

**IN THE COURT OF SENIOR CIVIL JUDGE AND  
JMFC., MALAVALLI**

**OS No.43/2020**

Plaintiffs : Smt Sujaya Y.T and others

- V/s -

Defendants : Smt Prema and Others

**ISSUES**

1. Whether the plaintiffs prove that, the suit schedule properties are the ancestral and joint family properties to them and defendants and they are in joint possession and enjoyment of the properties ?
2. Whether the plaintiffs prove that, the will dated 03.10.2001 alleged to have been executed by Bettamma W/o Chindagirigowda is fabricated by the defendant No. 4 and 5 ?
3. Whether the Defendant No. 4 and 5 prove that, Bettamma W/o Chindagirigowda had executed registered will dated 03.10.2001 in respect of property bearing Sy. No. 110/paiki P3 in favour of defendant No.5 ?
4. Whether the Defendants No. 4 and 5 prove that, the suit is bad for mis-joinder of unnecessary parties?
5. Whether the plaintiffs are entitled for partition and separate possession of their 1/3rd share in the suit schedule properties as sought for ?

6. What order or decree ?

**Dated this, the 27<sup>st</sup> day of February 2023.**

**(Madesha.V )**

Senior Civil Judge & JMFC.,  
Malavalli.