

29.03.2024

O.S No.171/2024

Heard arguments of the plaintiff counsel on I.A No.I. Perused the plaint, I.A. No.I affidavit enclosed to the application and documents submitted by the plaintiff.

As per the office note no caveat is pending.

The plaintiff has filed this suit for partition and separate possession against the defendants. It is stated that, the plaintiff and defendants are the Hindu undivided joint family members and they are in joint possession and enjoyment of the suit schedule property without any

disturbances. The suit property not yet been divided between the plaintiff and defendants by metes and bounds and the plaintiffs and defendants are jointly enjoying suit property. It is apprehension of the plaintiff that, the defendants are no manner of independent right, title, interest or possession over the suit schedule properties marking hectic attempt to alienating the suit schedule property and creating any mortgage or third party interest over the suit property and cultivate the in the suit properties to create nominal sham documents. It is stated that, the defendants have no manner title interest over the suit property, the defendants are trying to construct the suit property. Hence, the plaintiff filed the application and seeks exparte ad-interim temporary injunction.

On perusal of the pleadings and documents produced by the plaintiff of the suit property, it is necessary to issue notice to the defendants before passing any orders. Hence, I proceed to pass the following:

ORDER

Issue Emergent notice of IA.No.I
and suit summons to the defendants
by 12.08.2024.

**(SHIVAKUMARA.G.J.)
Prl. Civil Judge and JMFC.,
Gundlupet.**