

DECREE

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

O.S. No 126/2018

PLAINTIFF/:

Sri. L.V.Gnaneshwara S/o Late C. L. Vittal Rao, Aged about 51 years, Tailor by Profession, R/o Door No. 573, I Stage, SM Krishna Nagar, Davanagere.

V/s

DEFENDANT/S :

1. C.V.Vijayakumar S/o Late C.L.Vittal Rao, Aged about 50 years, Tailor by Profession, Namdev Cloth Stores, Honnali, Davanagere District.
2. Vinayaka S/o Late C.L.Vittal Rao, Aged about 40 years, Tailor by profession, Namdev Cloth Stores, Honnali, Davanagere District.
3. Pushpavathi D/o Late C.L.Vittal Rao, Aged about 56 years, Choradi Village, Kumsi Post, Shivamogga Taluk.
4. Baby Rukmini D/o Late C.L.Vittal Rao, Aged about 50 years, W/o H.V. Pandurangappa, Namdev Cloth Stores, Honnali, Davanagere District.
5. Smt. C.S.Vimala Bai Dead by her LRs
- 5(a) C.N.Nagaraj @ Raja Rao, Aged about 60 years, R/o II cross, Dhanavanthri Ayurvedic Centre, J.P.N. Road, Shivamogga.
6. Rathna Bai Dead by her LRs
- 6a) Annappa S/o Subba Rao, Aged about 50 years,

6b) Narayana Rao s/o C.Subba Rao, Aged about 60 years,

Both are R/o Shivaji Road, Nymathi Town, Honnalli taluk, Davanagere District.

7. Saraswathi Bai Dead by her LRs

7a) Vinayaka S/o Anantha Rao, Aged about 65 years, R/o Vinu Tailors, J.C.Road, Now SMP Road, Sagar, Shivamogga District.

7b) Sathyanarayana Rao S/o Anantha Rao, Aged about 53 years, R/o Vinu Tailors, J.C.road, Now SMP Road, Sagar, Shivamogga District.

8. Sulechanamma D/o Late Ruma bai, Aged about 70 years, W/o B.K.Manjunath, No. 119 Narayanapura, Sunkal Farm Extension, Wilson Garden, Bangalore 560002.

Suit filed on : 06.10.2018

Suit disposed on : 25.11.2022

The plaintiff prays this Hon'ble court be pleased to pass judgment and decree in favour of the plaintiff as below:

- a) For partition by metes and bounds, 1/4th share out of the suit schedule properties
- b) Consequently for separate possession and enjoyment of the share of the suit schedule property in favour of the plaintiff.
- c) For permanent injunction, restraining the defendants from doing any sort of alienation, charge over the suit schedule properties in any manner.
- d) Mesne profits by conducting enquiry under Order 20 rule 12 of the CPC in favour of the plaintiff.

- e) Cost and such other reliefs that this Hon'ble court deems fit to grant in favour of the plaintiff in the ends of justice and equity.

This suit coming on this day for final disposal before Smt. V.N.Milana, B.A.L., LL.B., Addl. Senior Civil Judge and JMFC, Bhadravathi, in the presence of Sri. T.S.Suryaprakash Advocate for Plaintiff, Sri. N.Ramesh Babu Advocate for D1 to D3, D4, D5(a), D6(a) (b), D7(a) (b) and D8 placed Exparte.

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

Further it is ordered and decreed that, on considering relationship between the parties, there is no order as to costs.

Given under my hand and the seal of the Court dated this the 25th day of November 2022.

Decree signed on: 06.12.2022

Addl. Senior Civil Judge & JMFC.,
Bhadravathi.

MEMORNDUM OF COSTS INCURRED IN THIS SUIT

	Plaintiff Rs.	Defendant No.1 to 4 Rs.
Court fee on Plaint	225-00	
Process fee	75-00	
Advocate fee	-	
Total:	300-00	

Addl. Senior Civil Judge & JMFC.,
Bhadravathi.

SUIT SCHEDULE

The agricultural land measuring 4 acres 32 guntas of land including 0-06 guntas Karab land out of which 0-16 guntas dry land, and 4 acres 04 guntas wet land in Sy.No.54 of Dasara Kallahalli village, Holehonnur Hobli, Bhadravathi Taluk, bounded by:

EAST	Land in Sy.No.52 and 53 belonging to Mudli Ramanna and Nagesh
WEST	Land in Sy.No.48 and 55 belonging to Ismail Sab,
NORTH	Gavatana
SOUTH	Land in Survey No. 49 belonging to Mookappa

ITEM No. 2

Agricultural land bearing Sy.No.100 of Jambaraghatta village, Bhadravathi Taluk up to an extent of 1 acre bounded by:

EAST	Kumara's Land
WEST	Bheerappa's Land
NORTH	Annappa's Land and Kere
SOUTH	Channel

ITEM No. 3

Agricultural land up to an extent of 4 acre, 4 guntas bearing Sy.No.25 Khata No.54 situated at Dasarakallahalli village, Bhadravathi Taluk bounded by:

EAST	Raj Gowda's Land
WEST	Ameer Sab Land
NORTH	Raja's Land
SOUTH	Channel

ITEM No. 4

Site property situated at Holehonnur bearing Janjar No. 130, Property No. 321/1, house and site property measuring 23ft x 80ft bounded by:

EAST	Rudrappa's property
WEST	Marthanda Rao 's property
NORTH	Pete Beedi
SOUTH	Puttappa's Property.

Addl. Senior Civil Judge & JMFC.,
Bhadravathi.