

TENTATIVE ORDERS ON IA NO.I

The Plaintiff has filed the instant suit against the defendants seeking relief of permanent injunction with respect to the suit schedule property and for grant of such other reliefs.

Along with the suit, the plaintiff has maintained application at I.A.No.1 under Order XXXIX Rule 1 and 2 of CPC., seeking an order of ad-interim exparte temporary injunction restraining the defendants, or their agents, representatives or any persons claiming through or on their behalf, from interfering with the right of way/access to the suit schedule property by the plaintiff, dispensing the notice to the defendants, till pending disposal of the present suit, in the interest of justice and equity.

In support of the claim of plaintiff, he has produced copy of the Sale deed dated:19.10.2015, RTC for the year 2025-26,

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Conversion sketch, conversion Order dated:13.10.2015, conversion fees receipt, E Khatha from No.11B, site bifurcated plan, sale deed dated:19.01.2022, Encumbrance Certificate reflect sale transaction from 01.04.2022 to 23.06.2026, Aadhar Card of Plaintiff, Commencement certificate, BESCOM Electricity sanction letter, Photos and CD, Police complainant dated:25.06.2026, Acknowledgment and endorsement, copy of sale deed dated:05.11.2012 etc.,

From the documents so produced, it appears that the apprehension so made by the plaintiff cannot be discarded at this stage. In order to meet the ends of justice, it is just and necessary to pass an ad-interim exparte T.I.

At this stage, if the defendants are not restrained as prayed in the I.A. No.1 then the very purpose of filing the suit will be defeated.

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Hence, the plaintiff has made out case for grant of exparte T.I. as sought in I.A. Accordingly, I proceed to pass the following;

ORDER

By way of ad-interim exparte temporary injunction, the defendants, their agents, representatives or any other persons acting on there behalf are hereby restrained from interfering with the right of way/access to the suit schedule by plaintiff till next date of hearing.

Issue ad-interim exparte temporary injunction order as prayed in I.A.No.1 after compliance of Order XXXIX Rule 3 of C.P.C., by furnishing the copies of the applications, affidavit accompanying the applications, plaint and documents annexed therewith to the defendants herein and filing an affidavit to that effect before the Court.

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Issue suit summons and notice on I.A.No.1
to the defendants. R/by: 03.08.2026.

**II Addl. Civil Judge & JMFC.,
Nelamangala.**