

IN THE COURT OF ADDL. SENIOR CIVIL JUDGE & JMFC,
SINDAGI

ORIGINAL SUIT - 80/2018

1) Bashirahammad s/o. Abdulkarim Shipai,
....Plaintiff

- Vs -

1) Hussainbasha s/o. Abdulkareem Shipai & ors.
....Defendants

I S S U E S

1. Whether plaintiff proves that, he himself and defendants-1 to 7 are enjoying the suit properties as tenants in common?
2. Whether defendant-3 proves that, suit is not maintainable in the present form in view of bar under the provisions of Order VII Rule 11 of CPC and u/Order XXIII Rule 1 of CPC, as contended in the written statement?
3. Whether defendant-3 proves that, deceased Abdulkareem had made arrangement under the document, dtd. 14-06-2005 and effected partition as contended in para-5 of written statement?
4. Whether plaintiff is entitled for relief as prayed in the suit?
5. What orders or decree?

Note: Issue-2 is set as preliminary issue.

Sd/-27/05/2021.

(H.K.Umesha)

Date: 27-05-2021.

Addl. Sr. Civil Judge & JMFC,
Sindagi.