

IN THE COURT OF CIVIL JUDGE & JMFC, HARAPANAHALLI.

O.S. NO. 133/2018

Plaintiff : M/s SHAMANUR SUGARS LTD.
Rep.by.its Managing Director.

-V/s -

Defendant : Maheshwarappa and others

ISSUES

1. Whether the plaintiff company proves that the defendant No. 1 has availed loan of Rs.57,500/- on 27-08-2016 and again Rs.36,441/- on 01-11-2016 from the plaintiff company and defendant No. 2 and 3 have stood as guarantors to said loan?
2. Whether the plaintiff company proves that the defendant No.1 has executed loan documents and defendant No.2 and 3 have executed guarantee deed on 10-10-2016 and agreed to pay said loan amount along with interest at the rate of 18% p.a and agreed to auction their agriculture lands ?
3. Whether the defendant No.2 and 3 prove that they are not guarantors of another fertilizer given by the plaintiff company to the defendant No.1 for sum of Rs.36,431/- on 01-11-2016 ?
4. Whether the defendant No. 2 and 3 prove that the defendant No. 2 paid Rs.33,350/- and they defendant No.3 paid Rs.1,550/- to the plaintiff company as contended in their written statement ?
5. Whether the plaintiff company is entitled for the relief as sought for?

6. What order or decree?

**Date: 05-09-2020.
Place: Harapanahalli**

**(B.G. Shobha)
Civil Judge & JMFC,
Harapanahalli.**