

Heard Smt.RMH counsel for Plaintiff on I.A.No.1.

Plaintiff has filed I.A.No.1 U/o.XXXIX Rules 1 and 2 R/w Sec.151 of CPC, seeking ex-parte temporary injunction order against the Defendants no.10 to 15 and sought to restrain them, their agents and anybody acting on their behalf from changing identity of suit property bearing GP NO.404/1 now numbered as GP No.404/1/A, GP No.404/1/B and GP No.404/2 of Halasi village, pending disposal of the suit.

Plaintiff has filed I.A.No.2 U/o.XXXIX Rules 1 and 2 R/w Sec.151 of CPC, seeking ex-parte temporary injunction order against the Defendants no.10 to 15 and sought to restrain them, their agents and anybody acting on their behalf from alienating, creating charge or disposing off suit property bearing GP NO.404/1 now numbered as GP No.404/1/A, GP No.404/1/B and GP No.404/2 of Halasi village, pending disposal of the suit.

Perused the I.A.No.1 and 2 and entire records.

The Plaintiff averments and the documents furnished along with the plaint prima-facie discloses that the suit properties are the ancestral and joint family properties of plaintiff and defendants. If the defendants No.10 to 15 succeed in changing the nature of suit properties and if they dispose them, the very purpose of filing of the suit will be defeated and it may lead to multiplicity of proceedings and may create third party rights.

Hence, the following:-

ORDERS

The I.A.No.1 and 2 filed by the Plaintiffs both U/O 39 Rules 1 and 2 R/w Sec.151 of CPC are allowed as under:-

An ex-parte Order of T.I. is granted and the Defendants no.10 to 15, their agents and anybody acting on their behalf are temporarily restrained from changing identity of suit properties and from alienating, creating charge or disposing off suit property bearing GP No.404/1 now numbered as GP No.404/1/A, GP No.404/1/B and GP No.404/2 of Halasi village, till next date of hearing.

Plaintiffs are directed to comply with the provisions of Order XXXIX Rule 3(a) of CPC, failing which the ex-parte order of T.I. automatically gets vacated there off.

Office to issue notice of I.A.No.1 and 2, ex-parte order of T.I. on I.A.No.1 and 2 along with suit summons to defendants, if PF is paid and the conditions mentioned above is duly complied.

Call on : 16-03-2022.

Sd/-

**Senior Civil Judge & JMFC.,
Khanapur.**