

ISSUES (S)

- 1) Whether the plaintiff proves that the defendant had agreed to sell him the suit property for consideration of Rs.16,82,864/- & thereby, he has executed in his favour an agreement to sell dated 10/02/2020 ?
- 2) Whether the plaintiff proves that he has paid to the defendant earnest amount of Rs. 8,00,000/- ?
- 3) Whether the plaintiff proves that he was/is ready to perform his part of the contract ?
- 4) Whether the defendant proves that time is the essence of contract ?
- 5) Is the plaintiff entitled for decree for specific performance of the contract as sought for ?
- 6) Whether the plaintiff alternatively proves that he is entitled to have refund of consideration amount of Rs. 8,00,000/- & the damages of Rs. 4,08,000/- totaling to Rs. 12,08,000/- as sought for with interest @ rate of 18 % per annum ?
- 7) What order & decree ?

Date: 30/03/2024

(G.M. Charankar)
Jt. Civil Judge (S.D.) Washim

CERTIFICATE

I affirm that the contents of this P.D.F. file Issues are same word to word as per original Issues.

- 1) Name of Stenographer :- N.F.Syed, Stenographer, Grade-III
- 2) Name of Court :- Jt. Civil Judge (S.D.), Washim.
- 3) Date of order :- 30/03/2024
- 4) Order signed by the:- 30/03/2024
presiding officer on
- 5) Order uploaded on :- 30/03/2024