

: ORDER ON IA NO.II:

The counsel for the plaintiffs has filed IA No.II U/o 39 Rule 1 & 2 R/w Sec.151 CPC requesting the Court to grant exparte temporary injunction restraining the defendant No.1 from alienating the suit schedule property till the disposal of the suit by allowing the application in the interest of justice.

Heard counsel for the plaintiffs. Perused pleadings, affidavit in support of IA No.II, documents produced by the plaintiffs and court records. At this stage and on available materials on record, I am satisfied that the plaintiffs have made out prima-facie case in this case. Balance of convenience also lies in favour of the plaintiffs. Irreparable loss and hardship will be caused to the plaintiffs if exparte temporary injunction is not granted and very purpose of filing of the suit will be frustrated.

Hence, after dispensing with prior notice to IA No.II to the defendants. I proceed to pass the following;

: ORDER :

The defendant No.1 is hereby restrained by way of exparte temporary injunction from alienating the suit schedule property till next date of hearing.

The plaintiffs shall comply with the mandatory provisions of Order 39 Rule 3(a) of CPC.

Issue temporary injunction notice, emergent notice of IA No.II to the defendant No.1 and suit summons to the defendants returnable by 10/08/2023

Prl.Civil Judge & J.M.F.C,
Kollegal.

