

IN THE COURT OF ADDL. THE CIVIL JUDGE AT ANKOLA

O.S.NO. 35/2019

PLAINTIFF : Smt. Radhabai Kom Dattatraya Shanbhag
and another

-Vs-

DEFENDANTS: Sri. Vinayak Ramakrishna Balagi.
And others

ISSUES

1. Whether the plaintiffs prove that, as per the registered sale deed dated : 14-12-1976 the plaintiff and their family members are entitled to right of way through the land owned by the defendants measuring 0-5-4.75 guntas as shown as "A- B " road measuring 3 feet width which passes through the gate of the defendants to supply water to land of the plaintiff from the suit schedule well as prayed in the plaint para No. 9 (1) ?
2. Whether the plaintiffs prove that the plaintiffs and their family members are entitled to pump the water from the suit schedule well through half HP motor through pipe line as prayed in the plaint para No. 9 (1) ?
3. Whether the plaintiffs prove that they are entitled for the Prescriptive Easementory right as sought in the plaint para 9 (1) ?

4. Whether the defendants prove that the plaintiffs are having alternative mode to supply water to their land?
5. Whether the plaintiffs are entitled for the relief of declaration as sought for ?
6. Whether the plaintiffs prove that the defendant and their family members are interfering and obstructing the peaceful enjoyment and supply of water from the suit schedule well through the land of the defendants which passes through 3 feet width gate owned by the defendants through half H.P. Motor Pump and by the pipe line to the land of the plaintiff as prayed in plaint para No. 9 (2)?
7. Whether the plaintiffs are entitled for the relief of Permanent Injunction as sought for ?
- 8 . What order or decree?

Date:29-08-2019
Ankola

sd/-
(Raju Shedbalkar)
Addl. Civil Judge, Ankola.

