

Heard arguments of learned counsel for the Plaintiff. For orders call later,

ORDER ON I.A.No.1

Learned counsel for the plaintiff argued on I.A.No.1 U/O XXXIX Rule 1 and 2 R/W Section 151 of CPC., seeking an ad-interim ex-parte temporary injunction order against the defendants.

The suit of the plaintiff is for the relief of Permanent Injunction. The plaintiff has prayed for ad-interim ex-parte temporary injunction restraining the defendants from trespassing into the suit schedule house of the plaintiff and dispossess plaintiff from the suit schedule property.

Perused the documents placed by the plaintiff on record. The plaintiff produced G-Tree, RTC and photographs of the suit schedule property. It is stated that, the plaintiff is the senior citizen and defendants are trying to dispossess the suit schedule house. In order to safe guard the interest of the parties and also to meet the emergent relief sought by the plaintiff and also if the ad-interim T.I not granted purpose of suit will be defeated. Hence, it is necessary to pass an ex-parte ad-interim temporary injunction order. Hence, I pass the following:

ORDER

Defendants, their men, supporters, servants, agents or anybody claiming through them hereby restrained from trespassing and dispossessing the plaintiff from the suit schedule house of the plaintiff till next date of hearing.

Plaintiff is directed to comply Order 39 Rule 3 of C.P.C by sending

- (i) a copy of the affidavit filed in support of the application;
- (ii) a copy of the plaint; and
- (iii) copies of documents on which the plaintiff relies
- (iv) file an affidavit sworn by the plaintiff only, to court, stating that the copies aforesaid have been so delivered or sent on the day on which injunction is granted or on the day immediately following, that day.

(Note: Plaintiff shall send entire records, including list of documents and also the entire documents. If the plaintiff fails to send the copy of the entire records along with entire documents, then automatically the Interim Order stands vacated)

Office is directed to issue suit summons, and the order of ex-parte temporary

injunction on I.A.No.I only after
the compliance to the
Defendants.

Returnable by: 10.06.2025.

Sd/-

III Addl. Civil Judge & J.M.F.C.,
Kadur.