

**IN THE COURT OF THE SENIOR CIVIL JUDGE AND  
PRINCIPAL J.M.F.C., TARIKERE**

**PRESENT :**

**SRI VAIDYA SHREEKANT,**  
*B.Sc, LL.B.*  
*Senior Civil Judge & Prl. J.M.F.C.,*  
*Tarikere.*

(Name of the Presiding Judge)

**DATED : THE 27<sup>th</sup> DAY OF APRIL 2024.**

**OS 69-2024**

**ORDER**

Heard the counsel for plaintiff on IA No.I filed Under Order XXXIX Rule 1 and 2 of CPC.

The plaintiff has filed the instant suit for the relief of partition and separate possession. Along with the suit, the instant application also is filed praying to restrain the defendant No.1 to 3 from alienating and creating any charge over the suit schedule properties. It is case of the plaintiff that the suit schedule properties belonged to her father, after his death she being the owner succeeded to the estate left behind by him along with her other brothers and sisters.

The grievance of the plaintiff is that the defendants the husband of defendant No.1 got decree of declaration of title and injunction by concealing true facts, after his death the defendant No.1 to 3 got mutated the properties and they may alienate the suit properties at any moment in order to defeat her share over the said properties. I have gone through the documents produced by the plaintiff, particularly the RTC, Judgment and Decree passed in OS No.72/2019. There appears some prima-facie case for trial. Hence, I proceed to pass the following:

**ORDER**

In dispensation of the notice issue ad-interim ex-parte temporary injunction order against the defendant No.1 to 3 restraining them from alienating or creating any charge over the suit schedule properties till next date of hearing, if the plaintiff complies.

Issue suit summons to the defendants.

Call on:05.07.2024.

Sd/-  
**(VAIDYA SHREEKANT)**  
SENIOR CIVIL JUDGE & PRL. JMFC.,  
TARIKERE.