

ORDERS ON IA No-I

The plaintiff has filed this suit against the defendants for the relief of permanent injunction in respect of suit schedule property.

2. The plaintiff has also maintained an application U/o 39 Rule 1 and 2 R/w Sec.151 of CPC, seeking for grant an order of exparte ad-interim temporary injunction restraining the defendants and their agents, servants or anybody from not to interfere with the peaceful possession and enjoyment of the plaintiff possession over the suit schedule property until pending disposal of the suit.

3. In support of her case, the plaintiff has produced E-swathu, mutation extract, tax paid receipt, photo, police acknowledgment, DCB register to prove her prima-facie case.

4. This court has perused the plaint pleadings and its enclosed documents and also the averments stated in the affidavit accompanying to the application. In the affidavit it is stated that, the defendants are making hectic attempts to interfere with the plaintiff peaceful possession and enjoyment over the suit schedule property. On perusal of the documents accompanying to the plaint and reasons assigned in the affidavit, at the stage it appears that there is a apprehension to the plaintiff regarding the interference of the defendants over the suit schedule property. If the exparte TI order is not granted the very purpose of filing the

suit will be defeated. Hence, issuance of notice to the defendants before passing the ex parte TI order is dispensed. Under these circumstances, I am of the opinion that, at this stage the plaintiff has made out a case to grant an ex parte interim order against the defendants. Hence, this court pass the following:

ORDER

Issue ex parte and-interim temporary injunction against the defendants restraining them from causing interference to the plaintiff possession over the suit schedule property until next date of hearing.

The plaintiff comply Order 39 Rule 3(a) of CPC.

Issue TI Order after compliance.

Further plaintiff has to pay process within 7 days from the date

of this order, failing which the order passed today stands vacated automatically.

Issue suit summons and TI notice on IA No-III to the defendants.

R/by : 18.03.2025.

Prl. C. J & JMFC.,Honnali