

IN THE COURT OF THE ADDITIONAL CIVIL JUDGE AT
ANKOLA

ORIGINAL SUIT NO. 93/2017

PLAINTIFF: Smt.Sukri W/o Mahabaleshwar
Gouda

-Vs-

DEFENDANTS: 1. U.F.M. Smt.Sukri W/o Venkata
Gouda and 3 others

ISSUES

1. Whether the plaintiff proves that the plaintiff and defendants constitute joint family?
2. Whether the plaintiff proves that the suit schedule properties are joint family properties?
3. Whether the plaintiff proves that the defendant No.3 by taking undue advantage of old age and illiteracy of Mabu Gouda managed to get gift deed in her favour in respect of property bearing Sy.No.65/2A measuring 26 guntas, therefore the gift deed is not binding on the plaintiff?
4. Whether the 2nd defendant proves that the 2nd defendant is entitled for 1/5th share in property bearing Sy.No.65/11 measuring 26 guntas, Sy.No.65/2B1 i.e. Item No.18 of suit schedule property and in Sy.No.23/19 i.e., Item No.4 of suit schedule property and also entitled for 1/5th share in all other suit schedule properties
5. Whether the 2nd defendant proves that the house situated in Item No.1 of the schedule property in which 2nd defendant had constructed a house, said house has been acquired for formation of National

Highway 66, therefore the 2nd defendant is entitled for the compensation amount?

6. Whether the 3rd defendant proves that he is the absolute owner of the property bearing Sy.No.65/2A measuring 26 guntas out of 1 acre 39 guntas, situated at Andle village, Ankola taluk, by virtue of gift deed dated 6.2.2017 executed by Mabu Shivu Gouda?
7. Whether the 1st defendant proves that the Holiya @ Holiyappa Shivu Gouda has executed a Will in favour of Venkta Mablou Gouda dated 08.02.2012, by virtue of the said Will the 1st defendant has right over the properties mentioned in the Will?
8. Whether the plaintiff is entitled for the relief as sought for?
9. What order or decree?

17.10.2020
Ankola

(Rangaswamy J)
Addl.Civil Judge, Ankola