

**IN THE COURT OF SENIOR CIVIL JUDGE,
KUNDAPURA.**

Present :- Sri Rangegowda C., B.A.L., LL.B.,
Senior Civil Judge, Kundapura

Dated :- This the 11th day of December 2023.

O.S.No.94/2021

Smt Pavaithra and Others Plaintiffs

/ Vs /

Smt. Janaki Poojathy and others Defendants

ISSUES

1. Whether the plaintiffs prove that the suit Schedule A properties are joint Aliya Santhana family properties of themselves and defendants as on date of suit as contended in the plaint ?
2. Whether the defendant No.2 proves that the suit Schedule 'A' properties have been granted in TRI No.5849/1978-79 by considering his Mooly Right purchased under Sale Deed dated 17-04-1975 in the name Putta Poojary ?
3. Whether the 2nd defendant proves that said Putta Poojary out of his free will as absolute owner executed will in favour of Smt. Muttu Poojathy under his children jointly on 02-02-1987 and pursuant to which entered into valid partition on 22-02-2014 ?
4. Whether the defendant No. 2 proves that item No.25 and 26 of the 'A' schedule properties are his individual property acquired under Saguvali Cheety vide dated 05-01-2018 ?
5. Whether the sale deed dated 03-02-2016 executed by defendant No.2 in favour of defendant No. 9 is valid in respect of Sy.No.47/21 and 47/45 ?
6. Whether the Gift deed made by defendant No. 2 in favour of his wife defendant No. 8 on 04-04-2019 in respect of Sy.No.47/24 is valid one ?

7. Whether the plaintiffs are entitled for partition and separate possession as claimed by them ?
8. Whether the suit is barred by time ?
9. What decree or order?

Senior Civil Judge,
Kundapura.