

T.S. 175 of 2026
C.I.S. Reg. No. T.S. 175 of 2026

Present : Smt. Dalia Bhattacharya,
Civil Judge (Sr. Divn), Ranaghat, Nadia
J.O. Code WB01171

Order No. 02; Dated 17/06/2026

This record is put up by way of a put up petition filed by the plaintiffs.

Ld. Advocate appearing on behalf of plaintiffs moves the ad-interim injunction petition under Order 39 Rule 1 and 2 C.P.C. and prays for allowing the same.

It is the contention of Ld. Advocate for the plaintiffs that plaintiffs are the co-sharer of the suit property. He has filed documents to that effect. It is further submitted that defendant no. 1 & 2 are trying to dispossess the plaintiffs from the suit property and hence, prayed before this Court that if an order of injunction is not passed by this Court, then the nature and character of the suit property will be changed and it will cause irreparable loss and injury to the plaintiffs.

Heard. Considered. Perused.

On perusal of the report of Sherestadar, it is appears that no caveat has been filed.

Issue notice upon defendant to show-cause within 15 days of receipt thereof as to why the plaintiffs' prayer for grant of temporary injunction shall not be allowed.

Upon considering the submissions made by Ld. Advocate appearing on behalf of the plaintiffs and on perusal of the materials on record, it appears that *prima facie* plaintiffs have title over the suit property and now the defendants are trying to dispossess the plaintiffs from the suit property and if same is done then it cause multiplicity of suits.

Therefore, at this stage, where the real issue is yet to decide and the case is still pending for adjudication, it is duty of the Court to preserve the property in its original form and nature without being prejudiced to either parties. As such, it appears to this Court that plaintiffs have been able to establish a *prima facie* case in their favour which allows them to go into trial. More so, the balance of convenience and inconvenience tilts in favour of the present plaintiffs and there is urgency in the matter. It also appears that multiplicity of proceedings will crop up if the defendants are not restrained at this stage. Accordingly, this court is inclined to direct both the parties to maintain *status quo* as regards the nature, character, title and possession of the suit property as on this day till 16/07/2026.

Hence, it is

ORDERED

that the petition praying for ad-interim order of injunction is hereby allowed.

That both the plaintiffs and defendant no. 1 & 2 are hereby directed to maintain *status quo* as regards the nature, character, title and possession of the suit property as on this day till 16/07/2026.

Plaintiffs to comply with the provision of Order 39 Rules 3(a) and (b) C.P.C at once.
To **16/07/2026** for injunction hearing and S/R.

Dictated & Corrected by me,

SD/- (D. BHATTACHARYA)
Civil Judge(Sr. Div.),
Ranaghat, Nadia
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