

Plaintiff has filed the present suit for permanent injunction along with IA No.1 U/o.XXXIX rule 1 & 2 of CPC seeking an interim order of temporary injunction restraining the defendants and their men from interfering with their peaceful possession and enjoyment of suit schedule property pending disposal of the suit.

In the affidavit annexed to the IA No.1, plaintiff stated that he is the owner in possession of suit property. The defendants have no manner of right, title or interest over the suit schedule property. That being the case, the defendants filed Appeal before Assistant Commissioner and obtained exparte order and on the basis of said order katha transferred to their name and said order of Assistant Commissioner questioned by the plaintiff before the Deputy Commissioner by filing appeal, wherein the said order of Assistant Commissioner is stayed. In spite of that, defendants recently tried to interfere with plaintiff's possession over the suit schedule property. Hence, plaintiff constrained to file the present suit and IA No.1 for the aforesaid reliefs.

In support of oral contention, at this stage plaintiff produced sale deed, RTC, Conversion Order, Mutation Register, Form No.9 and 11, License, Tax paid receipts, photographs etc,. On perusal of the same, prima-facie appears that the plaintiff is in possession and enjoyment of suit schedule property and order of Assistant Commissioner stayed by the Deputy Commissioner. That being the case, if ad-interim order as prayed by the plaintiff's counsel during the course of argument is not granted, then very purpose of filing of the suit and IA No.I defeats for delay. Thus this court proceeds to pass the following:-

### **ORDER**

By granting ad-interim order of temporary injunction, the defendants and their men are hereby restrained from interfering with plaintiff's peaceful possession and enjoyment of suit schedule property till next date of hearing or till appearance of defendants whichever is earlier.

Plaintiff shall comply the proviso of Order XXXIX rule 3 of CPC.

Issue emergent notice on IA No.I and suit summons to the defendants.

Prl. Civil Judge & JMFC,  
Anekal.

Plaintiff also filed IA No.II U/s.151 of CPC praying to keep the original documents in safe custody. The reasons urged in the annexed affidavit of IA No.II justifiable to allow the present application. Therefore, IA No.II filed by the plaintiff U/s.151 of CPC is hereby allowed. Accordingly, office is directed to keep the original documents in safe custody.

Await notice and summons by 21-08-2025.

Prl. Civil Judge & JMFC,  
Anekal