

ORDER ON I.A.NO.I

Heard the advocate for the plaintiff on IA No-I. Plaintiff has filed the suit for declaration and mandatory injunction.

2. The plaintiff has filed IA No.1 U/O 39 Rule 1 & 2 of CPC seeking an order of temporary injunction against the defendant restraining him from constructing first floor to the northern portion of wall of plaintiff side property bearing CTS No.8406/2/2 measuring 94-79 sq. mtrs situated at Banahatti till disposal of pthe suit. In support of it the plaintiff filed his affidavit.

3. Heard. Perused IA No.1, annexed affidavit, plaint and documents produced by the plaintiff at this stage.

4. The plaintiff has filed the suit for declaration and mandatory injunction. At this juncture prior issuance of notice on this application is dispensed with. In order to protect the rights of the plaintiff over the suit property and in order to avoid multiplicity of proceedings, it is necessary to

injunct the defendant from constructing first floor to the northern portion of wall of plaintiff side property bearing CTS No.8406/2/2 measuring 94-79 sq. mtrs situated at Banahatti Tq: Rabakavi-Banahatti. Therefore, this court proceeds to pass the following:

ORDER

The defendant is hereby restrained from constructing first floor to the northern portion of wall of plaintiff side property bearing CTS No.8406/2/2 measuring 94-79 sq. mtrs situated at Banahatti Tq: Rabakavi-Banahatti. till the next date of hearing.

The plaintiffs shall comply the provision Under Order 39 Rule 3 of CPC.

Issue temporary injunction order on IA No.1 to defendant and suit summons to defendant.

O.S No.20/2026

Call on 26.03.2026.

**Civil Judge & JMFC,
Banahatti.**