

**IN THE COURT OF THE PRINCIPAL CIVIL JUDGE AND J.M.F.C.,
AT KUNDAPURA.**

**Present : Present: Smt. Shruthi Shree S., B.A., LL.B.,
Prl. Civil Judge & J.M.F.C.,
Kundapura.**

Dated this 20th day of March, 2024

O.S. No.68/2024

Plaintiff/s : 1) Sarveshri Poojarthi and another
//Vs//

Defendant/s: 1) The State of Karnataka & others

ISSUES

1. Whether the plaintiffs prove that they are in peaceful possession and enjoyment of suit 'A' schedule property as on date of suit?
2. Whether the plaintiffs prove that 'B' scheduler property forms kumki to suit 'A' schedule property ?
3. Whether the plaintiffs prove that defendants are trying to form road by dispossessing plaintiff from suit 'B' schedule property?
4. Whether the defendant No.4 proves that Saligrama Kavady main road to Karkada Bada Holi road measuring 15 feet is existing over portions of suit 'B' schedule property?
5. Whether the suit of the plaintiffs is barred under Karnataka Land Revenue Act?
6. Whether the suit of the plaintiffs is barred under Section 41(h) of Specific Relief Act?

7. Whether the plaintiff is entitled for the relief of permanent injunction in respect of suit 'A' and 'B' schedule properties as sought for?
8. What decree or order?

(Issue No. 5 and 6 shall be treated as preliminary issue)

**(Smt. Shruthi Shree S.)
Prl. Civil Judge & J.M.F.C.,
Kundapura.**