

**IN THE COURT OF THE Addl. CIVIL JUDGE & JMFC., HONNAVAR**

Dated: This the 26<sup>th</sup> day of May, 2021

**Original Suit.No.144/2018**

**Present: SMT.SANMATHI S.R.**  
***BA.L.,LLB., LLM.,***  
**Pr. C.J & JMFC., Honnavar.**

**Plaintiff:** Hanumanth Marthu Naik

//Vs//

**Defendants:**1. Arun Ratnakar Naik and others

**ISSUES**

- 1) Whether the plaintiff proves that he is the owner in possession of suit 'A' schedule property and defendant No.1 to 4 are owners of 'B' schedule properties respectively as stated in para No.3 of plaint?
- 2) Whether the plaintiff proves that the suit 'ABC' road runs through 'B' schedule properties and the same is the only way to get access to his 'A' schedule property?
- 3) Whether the plaintiff proves that the suit road is 14 to 16 feet width and the same is in existence since long time (ಅನಾದಿ ಕಾಲದಿಂದ)?
- 4) Whether the plaintiff proves that he has Easement right by Prescription to use the alleged suit road?
- 5) Whether the plaintiff proves existence of gate with horizontal wooden Bars and small iron gate in item No.2 of 'B' schedule property as stated in para No.5 of the plaint?

- 6) Whether the plaintiff proves alleged interference by the defendants as stated in para No.6 of the plaint?
- 7) Whether the plaintiff entitle for the relief of declaration as sought for?
- 8) Whether the plaintiff entitle for the relief of permanent injunction as sought for?
- 9) What order or decree?

*Sd/-*

**C/c Addl.C.J. & JMFC, Honnavar.**