

SUIT FOR SALE OF MORTGAGED PROPERTY (SIMPLE MORTGAGE)

IN THE _____ COURT OF JUDICATURE AT _____

SUIT NO. _____ OF 20 _____

_____, a partnership)

firm duly registered under the provisions of the)

Indian partnership Act, 1932, carrying on)

business at _____)

_____)....Plaintiff

Versus

_____, a Private Limited Company)

incorporated under the provisions of the)

Companies Act, 1956/2013, having its Registered)

Office at _____)

_____)....Defendant

THE PLAINTIFF ABOVENAMED STATES AS FOLLOWS:

1. The Plaintiff is a registered partnership firm and carries on business as _____.

2. The Defendant is the owner of the immovable properties namely land bearing Survey Numbers _____ together with structures standing thereon situated at _____ . The said immovable properties are more particularly described in the Schedule annexed and marked as **Exhibit "A"** hereto and are hereinafter referred to as "**the said Immovable Properties**". The said Immovable Properties are in possession of the Defendant.

3. The present suit has been filed by the Plaintiff , under Section 67 of the Transfer of Property Act, 1882, against the Defendant for sale of the said Immovable Properties which are mortgaged with the Plaintiff and for other consequential reliefs as the Defendant has failed to pay the mortgage debt to the Plaintiff and get the said Immovable Properties released.

4. Briefly stated, the facts for the purpose of the present suit, are as under:-

(a) The Defendant acquired the said Immovable Properties out of the sum of Rs. _____/- (Rupees _____ only) lent and advance by the

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