

Heard Sri. K.C.C., Advocate for plaintiffs

The plaintiffs have filed suit against the defendants for the relief of declaration declaring that the sale deed bearing SR.NO. BK-I-172/2007-08 dated 6/6/2007 registered before the Sub-Registrar, Mudigere is not binding over the right of the plaintiffs in the schedule property and declaring the sale deed bearing SR.NO. BK-I-173/2007-08 dated 6/6/2007 registered before the Sub-Registrar, Mudigere is not binding over the right of the plaintiffs in the schedule properties and for partition of the schedule properties and hand over plaintiffs their legitimate share in the schedule properties and also for permanent injunction restraining the

defendant No.7 and 8, their men, agents or servants or any other persons claiming through them from selling or dispose of the schedule properties till the disposal of the suit.

Plaintiff has filed I.A. No.I under Order 39 Rule 1 and 2 of CPC praying to grant ad-interim temporary injunction in favour of plaintiffs and against the defendants restraining the defendant No.7 and 8, their men, agents, or servants or any other persons claiming through them from selling or dispose of the schedule properties till the disposal of the suit.

I have perused the plaint and I.A. No.I and its accompanying affidavit sworn by the plaintiffs and the documents filed along with the list. Since the properties involved in the present suit are agricultural properties and the sale deed in question is executed in the year 2007 and plaintiffs have filed present suit for partition and declaration after lapse of 16 years. Hence without hearing other side an exparte T.I. order cannot be granted.

I do not found any ground to grant ad-interim order of exparte T.I. against the defendants. Hence, the following:

O R D E R

Office to issue emergent notice on I.A. No.I and suit summons, to the defendants returnable by 15-01-2024.

Senior Civil Judge & JMFC,
Mudigere.