

**ORDER ON IA No.I filed U/O**  
**39 Rule 1 & 2 R/w Sec.151 of CPC**

Upon hearing the Learned Counsel for the Plaintiff and on perusal of the accompanying documents, it appears at this stage with the limited documents placed before this Court that the suit property was bequeathed in favour of this plaintiff by late Ambarishvarma Desai, through a registered Will, the copy of which is placed before this Court. Whether the plaintiff succeeds in proving his case or not can only be determined after full fledged trial. At this stage however, what is important is to preserve the suit property from being alienated so as to avoid multiplicity of proceedings. Therefore, this Court has come to the conclusion that it would only be in the interest of justice if the defendants are restrained by way of ad-interim exparte temporary injunction from alienating the suit property.

Hence, I proceed to pass the following :

**ORDER**

**IA No.I filed U/O 39 Rule 1  
& 2 R/w Sec.151 of CPC is  
hereby allowed.**

**Defendants and all persons claiming through them are hereby restrained by way of ad-interim temporary injunction from alienating, transferring and creating charge over the suit property till the next date of hearing.**

**Plaintiff to comply with the provisions of Order 39 Rule 3 of CPC.**

**Office to issue suit summons to the Defendants along with all other requisites of Order 39 Rule 3 of CPC, if PF is paid.**

**Returnable by 14-10-2020.**

**(Sri. Nitin Yeshwanth Rao)**  
IV Addl. Senior Civil Judge,  
& J.M.F.C. DHARWAD.

