

24/11/2018

ORDERS ON I.A- I

This is an appeal filed by the appellants 1 and 2 challenging the impugned judgment and decree passed in O.S. No.18/2015 by Senior Civil Judge, Harihara.

Along with the appeal, the appellants has filed an application Under Order 41 Rule 5 of CPC for granting an order of stay of operational order and decree of the judgment passed in the said suit.

On perusal of the judgment passed by the learned Senior Civil Judge, Harihara it shows that suit of the plaintiff has been partly decreed and the relief of permanent injunction has been granted. So, there is a executable decree passed by learned Senior Civil Judge, and it is a fit case to pass an order of stay, as sought in the application. Hence, I pass the following :

: ORDER :

*I.A-I filed Under Order 41 Rule 5 of CPC
is hereby allowed.*

*The execution of order of judgment and
decree passed in O.S. No.18/2015 dated
24.09.2018 on the file of Senior Civil Judge,
Harihara is hereby stayed till next date of
hearing.*

Issue notice to respondents.

Returnable by 04.01.2019.

C/C I-A.D.J., Davanagere.

