

T.S. no. 891 of 2026
Present : Smt. Paulami Pandit, JO WB01498

Later

Dated : 15.07.2026

The petition u/o. 39 rule 1 and 2 read with section 151 of the C.P.C. is taken up for hearing.

No caveat is pending by the defendant side as per the report of Sheristadar.

In support of his case, the plaintiffs filed some documents by way of feristi.

Perused the plaint, injunction petition and materials on record.

Now, considering and perusing the materials on record, the documents as filed by the plaintiff side in support of the prayer and the submission of the Learned Counsel of the plaintiff side, this Court is of considered view that the plaintiffs have prima facie case for going to trial and the plaintiff has also been successful in showing the balance of convenience and inconvenience in plaintiff's favour and also showing that if the defendant is not prohibited at this stage, then the plaintiff would suffer irreparable loss and injury beyond monetary relief. This Court is also of the opinion that delay will defeat the purpose of granting ad interim injunction against the defendant. Hence, considering the urgency of the matter this Court is inclined to allow the prayer of ad-interim injunction.

Hence, it is,

ORDERED

that the defendant and its men and agents are restrained from disturbing the peaceful possession of the plaintiff over the suit property till **14.08.2026**.

Issue notice upon the defendants to show cause within 15 days from the date of receipt of the notice as to why the plaintiffs' prayer for temporary injunction shall not be made absolute.

Plaintiffs are hereby directed to comply provisions U/O 39 Rule 3(a) and 3(b) C.P.C at once.

D.C. by me.

Civil Judge (Jr. Divn.), 1st Court
Barasat, North 24 Parganas
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