

**IN THE COURT OF THE PRINCIPAL SENIOR CIVIL JUDGE AND
CJM., AT UDUPI**

O.S.No.34/2020

A.Sudhir Kodgi : **Plaintiff**

V/s

A.Rajendra Kodgi and Others : **Defendants**

ISSUES

1. Whether plaintiff proves that plaint 'A' and 'B' schedule properties are the joint family properties and he is in its joint and constructive possession?
2. Whether plaintiff proves that Release deed dated 30.06.2007 executed by plaintiff and defendant no.2 in favour of defendant no.1 in respect of 'B' schedule property is sham, nominal and it is not acted upon?
3. Whether plaintiff and defendant no.2 prove that GPA's dated 07.07.2010, 16.01.2018 and 19.03.2012 is cancelled and the acts of defendant no.1 is not binding on them?
4. Whether defendant no.1 is liable to render account of profit?
5. Whether defendant no.1 proves that plaintiff is in unlawful possession of gold ornaments of their deceased mother as contended at para-29 of written statement, and it is also liable for partition?
6. Whether defendant no.1 proves that the suit is not maintainable without seeking declaration/cancellation of release deeds dated 30.03.2007, 07.03.2017, 08.03.2017 and settlement deed dated 07.03.2017?
7. Whether suit is bad for non-joinder of sisters of plaintiff and son of defendant no.1 as contended at para-35 of written statement ?
8. Whether suit is bad for mis-joinder of defendant no.3?

9. Whether plaintiff and defendant no.2 are entitled for the reliefs sought for?

10. What order or decree?

Dated, this the 13th day of October 2023.

(Vignesh Kumar)

Prl. Senior Civil Judge and CJM.,
Udupi.