

Special Civil Suit No.3/2023

Dattatray Banduji Dutonde

V/s.

Santosh Uttamrao Gaikwad

Exh. No.16

ISSUES (L)

- (1) Does the plaintiff prove that the defendant entered into an agreement to sell suit property with him on 27/10/2020 for consideration of Rs.10,50,000/- ?
- (2) Does the plaintiff prove that the defendant has received Rs.6,00,000/- from him as an earnest amount ?
- (3) Does the plaintiff prove that the possession of the suit property was handed over to him by the defendant ?
- (4) Does the plaintiff prove that the defendant is avoiding to execute the sale-deed of suit property in favour of the plaintiff and committed breach of agreement ?
- (5) Does the plaintiff prove that he ready and willing to perform his part of contract ?
- (6) Whether the defendant proves that he executed nominal agreement to sell dated 27/10/2020 as security against the amount paid by the plaintiff to him ?
- (7) Whether the plaintiff is entitled for the relief of specific performance of Contract ?
- (8) Whether the plaintiff is entitled for the relief of declaration and permanent injunction as claimed ?
- (9) What order and decree ?

Date : 21/01/2026

(T. S. Gaigole)
Civil Judge Senior Division,
Mehkar.