

ADDITIONAL ISSUES FRAMED ON 22-03-2024

1. Whether the defendant proves that the deceased Timmappa Manjappa Naik and plaintiff No.1 have executed agreement of sell dated 23.05.1983 and dated 31.12.1983 respectively in favour of defendant agreeing to sell the suit schedule property?
2. Whether the defendant proves that the alleged agreement of sell are still subsisting and defendant is ready and willing to perform his part of contract?
3. Whether the defendant proves that he is in possession of suit schedule property by virtue of agreement of sell?
4. Whether the defendant is entitled to the relief of specific performance of contract and he is entitled to the relief as prayed in the counter claim?
5. Whether the defendant proves that he is entitled for the protection U/sec. 53A of Transfer of Property Act?
6. Whether, the plaintiffs further prove that the counter claim of defendant is barred by limitation?

Bhatkal

(Kurani Kant Dhaku)

Date: 22-03-2024

Senior Civil Judge, Bhatkal

