

:ORDERS ON IA.NO.1:

The Plaintiff has filed IA.No.1 U/Or 39 Rule 1 and 2 of CPC seeking relief of Temporary injunction to restrain the defendant from dispossessing her from the suit schedule property.

In the affidavit the plaintiff has stated that she is absolute owner and in possession of the suit schedule property. The katha of the suit schedule property is standing in the name of plaintiff. The defendant has no right over the suit schedule property. In spite of that he is making hectic efforts to dispossess the plaintiff from the suit schedule property. Hence plaintiff prayed to allow the application.

Although the defendant entered appearance through his counsel but failed to file his written statement as well as objection statement.

The plaintiff in support of her contentions, she has produced E katha pertaining to the suit schedule property, she also produced tax paid Challans. At this juncture this court is of the opinion that the plaintiff has established the prim-facie case and also made out a case for trial. It is needless to mention that both parties have ample opportunities to prove their case. Hence this court proceed to pass the following order;

:ORDERS:

The application filed Under Order 39 Rule 1 and 2 of CPC is hereby allowed.

Consequently, the defendant is hereby restrained from dispossessing the plaintiff from the suit schedule property till disposal of the suit by granting temporary injunction.

For Plaintiff Evidence by:20.07.2023.

Prl. CJ & JMFC., Kadur.