

ORDERS ON I.A.No.I

The plaintiff has filed this suit for Permanent and injunction against the defendant and also filed the IA 1 under order 39 rule 1 and 2 of C.P.C., seeking not to interfering with the peaceful possession of suit schedule property till disposal of suit. Counsel for plaintiff present and prays it issued ex-party TI against defendant.

Perused the plaint averments, I.A.No.I filed U/o XXXIX rule 1 and 2 of CPC, affidavit and documents produced along with plaint. On perusal of the plaint averments along with affidavit, it appears that the plaintiff has purchased the suit schedule property from his previous owner. The plaintiff filed the RTC it canvas that, the property stands in the name of plaintiff. As per plaint there is no proper details in what manner the defendant interfering in peaceful possession of plaintiff. From the available materials, plaintiff is in the possession of the property, but it appears that before passing order of injunction it is necessary to hear the opponents. Therefore, it is just and necessary to issue the emergent notice. Hence, proceed to pass the following;

ORDER

Issue notice on I.A.No.I and suit summons to the defendant.
Returnable by 28.04.2026

Prl. Civil Judge & JMFC.,
Kollegala.