

IN THE COURT OF PRINCIPAL CIVIL JUDGE & J.M.F.C
AT KUNDAPURA

Present: Sri. Praveen Nayak, LL.M.
Prl. Civil Judge & J.M.F.C
Kundapura.

Dated this the 20th day of September, 2019

O.S.No. 390/2018

Plaintiff/s:- Sri Linga Handa

//Vs//

Defendant/s:- Sri Thimma Handa and others

ISSUES

1. Whether the plaintiff proves that he and the defendants No.1 to 5 have become the joint owners of the suit 'A' schedule property after the death of Chandu Handthi?
2. Whether the defendant No.4 proves that the Late Chandu Handthi has executed her last Will and Testament dated 15-04-2000 in sound disposing stated of mine in respect of suit 'A' schedule property in favour of her?
3. Whether the defendant No.4 proves that she has become absolute owner in possession of the suit 'A' schedule property as virtue of the Will?
4. Whether the defendant No.4 proves that the suit of the plaintiff without seeking declaration of right over the suit 'A' schedule property is not maintainable under law?
5. Whether the suit of the plaintiff is barred by limitation?

6. Whether the plaintiff is entitled for the relief of partition and separate possession as sought for?
7. What order or decree?

**Principal Civil Judge & JMFC
Kundapura**

kdp/-