

08.11.2023

AD-INTERIM T.I. ORDER ON IA No.I

This application is filed by the plaintiff seeking temporary injunction order to restrain the defendants from alienating the suit schedule properties in any manner till disposal of the suit.

2. It is stated in the accompanying affidavit and argued by the advocate for the plaintiff that the suit schedule properties are the ancestral joint family properties of the plaintiff and defendants and the plaintiff is daughter of defendant No.1. This being the fact, the defendants are trying to alienate the suit schedule properties to defeat the right of the plaintiff in the suit schedule properties. Thus, she prayed to allow the application.

3. On perusal of the plaint averments and documents produced by the plaintiff, prima facie it reveals that the parties are the joint family members and suit schedule properties are their joint family properties. If the defendants alienates the suit properties, it will defeat

the right of the plaintiff and it causes irreparable loss and injury to her and it creates multiplicity of proceedings. Hence, to avoid all those things and keep the properties intact it is just and proper to grant ad-interim temporary injunction as prayed for. Hence, the following:

ORDER

Ad-Interim temporary injunction order is granted as prayed for.

The defendants are hereby restrained from alienating the suit schedule properties in any manner till next date of hearing.

Issue suit summons, emergent notice on IA No.I and TI order to defendants if the plaintiff complies order 39 rule 3 of CPC.

Returnable by: 29.11.2023.

III Addl. Sr. C.J & CJM, Dharwad