

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

**O.S. No 138/2022**

Plaintiff : Sri. Rajesh Choudhary

V/s

Defendants : Sri. Basavarajappa & another

**I S S U E S**

1. Whether the plaintiff proves that he is the absolute owner of the suit schedule property as on the date of the suit?
2. Whether the plaintiff proves that alleged interference by the defendants No. 1 and 2 over property bearing assessment No. 4, 17, 24, 43, 38, 23,18 and 3 i.e., 'B' schedule property?
3. Whether the plaintiff further proves that the gift deed executed by the defendant No. 1 in favour of defendant No. 2 dated 20.01.2017 is null and void and not binding on the plaintiff?
4. Whether the plaintiff is entitled for the relief of mandatory injunction to demolish the building constructed in assessment No. 44 and 37 in Sy. No. 46

new Sy. No. 46/2 which originally belongs to the plaintiff  
i.e., 'A' schedule property?

5. Whether the plaintiff is entitled for the relief of mandatory injunction as prayed for?
6. Whether the plaintiff is entitled for relief of declaration as prayed for?
7. Whether the plaintiff is entitled for consequential relief of permanent injunction as prayed for?
8. What order or decree?

Dated 23<sup>rd</sup> day of Febraury, 2023.

**(SHIRIN JAVEED ANSARI)**  
Prl. Senior Civil Judge & JMFC  
Hunsur