

O.S. No.557/2022

22-04-2022

Heard on I.A.No. 1. Perused the documents.

The plaintiffs are seeking partition and separate possession in respect of items No.1 to 8. The documents show that, the defendants No.8 and 9 have purchased the item No.6 and 7 under registered sale deeds in the year 2020 and 2021 from the defendant No.7. The plaintiff have made allegations of collusion between defendant No.7 and revenue authorities in changing khatha. But, plaintiffs have not produced any material to show that, they have taken action against the defendant No.7 for committing said acts. Therefore, the Court is of the opinion that, hearing of defendant No.8 and 9 is

necessary before passing any orders in respect of items No.6 and 7.

The I.A.No. 1 is allowed in part in respect of item No.1 to 5 and 8 by restraining the defendants No.1 to 7 from alienating the items No.1 to 5 and 8 till next date of hearing.

The plaintiffs shall comply the Order 39 Rule 3 of C.P.C. provisions.

They shall issue summons to the defendants by furnishing plaint, I.A. copies and all the documents. Office to issue certified copy of the order only after compliance.

If the plaintiffs did not comply the above order in letter and spirit, the temporary injunction order shall not be continued on the next date of hearing.

Issue suit summons and I.A.
notice along with injunction
order against the defendants.

Returnable by: 28-06-2022.

**Pri. Senior Civil Judge & J.M.F.C.,
Devanahalli.**