

Heard counsel for the plaintiff.

2. Perused materials available on record, plaint and documents produced along with the plaint and IA-I.

3. The plaintiff has filed this suit for a permanent injunction restraining the defendants from interfering with his possession over the suit schedule property.

4. The plaintiff has also filed I.A.I under Order XXXIX Rule 1 and 2 R/w section 151 of CPC seeking an order of temporary injunction restraining the defendants from disturbing the possession of the plaintiff over the suit schedule property till the disposal of the suit.

5. It is the case of the plaintiff that he is the owner in possession of the suit schedule property of an area measuring 24 guntas 12 Annas. In the family partition, the said property has been allotted to the share of the plaintiff. The defendants having no right over the suit schedule property are trying to disturb possession of the plaintiff. Therefore, the plaintiff was constrained to file the suit as well as I.A.

6. In support of his case, the plaintiff has produced RTC of Sy.No.606/5. It is standing in the name of Arjun Chaloba Ghumate. The plaintiff has not produced any documents to show that the suit property

belongs to him. Therefore, I am of the opinion that, before granting an order of temporary injunction, defendants have to be heard. Accordingly, I proceed to pass the following:

ORDER

Issue emergent notice of I.A.I and
summons to defendants.

Call on 04.12.2024.

Sd/-

**C/c III Addl. C. J. & JMFC,
Belagavi.**