

Heard Sri. N.S.J., Advocate for plaintiffs on IA No.I.

2. Perused the plaint averments and averments made in the IA No.I. The plaintiffs have filed the suit against the defendants for partition of plaintiffs $\frac{1}{4}$ th share in the schedule property and to hand over the same to their separate possession. Plaintiffs have filed IA No.1 U/o 39 Rule 1 and 2 of CPC to grant temporary injunction in favour of the plaintiffs and against the defendant No.3 restraining him from rising any buildings in the schedule property pending disposal of the suit.

3. 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 property involved in the present suit is an agricultural properties. Thus the court holds that it is better to here the

defendants before passing the order on IA No. I. 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

Issue emergent notice on I.A. No.I and suit summons, to the defendants returnable by 26/10/2023.

Senior Civil Judge & JMFC,
Mudigere.