

Sri SBN files power for the defendant which is a scanned copy. This has occasioned for the fact that the said learned counsel had filed his vakalath before a counter by following SOP. As that vakalath has to undergo a quarantine period this scanned copy is taken on record.

The learned counsel for the plaintiff was to contend before the court that there is an emergency and if an interim order is not passed the defendant will waste no time in letting the schedule property to third parties. It is also urged by the said counsel that he is canvassing this argument and also filed the present suit on the basis of

registered Lease Agreement.

Inter-alia , the learned counsel for the defendant strongly refuted the contention of the plaintiff counsel on the ground that they are shere baseless allegations . According to the learned counsel for the defendant the real factual matrix is something else and that he would put forth the same if reasonable time is granted to him to file his counter , written statement with list and documents.

On a cursory glance of the materials , it is too premature for this court to form any opinion and when such being the reality this court should desist from doing so. Let it as it may , the point for consideration is as the plaintiff has approached this COVID 19 emergency court, it also presupposes that there is an element of urgency.

So far as , IA No.2 of the plaintiff

is concerned seeking an injunction against the defendant restraining him from letting out the schedule property to third parties pending disposal of the suit. On going through the plaint, affidavit of the plaintiff with documents annexed, no doubt there is an urgency for an interim order. On the other hand the learned counsel appearing for the plaintiff as well defendant fairly submitted before the court that they are ready to maintain status-quo-ante in respect of the schedule property as on today at this time till filing of objections to IA No.2 . Having given anxious thought over the submissions of both learned counsel who are officers of this court , I find there is substantial strength and their views are pragmatic. If an order of status-quo is passed , it will not cause any hardship to any of the parties to the proceedings, rather it would

definetly avoid multiplicity of proceedings which in the given circumstances has to be appreciated. With this observation , I proceed to pass the following;

ORDER

Both plaintiff , defendant and their authorized person are directed to maintain status-quo-ante in respect of the schedule property as on today at this time until the defendant files objections/ counter to IA No.2.

Call on for filing written statement and objections to IA No.2 by 29-09-2020.

(Dictated to the typist in the open court directly on the computer , typed by her then duly corrected and pronounced by me in the open court on 23rd September 2020)

Prl. Sr. Civil Judge & CJM
Dharwad