

OS 16/2025

Heard Sri.VRN, Advocate on I.A No.I. On perusal the plaintiff brought suit against the defendants seeking for the relief of Permanent Injunction with respect to suit property. Further on perusal the plaintiff also brought application U/o.39 Rule 1 and 2 r/w Rule 3 (proviso) and Sec.151 of CPC, with a prayer to restrain the defendants from interfering with the plaintiffs peaceful possession and enjoyment over the suit property in any manner till disposal of suit.

On perusal, at this stage the plaintiff has made out prima facie case and balance of convenience lies in favour of plaintiff to pass an interim order and if no such order is passed, it will defeat the very purpose of filing of the suit. Hence, this court proceed to pass the following:

ORDER

The application I.A.No.I filed Under Order 39 Rule 1 and 2 r/w Rule 3 (proviso) and sec.151 of CPC is hereby partly allowed.

Accordingly, the defendants are hereby restrained from interfering with the plaintiffs peaceful possession and enjoyment over the suit property in any manner whatsoever till filing of W/s by the defendants.

Issue ex-parte T.I order on I.A.No.I to the defendants. Plaintiff is hereby directed to comply the T.I.Order.

Issue suit summons and notice on IA No. I to the defendants.

Call on 05-04-2025.

Sd/-

Civil Judge and JMFC., Sringeri.