

**BEFORE THE COMMERCIAL COURT & II ADDL.
DISTRICT & SESSIONS JUDGE AT: MYSURU.**

Com.OS No.50/2022

Plaintiff : M/s. Mysore Credit and
Investments (R), Mysuru.

-Vs-

Defendants : Sri. Siddegowda M.A and others

ISSUES

1. Whether the Plaintiff proves that on 10.01.2019 deceased Smt.Kamalamma had borrowed loan of Rs.14,00,000/- from Plaintiff agreeing to repay on or before 30.10.2019 with interest at the rate of 16% p.a., by executing Memorandum of Deposit of Title Deeds and Defendant No.1 to 3 have stood as guarantor for the said loan ?
2. Whether the Plaintiff prove that said Smt.Kamalamma has not repaid the loan as agreed and now in view of death of Smt.Kamalamma Defendants are liable to repay Rs.19,48,368/- with future interest as claimed ?
3. Whether the this Court has no jurisdiction to try this suit ?
4. Whether the Plaintiff is entitled to recover Rs.19,48,368/- with future interest from Defendants as claimed ?

5. What Order or Decree ?

Note : Issue No.3 is treated as Preliminary Issue.

Dated 7th day of July 2025.

Sri Mallanagouda

II Addl. District & Sessions Judge,
Mysuru.

Issued framed. For
hearing on preliminary Issue
16.07.2025.

Sri Mallanagouda

II Addl. District & Sessions Judge,
Mysuru.