

**IN THE COURT OF THE CIVIL JUDGE AND J.M.F.C AT TARIKERE**

**O.S.No.250/2025**

**PLAINTIFF**

Sri. M.V. Pradeepa

**vs.**

**DEFENDANTS**

Sri. M.R. Maheshwarappa and others

**Date: 25.06.2025**

**Proceedings or Orders of the Judicial Officer**

Case called out.

Heard Learned Counsel for Plaintiff.

For order. Kept by:

Civil Judge & Addl. J.M.F.C,  
Tarikere

**AD-INTERIM ORDER ON I.A No.I**

Plaintiff has filed this suit praying for the relief of permanent prohibitory injunction against the Defendants, in respect of the suit schedule property.

I.A No.I has been filed under Order XXXIX Rules 1 & 2 r/w. Section 151 of CPC praying for an order of temporary injunction against the Opponents/ Defendants restraining them, their supporters, henchmen, agents, from interfering with the peaceful possession and enjoyment of the schedule property. Prayer is also made to grant an order of ad-interim ex-parte order of temporary injunction. The said application is accompanied with the affidavit sworn to by the Applicant/ Plaintiff detailing reasons supporting his prayer.

The grievance of the Applicant/ Plaintiff, in short is that, he is the absolute owner and in possession of the suit schedule property having inherited the same through a gift from his father. Despite which, the Defendants are now trying to interfere with the possession and enjoyment of the suit schedule property by the Plaintiff, which has necessitated the Plaintiff in filing the present suit

seeking the relief of permanent prohibitory injunction.

Perused the plaint, application in I.A No.I with affidavit and the documents produced. Heard the Learned Counsel appearing for the Applicant/ Plaintiff.

On perusal of the entire materials placed before this Court, this Court finds considerable force in the submissions made by the Learned Counsel.

In such view of the matter, it would be appropriate to restrain the Opponents/ Defendants from interfering with the peaceful possession and enjoyment of the Plaintiff over the suit schedule property by way of ad-interim ex-parte order of temporary injunction.

In view of the above it is found that the Applicant/ Plaintiff has made out a prima-facie case and balance of convenience is in favour of the Applicant/ Plaintiff and if an interim injunction is not granted the Applicant/ Plaintiff would be put to irreparable injury and hardship. Moreover, at this stage it appears that the denial of the said relief would be highly prejudicial to the interest of the Applicant/ Plaintiff and the suit itself would be rendered infructuous. Hence, the following –

**ORDER**

The Opponents/ Defendants are hereby restrained from interfering with the peaceful possession and enjoyment of the Plaintiff over the suit schedule property, by this ad-interim ex-parte order of temporary injunction.

The order is valid till the date of filing of written statement by the Defendants.

Applicant/ Plaintiff shall comply with Order XXXIX Rule 3 of CPC.

Issue suit summons and notice on I.A No.I to the Opponents/ Defendants.

R/by:

sd/-

Civil Judge & Addl. J.M.F.C,  
Tarikere