

**IN THE COURT OF THE PRL. CIVIL JUDGE AND**  
**JMFC BHATKAL**

**O.S.No.111/2021**

**Plaintiff** : Timmanna @ Vitthal S/o Jatta Naik  
V/s

**Defendants** : Smt. Manjamma W/o Goidappa Naik  
and others

**I S S U E S**

1. Whether the Plaintiff proves that, he is the absolute owner of the 'A' schedule property by virtue of Will dated: 16-04-1999 and compromise decree passed in O.S.No.70/2013?
2. Whether the plaintiff proves that, the defendants have illegally constructed buildings by encroaching 'A' schedule property by dispossessing him?
3. Whether the plaintiff is entitled for mesne profits?
4. Whether the defendant No.11 proves that, the Judgment and Decree passed in O.S.No.70/2013 is not binding upon them?
5. Whether the defendant No.11 proves that, this Court has no pecuniary jurisdiction to try and entertain the suit?

6. Whether the plaintiff is entitled for the reliefs as sought for in the suit?
7. What Order or Decree?

**Note : Issue No.5 is treated as Preliminary Issue.**

Place : Bhatkal,  
Date : 03-03-2023.

**Sd/-**  
**(Vinod Balnaik)**  
Prl. Civil Judge and  
JMFC Bhatkal.