

07.11.2025

The plaintiff has filed the present suit for the relief of Declaration & Injunction.

Along with the plaint, the plaintiff has filed IA No.1 & 2 under Order 39 Rule 1 & 2 of CPC seeking order of Temporary Injunction against defendant to restrain him from interfering in peaceful possession and enjoyment of plaintiff over the suit 'D' schedule property and also creating charge over the suit 'C' & 'D' schedule properties till disposal of the suit.

Heard.

At this stage without hearing the other side, this court can not predetermine the possession of the plaintiff over the suit property. The suit is filed against one co-owner of the suit property by the another co-owner. On going through the entire pleadings and the documents on record, I am of the opinion that it is just and necessary to hear the other side before passing any restraining Order in respect of IA No.1 & 2.

Hence, I proceed to pass the following :

ORDER

Issue suit summons to defendant
along with emergent notice on IA No.1 & 2,
if PF paid.

R/by : 15-01-2026

**Prl. Senior Civil Judge & JMFC.,
Devanahalli.**