

**IN THE COURT OF THE CIVIL JUDGE AND JUDICIAL
MAGISTRATE FIRST CLASS, BAIN DURU.**

Present : Smt. Shruthi Shree S., *B.A., LL.B.*,
Civil Judge & J.M.F.C., Baiduru. (c/c)

Dated this 06th day of August, 2025

O.S. No. 499/2023

Plaintiff/s: Sri Sudhakara Naik
//Vs//
Defendant/s: Sri Babanna Naik and others

ISSUES

1. Whether the plaintiff proves that he along with defendant Nos. 1 to 4 constitute Hindu undivided joint family?
2. Whether the plaintiff proves that on 13.09.1988 their grand father Govinda Naik executed a registered Will in favour of his grand mother Sitha Hengsu?
3. Whether the plaintiff proves that, branch family of his father namely Rama Naik acquired 1/3rd right, title and interest over suit 'A' schedule property as per registered Will dated 13.09.1988?
4. Whether the defendants prove that, they alongwith plaintiff are in joint possession and cultivation of suit 'A' schedule property having acquired same as per Exchange Deed dated 10.08.1977 ?
5. Whether the suit is bad for non-joinder of all legal heirs of Govinda Naik?
6. Whether the defendant No.3 proves that, she is having exclusive right, title and interest over item No.7 of suit 'A' schedule property?

7. Whether the defendant No.3 proves that all children of Govinda Naik are entitled for $1/11^{\text{th}}$ share each in suit 'A' schedule property?
8. Whether the plaintiff is entitled for $1/3^{\text{rd}}$ share in suit 'A' schedule property?
9. What decree or order?

(Shruthi Shree S.)
Civil Judge & J.M.F.C.,
Bainduru(c/c)