

The present suit has filed for the relief of partition and permanent injunction. Along with plaint, I.A. No. 1 has been filed under order 39 Rule 1 and 2 of CPC seeking ex-parte order of temporary injunction restraining defendant No.2 and 3 from alienating, encumbering or creating charge over the application schedule properties pending disposal of the suit.

After hearing the counsel for the plaintiff and on perusal of affidavit enclosed to I.A. No. 1 and documents produced along with plaint, I am of the view at this stage, the plaintiff has made out a prima-facie case and case of urgency for grant an exparte temporary injunction against to defendant No.2 and 3 as prayed in the I.A. No.1 and as otherwise the object of grant the injunction would be defeated by the delay. Hence, I am constrain to pass the following:

ORDER

Issue ex-parte order of temporary injunction on I.A. No.1, it by restraining defendant No.2 and 3 from alienating, encumbering or creating charge over the application schedule properties till next date of hearing.

The plaintiff shall comply order 39 Rule 3(a) of CPC.

After compliance of order 39 Rule 3(a) of CPC, the office is hereby directed to issue T.I order to defendant No.2 and 3, suit summons and notice on IA No.1 to the defendants r/by 27/03/2025.

V ACC&SJ, Bengaluru.

