

Heard the arguments by learned counsel for the plaintiff.

2. The plaintiff has filed suit against the defendants for the relief of Permanent Injunction .

3. Along with the plaint, the plaintiff has filed I.A.No.I & II under Order XXXIX Rule 1 and 2 R/w Section 151 of CPC seeking for an order of ex-parte ad-interim order of temporary injunction restraining the defendant No.1 to 12 and their agents, servants from not to interfere the suit schedule property and restraining the defendant No.1 to 14 their agents, servants from not to put up compound wall around the suit schedule property till disposal of the suit.

4. Perused the plaint, affidavit averments and the documents produced by the plaintiff.

5. On going through I.A.No.I & II, affidavit filed in support of the application and the documents it appears that, the relief claimed in I.A.No.I & II is very urgent one and if the summons is issued to the defendants, the very purpose of injunction would be defeated by delay. The plaintiff has made out an arguable case. Hence, proceeds to pass the following:

ORDER

The defendant No.1 to 14, their agents, servants are hereby restrained by ad-interim order of temporary injunction from not to put up compound wall around the suit schedule property till next date of hearing.

The plaintiff shall comply Order 39 Rule 3(a) of CPC.

Issue TI order, suit summons and I.A notice and emergent notice on I.A No.I & II to the defendants through RPAD returnable by: 28-09-2020.

(Sri. Sandesha.K)
C/c Addl.Civil Judge & JMFC.
Devanahalli.

