



WEB COPY

CS.No.191 of 2022

R.N.MANJULA, J.

Pleading perused and submissions of the learned counsel for both sides, heard. Draft issues filed by the plaintiff and the defendants are also perused and the following issues framed:

1. Whether the settlement deed dated 16.06.2005 and 20.06.2005 was executed by the father of the plaintiff under threat, coercion or undue influence when he is not in a sound state of mind?
2. Whether the plaintiff is entitled to get 1/3rd share in the suit property?
3. Whether the suit is barred from non-joinder self acquired properties?
4. Whether the suit is not maintainable without seeking the relief of declaration in respect of the settlement deed dated 16.06.2005 and 15.04.2013 in respect of item No.1 in 'A' schedule property?

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5. Whether the suit is not maintainable without seeking the relief of declaration in respect of the settlement deed dated 20.06.2005 and deed of rectification dated 18.11.2005 and the sale deed dated 05.09.2014 in respect of item No.2 in 'B' schedule property?
6. Whether the plaintiff is entitled to get a decree for preliminary decree for partition as prayed for?
7. to what relief if any?"

2. Affidavit and documents in two weeks. Typed set and inspection in two weeks thereafter. Post the matter before the learned Additional Master-III for recording evidence. The parties are directed to appear before the Additional Master - III on 19.07.2023.

05.07.2023

jrs

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