

Office noted no caveat.

Heard on IA.No.1. Perused I.A.No.1, affidavit annexed to I.A.No.1 and documents filed with the plaint.

2. The plaintiff submits that the suit schedule properties are the joint family properties. The defendant NO.1 and 2 obtained fraudulent decree in OS 17/2022 without making plaintiff as parties. Now, the defendant NO.1 and 2 colluding each other and on the basis of decree, trying to alienate the suit schedule properties. If the defendants alienate the suit schedule properties, the plaintiff will be put into great hardship. Hence, prays to grant exparte TI.

3. The plaintiff has filed this suit for partition. The suit schedule properties are joint family properties. The plaintiff claiming share in suit schedule properties. If the defendants alienate suit property, the plaintiff will be put into great hardship and the very purpose of filing suit would be defeated. Hence, it is just and necessary to warrant the defendants not to alienate the suit schedule properties. Hence, I

proceed to pass the following,

ORDER

Pending disposal of IA.No.1 the defendant No.1 and 2 are hereby restrained from alienating the suit schedule properties till the next date of hearing by way of exparte TI.

Plaintiff is directed to comply section 39 R 2(a) of CPC.

Issue suit summons and notice on I.A.No.1 to the defendants returnable by 25.04.2024.

**Senior Civil Judge & JMFC.,
Hosadurga.**