

ORDERS ON IA NO.1.

The plaintiff has filed present application u/o XXXIX Rule 1 and 2 of CPC seeking to restrain the defendant or any person on his behalf from interfering the plaintiffs peaceful possession and enjoyment of the suit schedule property till disposal of the suit.

The application is supported by the affidavit of the plaintiff, wherein it is stated that plaintiff is the absolute owner and possession of suit property. It is averred that the Sy.No.32/1 total measures 4 acres 5 guntas out of which 1 acre 5 guntas stands in the name of plaintiff vide M.R.No.T2/2018-19 and he is the absolute owner and in possession of the same which is the suit property. It is contended by the plaintiff that the revenue records stands in his name and he is paying taxes. It is alleged that the defendants in collusion with survey officials have created false sketch and are trying to interfere with the plaintiffs possession of suit schedule property. Hence, prays for sought injunction.

Perused the plaint, application supported by affidavit and document produced i.e. RTC's and Mutation register. On consideration, the plaintiff has not made out any prima-facie case at this stage. Further the perusal of the schedule of the property discloses that the boundary of entire survey No.32/1 is mentioned without specifying boundaries of 1 acre 5 guntas alleged to be belonging to plaintiff. As such It is just and necessary to hear the defendants before passing any orders. Hence, Court proceed to pass the following:

ORDER

**Issue emergent notice on IA No.1
and suit summons to defendants.
Call on: 11-11-2025.**

**Addl. Civil Judge & JMFC.,
Challakere.**