

ISSUES

(L)

1. Does plaintiff prove that suit properties are joint family property/ancestral property of plaintiff and defendants?
2. Does plaintiff prove that she is in common possession of suit property with defendants No. 1 to 6?
3. Does plaintiff prove that she has undivided 1/6th share in the suit property?
4. Whether plaintiff is entitled for partition and separate possession, as claimed for?
5. Does plaintiff prove that on 23.01.2015 defendant No. 1 executed nominal sale deed in favour of defendant No. 7 as a security for loan amount and by taking disadvantage of the said sale deed, defendant No. 7 transferred the suit property to defendant No. 8 by executing sale deed bearing No. 2971/2016?
6. Does plaintiff prove that as the name of defendant No. 8 is recorded to the suit property, defendant No. 8 is trying to create third party interest in the suit property?
7. Whether plaintiff is entitled to the relief of perpetual injunction against defendant No. 8, as prayed for?
8. Do defendants No. 2 to 6 prove that suit property is orally partitioned between the parties in the year 2014?
9. Do defendants No. 2 to 6 prove that they have undivided 1/6th share each in the counter-claim property?
10. Whether defendants No. 2 to 6 are entitled for partition and separate possession, as claimed for in counter-claim?

11. Whether suit is properly valued?

12. What order and decree?

Malshiras.

Date : 19-04-2023.

(**U. V. Joshi**)

Civil Judge Senior Division,
Malshiras.