

THE COURT OF CIVIL JUDGE AND JMFC., HALIYAL

O.S. NO.172/2018

Plaintiff : Sri. Durgappa S/o Basappa Waddar.

-V/s-

Defendants : Smt. Hanamavva W/o Omana Waddar
& Another.

ISSUES

- 1) Whether the plaintiff proves the existence of 'XY' portion of Block No.139/2A/1A/3 to ingress and egress to his property from the southern side Haliyal-Dharwd Road to an extent of 09 meters width towards northern side strip as contended in the plaint and as shown in plaint rough sketch?
- 2) Whether the plaintiff proves that, he has got a right of easement over the said passage by way of prescription and absolute necessity?
- 3) Whether the plaintiff proves that, he is entitled for the relief of declaration of easementary right of way as sought for?
- 4) Whether the plaintiff proves the alleged interference of the defendants over his right of way?
- 5) Whether the plaintiff proves that, he is entitled for the consequential relief of permanent injunction as sought for?
- 6) What order or decree?

(Issues framed, pronounced in Open Court on this the 10th Day of March, 2023)

**Civil Judge and JMFC,
Haliyal**