

Heard the counsel for the plaintiff on IA.No.1. Perused the materials available on record.

I.A.No.1 is filed by the plaintiff against the defendants No.1 under Order XXXIX Rules 1 and 2 r/w. Sec.151 of C.P.C. seeking exparte ad interim order of temporary injunction restraining the defendant No.1 or anybody on his behalf from alienating the suit schedule properties in favour of anybody in any manner, pending disposal of the suit in the interest of justice and equity.

The plaintiff has filed this suit against the defendants for partition and separate possession that she has got 1/2th share in the suit schedule properties. Keeping in mind the nature of suit and on perusal of materials available on record, I am of the opinion that if ad interim order of temporary injunction is not granted, the object of granting the injunction would be defeated by delay. Hence, I proceed to pass the following:-

### **ORDER**

Pending final disposal of I.A No.1, the defendant No.1 is hereby restrained from alienating the suit schedule properties in favour of anybody in any manner till next date of hearing.

Issue ad-interim order of temporary injunction, notice on I.A No.1 and suit summons to the defendants by RPAD, if PF paid.

The plaintiff shall comply with the provisions of Order XXXIX Rule 3(a) of CPC.

Await summons and notice  
by:

sd/-

**Civil Judge & Addl. JMFC.,  
Tarikere**