No. 629 measuring East to West 40 feet, and North - South 60 feet, Bounded on East by : Road, West by: Suit item No.5, North by School boundary and South by Road.

5. Mangalore tiled Varapak and adjacent vacant site situated at Valagerehalli Village, having Panchayath Asst. Property No. 629/1, measuring East to West: 10 feet, North to South 60 feet, bounded on East by suit item No.4, West by Panchayath Site, North by School Boundary and South by Road.

**Decree drawn by :**  
**Decree scrutinized by :**  
**Decree signed**  
**On 27.04.2019.**

**(R. P. Gowda)**  
**Senior Civil Judge,**  
**MADDUR.**