

OS 731/2026

The plaintiff has filed the present application under Order XXXIX Rules 1 and 2 read with Section 151 of the Code of Civil Procedure seeking an order of temporary injunction against the defendants.

Perused the averments made in the plaint, application and the documents produced along with the application.

At this stage, this Court is of the opinion that before passing any order on the application for temporary injunction, an opportunity of hearing is required to be afforded to the defendants. Having regard to the nature of the relief sought and the facts and circumstances of the case, this Court does not find sufficient grounds to grant an ex parte ad interim order without hearing the defendants. The principles of natural justice require that the defendants be heard before any order affecting his rights is passed.

Accordingly, it is just and necessary to issue emergent notice on the application to the defendant.

Hence, the following:

ORDER

Issue emergent notice to the defendants on I.A. No. 1 filed under Order XXXIX Rules 1 and 2 read with Section 151 of the Code of Civil Procedure as well as S/S to defendants.

Plaintiff shall take steps within three days from today.

Call on 20/07/2026 for appearance of the defendants and objections, if any, to the application.

No ex parte ad interim order is granted at this stage.

*Prl. Senior Civil Judge & J.M.F.C
Devanahalli.*