

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

**O.S. 27/2023**

Plaintiff : Nazarullaha Khan and another  
V/s  
Defendants : Khalil Khan and others

**ISSUES**

1. Whether the plaintiffs prove that the plaintiffs and defendants are tenants-in-common of the suit schedule properties?
2. Whether defendant No.1,2, 4 to 17 and 19 prove that their grand father entered into oral partition during his life time and also executed a will dated 11.12.1967 in respect of some of the properties?
3. Whether the defendants further prove that under oral partition 36 guntas out of 4-18 acres in suit schedule item No.1 allotted to plaintiffs father Hagiz Khan who sold the said property to one Ahmed Khan S/o Khasim Khan under registered sale deed dated 28.07.1970?
4. Whether defendants prove that except suit item No. 1 remaining properties are allotted to the defendants 1 to 19 and they got mutated the Katha in their favour and enjoying the same?
5. Whether suit of the plaintiff is bad for non joinder of necessary parties and also for misjoinder of parties as contended by the defendants in their W/st Para No. 7?

6. Whether plaintiffs are entitled to get 1/19th share in the suit schedule properties?
7. To what order or decree?

Dated 30<sup>th</sup> Day of June, 2023.

(Zaibunnisa)  
Addl. Senior Civil Judge & JMFC  
Hunsur