

**Preliminary Decree for Partition and separate possession
In Original Suit. (O.20.Rule.6,7)**

IN THE COURT OF THE ADDL.CIVIL JUDGE AND JMFC.,
AT T.NARASIPURA.

O.S.No.112/2015.

Plaintiff/s: Smt.Prema,
D/o Gurumallappa,
W/o H.M.Sundrappa,
Aged about 35 years,
R/at Honnuru village,
Kasaba hobli,
Yalanduru Taluk,
Chamarajanagara District.

-V/s-

Defendant/s: 1) Sri.Gurumallappa,
Dead by Lrs-

1(a) Smt.Susheelamma,
W/o late Gurumallappa,
Aged about 62 years.

2) Sri.Nanjundaswamy, @ Kumar,
S/o late Gurumallappa,
Aged about 43 years.

Both are R/at Adibettahalli village,
Mugur hobli, T.Narasipura Taluk,
Mysuru District.

3) Smt.Rathnamma @ Bharathi,
W/o Sundrappa,
D/o late Gurumallappa,
Aged about 40 years,
R/at Yakanooru village,
Mugur hobli, T.Narasipura Taluk,
Mysuru District.

Suit filed on-09-04-2015.

Prayer:- This suit is filed for a judgment and decree in
favour of the plaintiff/s and against the defendant/s -

- a) For the relief of partition of the suit schedule properties by metes and bounds and put the plaintiff in the respective half share of the same.
- b) To award mesne profits from the date cause of action of the suit till the delivery of the possession of the share of the plaintiff.
- c) To award costs of the case and such other relief as deem fit and proper in the circumstances of the case and in the interest of justice and equity.

This suit is coming on 10th day of April 2023 for final disposal before **Sri.Venkatesha K.N.** B.A. LLB, Addl. Civil Judge and JMFC, T.Narasipura, in the presence of Sri.H.N.B.N, advocate for plaintiff and Sri.S.R, advocate for defendant/s.

By pronouncing the judgment it is ordered and decreed that the suit of the plaintiff is hereby partly decreed.

Further it is ordered and decreed that:-

The plaintiff is entitled for 1/4th share in the item No.1 and 2 of the suit schedule 'A' properties.

The defendant No.1(a), defendant No.2 and 3 are entitled for 1/4th share each in the item No.1 and 2 of the suit schedule 'A' properties.

The defendant No.1(a), defendant No.2 and 3 are required to pay necessary court fee on their respective shares.

The suit of the plaintiff in respect of suit schedule 'B' properties is hereby dismissed.

By considering the relationship of the parties, the facts and circumstances of the case, no order as to costs.

Given under my hand and seal of the court this the 10th day of April 2023.

ADDL.CIVIL JUDGE & JMFC
T.NARASIPURA.

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O.S.No.112/2015.

MEMORANDUM OF THE COSTS INCURRED IN THIS SUIT.

Particulars	Plaintiff/s Rs.	Defendant/s Rs.
Court fee paid on Plaint	200-00	--
..... do I.As	--	--
..... do Power	--	--
Advocate fee (F. C. Not Filed)	--	(F. C. Not Filed)
Commissioner fee	--	--
Process fee	100-00	--
Total	300-00	--

ADDL.CIVIL JUDGE & JMFC
T.NARASIPURA

“A” SCHEDULE.

Agricultural lands situated at Adibettahally village,
Mugur hobli, T.Narasipura Tq, Mysuru District.

Item No.1;- Land bearing Sy.No.22, measuring 3.20,
bounded on East by - Kabini channel road and channel,
West by - land belongs to Puttegowda, North by - land of
Ka.Hally Puttamadappa and others and South by –
Puttabuddi etc.

Item No.2:- Land bearing Sy.No. 51/1 measuring 3.03
acrs, bounded on East by - Late Devajamma land then
Basavanna, West by - Chikkaputtashetty land, North by
land of Chikkamadappa's family and South by -
Government road.

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“B” SCHEDULE.

House properties and Hittal situated at Adibettahally village, Mugur hobli, T.Narasipura Tq.

Item No.1:- 12 pillered country tiled house with varanda bounded on East by – house of Kunnegowda, West by – Ninganna’s house, North by – vacant site of said joint family of my client and South by – Angala leads to beedi and another house property of said joint family of my client. Out of the total extent of said house 1/4th portion of North-East portion.

Item No.2:- Another Mangalore tiled Five Anakanam house (Arimane) property bounded on East by – house properties of Puttegowda and others, West by – Tirugaduva Angala leads to beedi, North by - 1st item of house property and South by – Beedi.

Item No.3:- Hittalu, bounded on East by – road, West by – vacant site belongs to others, North by – Gowda’s house and South by – road.

ADDL.CIVIL JUDGE & JMFC
T.NARASIPURA