

ORDERS ON IA No.1

The plaintiff has filed the IA No.1 under order 39 rule 1 and 2 of CPC, seeking an order of this court to pass an ad-interim temporary injunction to restrain the defendants, their agents or anybody claiming on their behalf from trespassing into the suit schedule property by removing fence or obstructing the plaintiff for cultivating the same or causing any acts of waste and damage and to dispossessing the plaintiff from the same pending disposal of the suit.

Heard and perused the I.A. No. 1 in the backdrop of materials made available on record.

It appears to the court that without causing notice to the defendants, no interim order can be granted. To be more precise, there is lack of prima-facie case at this stage to grant the ad-interim exparte temporary injunction order in respect of suit schedule property as sought by the plaintiff. As such, this court proceed to pass following;

ORDER

Issue suit summons and emergent notice on IA No.1 to defendants with an indication to file his written statement within 30 days from the

O.S.103/2023

date of service of suit summons, R/by:
10.11.2023.

Sd/-

P.C.J & JMFC., Mudigere.