

**IN THE COURT OF SENIOR CIVIL JUDGE & JMFC
GUNDLUPET**

Dated: This 3rd April, 2024

O.S.No.71/2023

1. Chikkaswamy S/o Rachanayaka

.....Plaintiff

V/s

1. Poornima W/o Y.Ananda

...Defendant

ISSUES

1. Whether the plaintiff proves that, the defendant has agreed to sell the suit schedule property for sale consideration amount of Rs. 30,00,000/- and received the advance amount of Rs. 18,00,000/- and executed registered agreement of sale without possession dated 01.12.2021 in favour of the plaintiff?
2. Whether the plaintiff further proves that, he is/ was always ready and willing to perform his part of contract?
3. Whether the defendant proves that, she was obtained loan of Rs. 18,00,000/- from the plaintiff for the purpose of clear other hand loans and house expenditure. As per demand of the plaintiff the defendant executed the sale agreement dated 01.12.2021 in favour of the plaintiff for the purpose of security for the loan amount?
4. Whether the defendant further proves that, at the time of borrowing loan from the plaintiff, the plaintiff collected the blank cheque bearing No. 597416 belongs to the husband of the defendant for the collateral security of the loan amount

5. Whether the plaintiff is entitled for the relief as sought for?

6. What order or decree?

Date:03.04.2024

Place:Gundlupet

(Basavaraj H. Talawar)

Senior Civil Judge and JMFC, Gundlupet