

**IN THE COURT OF THE ADDL CIVIL JUDGE
AND J.M.F.C AT CHANNAPATNA**

PRESENT: *Sri.Felix Alphonse Anthony,
B.A. L. L.L.B.,
Addl.Civil Judge and J.M.F.C.
Channapatna*

O.S No.74/2015

PLAINTIFF : *Sri. Subhash.B*

V/s

DEFENDANTS: *Sri. Babu Rao & Other*

ISSUES

- 1. Whether the plaintiff proves that the suit schedule properties are the ancestral joint family properties of the plaintiff and the defendant No.1 and that they are in joint and constructive possession of the same?*
- 2. Whether the plaintiff proves that he is entitled for 1/2 share in the suit schedule properties?*
- 3. Whether the plaintiff further proves that the sale deed dated 03.02.2012 executed by the*

defendant No.1 in favour of the defendant No.2 is not binding on him?

4. *Whether the defendant No.2 proves that he is the bonafide purchaser off Item No.2 of the suit schedule property and that he is in possession of the same?*
5. *Whether the plaintiff is entitled for the relief of partition and separate possession of his 1/2 share in the suit schedule properties as sought for in the plaint?*
6. *What order or decree?*

Date:28-10-2015

*Addl., Civil Judge and J.M.F.C,
Channapatna*

RE-CASTED ISSUES

1. *Whether the plaintiff No.1 to 3 prove that they are the absolute owners in possession and enjoyment of 'A' 'B' and 'C' schedule properties respectively by virtue of the Will dated 07-11-1992?*
2. *Whether the plaintiffs prove the alleged interference by the defendants?*
3. *Are the plaintiffs entitled for the relief of Declaration as sought for in the plaint?*
4. *Are the plaintiffs entitled for the relief of permanent injunction as sought for in the plaint?*
5. *What order or decree?*

Date:13-10-2015

Addl., Civil Judge and J.M.F.C,

Channapatna