

**IN THE COURT OF THE CIVIL JUDGE AT ANKOLA**

**ORIGINAL SUIT NO. 78/2017**

**PLAINTIFFS: Smt. Prema Kom Anant Shetty  
and others**

**-Vs-**

**DEFENDANT: Sri. Mahesh S/o Gunvant  
Gaonkar**

**ISSUES**

1. Whether the Plaintiffs prove that they are legal heirs of deceased Govind Ramaiaha Shetty?
2. Whether the plaintiffs prove as pleaded in para 3 of the plaint that the second wife of Govinda Ramaiaha Shetty i.e., Nagamma filed form No VII before land tribunal on behalf of family, land tribunal granted occupancy right to Late Nagamma on behalf of family of Govind Ramaiaha Shetty?
3. Whether the plaintiffs prove that the suit schedule property are joint family properties, Late Nagamma W/o Govinda Shetty had no right to execute G.P,A dated 18-08-1986 and will dated 13-08-1996 registered on 18-08-1986, in favour of father of defendant Late Gunvant S/o Lalu Gaonkar in respect of suit schedule property?

4. Whether the plaintiffs prove that father of the defendant by playing fraud on the deceased Nagamma created the will by putting antedate i.e., GPA dated 18-08-1986 will dated 13-08-1986?
5. Whether the plaintiffs prove that the father of the defendant obtained GPA to give evidence in OS. No. 80/1996, on behalf of Nagamma, though no clause authorizing to sell the property standing in the name of late Nagamma W/o Govinda Shetty, the father of defendant sold the property to the defendant to an extent of 0-8-0 by way of sale deed dated 18-05-2002?
6. Whether the suit is barred by limitation?
7. Whether Plaintiffs are entitled for the relief as sought for?
8. What order or decree?

Date: 31.07.2019  
Ankola

**(Rangaswamy .J.)**  
**Civil Judge, Ankola**

