

ISSUES

- 1) Whether the palintiff prove that, suit agricultural land bearing Survey No.58/3 and the house property described in para 2 of the plaint are ancestral properties of the plaintiff and defendants?
- 2) Whether the plaintiff prove that, there was an oral partition in the year 1997, which was reduced into writing on 08-06-1997, and that the suit properties were already partitioned as per the said settlement?
- 3) Whether the plaintiff prove that, Smt. Sitabai Uttamrao Masane had no exclusive right, title or interest in the suit house property so as to execute a Will in respect of the same?
- 4) Whether the plaintiff prove that, the registered Will Deed dated 03-05-2016 executed by Smt. Sitabai Uttamrao Masane in favour of defendant No.2 is illegal, void ab initio and not binding on the plaintiff and other co-sharers?
- 5) Whether the plaintiff is entitled to relief of declaration as prayed for?
- 6) Whether the plaintiff is entitled to the partition and separate possession of 1/5th share in the suit agricultural and house properties as prayed for?
- 7) What order and decree?

Date: 24.12.2025

**(Shailesh R. Satbhai)**  
Civil Judge (Jr. Div), Seloo.