

ORDER ON I.A.No.1

The plaintiff has filed this suit for declaration to declare that the plaintiff herein has become the absolute owner and in physical possession of the suit schedule property through a partition deed dated 10.02.2000, took place between plaintiff, defendant No.1 and their family members, to declare that the fraudulent Sale Deed dated 30.08.2018 is null and void and not binding on the plaintiff in respect of suit schedule property and for permanent injunction restraining the defendants, their agents, nominees, any person or persons claiming through or under them from disturbing or in any way interfering with the physical possession of the plaintiff, or in any way dispossessing plaintiff and his tenants from the suit schedule property without any due process of law.

The applicant/plaintiff has filed an application under Order 39 Rule 1 & 2 of CPC, to pass ad-interim order of injunction restraining the defendants, their agents, P.A. Holders, any persons claiming through or under them from alienating or in any way

creating third party interest on the suit schedule property, pending disposal of the suit.

Perused the documents, affidavit and the plaint averments.

The plaintiff is the absolute owner and in physical possession and enjoyment of suit schedule property. The plaintiff has got acquired the suit schedule property through a partition deed dated 10.02.2000 took place between the plaintiff and his family members including the defendant No.1, which is mentioned as schedule 'G' property of the partition deed. The plaintiff is questioning the partition deed of the year 2000. Therefore, it is just and proper to hear other side before passing any interim orders. Therefore, I proceed to pass the following:-

ORDER

Issue Suit Summons, Emergent Notice on I.A.No.1 to the defendants, by 03.12.2025.

(Nisharani A.C)
III A.C.C & S.J. Bengaluru.