

**IN THE COURT OF II ADDITIONAL CIVIL JUDGE AND JUDICIAL
MAGISTRATE FIRST CLASS AT KUNDAPURA.**

PRESENT
Smt. Vidya, A.S. B.A., LL.B.
II Addl. Civil Judge and J.M.F.C.,
Kundapura.

Dated this 13th day of December, 2022

O.S. No.229/2018

Plaintiff:- Smt. Shashikala,

- And-

Defendants:- Achutha Kotian and others.

ISSUES

1. Whether the plaintiff proves that she is in actual possession and enjoyment of the suit 'A' schedule property as on the date of the suit?
2. Whether the plaintiff further proves the interference by the defendants as alleged in the plaint?
3. Whether the plaintiff is entitled for the relief as sought for?
4. Whether the defendant No.2 proves that, she is the absolute owner of written statement 'B' schedule property by virtue of a registered sale deed dt:19-11-1993?

5. Whether the defendant No.2 further proves that, she has right of pathway by easement of prescription of 5 feet width on the item No.2 of 'A' schedule property running north to south from the northern side road to southern side of the 'B' schedule property over the item No.2 of the 'A' schedule property?
6. Whether the defendant No.2 further proves the interference by the plaintiffs as alleged in the written statement?
7. Whether the defendant No.2 is entitled for the relief as sought for?
8. What order or decree?

**II Addl.Civil Judge & J.M.F.C.,
Kundapura.**