

**IN THE COURT OF THE CIVIL JUDGE AND JMFC,
DEVADURGA.**

Dated: 03rd Day March-2026
O.S.No.46/2025

Plaintiffs : Smt. Sujatha W/o Late Mallikarjun & Others.

V/s

Defendants : Smt. Shanthamma W/o Late Mahadevappa &
Others.

Claim : Suit for declaration and permanent injunction
and rectification of ROR.

ISSUES

1. Whether the plaintiffs proves that during the family partition Suit Land Survey No. 130/* /4 measuring 04 acres 01 guntas of Itagi Village has been split up in two portions. The eastern side patty measuring 2 acres was allotted to deceased Mallikarjuna and the western side patty measuring 2 acres was allotted to deceased Mahadevappa?
2. Whether the plaintiffs proves that they are the joint owners and possessors of the suit property ?
3. Whether the plaintiffs proves that the defendants illegally tried to sell the entire suit property measuring 4 acres in depressed value and caused interference in the suit property ?
4. Whether the defendants proves that, in the year 2008, There was comprehensive family partition taken place between the plaintiff's ancestor Mallikarjuna and defendant's ancestor Mahadevappa and elder brother Sidhalingappa and as per the partition, Sy. No.83 was allotted to the share of Mallikarjuna and he has received the entire Compensation amount and Suit Land Survey No.130/* /4 measuring 4 acre was allotted to the Mahadevappa ?
5. Whether the defendants proves that plaintiff has undervalued the suit property and it is valued more than ₹ 10,00,000 as such

this Court is not having the pecuniary jurisdiction to try the suit?

6. Whether the defendants proves that the court fee paid on the plaint is insufficient?
7. Whether the defendants proves that another elder brother by name Siddalingappa S/o Basavarajappa is also a necessary party to this suit ?
8. Whether the defendants proves that, plaintiffs suit without seeking the relief of possession is not maintainable ?
9. Whether the plaintiffs is entitled to relief of declaration, permanent injunction and rectification of ROR ?
10. What order or decree?

Date: 03.03.2026
Place: Devadurga

Sd/-
(Sri. Rafeeq Ahmed)
Civil Judge & JMFC
Devadurga.