

27.11.2025

Plaintiffs – GNM,

For Orders

ORDERS

Perused the pleadings, documents, IA.No.1 and 2 and the affidavit filed by the plaintiffs in support of IA.No.1 and 2.

2. IA.No.1 filed by the plaintiffs against the defendants U/o XXXIX Rule 1 and 2 R/w Sec.151 of CPC seeking an order of ad-interim exparte temporary injunction restraining and preventing the defendants No.1, 2, 4 and 9 to 11 or anybody claiming through them from alienating the suit schedule property in favour of anybody in any manner till pending disposal of the suit.

3. Along with the suit, the plaintiffs have also filed IA.No.2 U/o XXXII Rule 3 R/w Sec.151 of CPC seeking to appointment of plaintiff No.3 as natural guardian to the minor plaintiffs No.4 to 6 since they are in care and custody of their brother i.e., plaintiff No.3. In the affidavit which is filed in support of above application, the plaintiff No.3 has stated that the plaintiffs No.4 to 6 are minors and he is the natural brother of plaintiffs No.4 to 6. Hence, he has prayed to allow the application.

4. Admittedly, the plaintiffs have filed this suit for declaration and permanent injunction. Hence, for the reasons stated in the affidavit which filed in support of

IA.No.2, it is just and necessary to appoint the plaintiff No.3 as guardian to the minor plaintiffs No.4 to 6 to represent on their behalf in this suit.

5. On perusal of the pleadings and documents produced by the plaintiffs at this stage, I am of the view that before passing any order on IA.No.1, an opportunity has to be given to the defendants. Hence, I proceed to pass the following:-

ORDER

IA.No.2 filed by the plaintiffs U/o XXXII
Rule 3 R/w Sec.151 of CPC is allowed.

The plaintiff No.3 is appointed as
guardian to the minor plaintiffs No.4 to 6 to
represent on behalf of minor plaintiffs No.4 to
6 in this suit.

Further office is directed to issue
emergent notice on IA.No.1 and suit summons
to defendants.

Returnable by 17.12.2025.

Sd/-

(Smt. Bharathi M.)

I-Addl. Senior Civil Judge & JMFC.,
Chikkaballapura.

In view of amendment to the **Code of
Civil Procedure (Karnataka Amendment Bill
2024)** which came into force on 05.06.2025 and

as per **Sec.89-A of the Act**, it is mandatory on the part of this Court to refer the suit to mediation.

Office is directed to issue notice/summons to the parties to the suit with a direction to appear before the mediation on 10.12.2025.

Call the case before this Court on 17.12.2025.

Sd/-
I-Addl. Sr. Civil Judge & JMFC.,
Chikkaballapura.