

Heard Advocate for plaintiffs on I.A. No.I. The suit is for partition and separate possession. I.A. No.I is filed U/o.39 Rule 1 and 2 of C.P.C. seeking temporary injunction against defendants not to alienate or create any charge over the suit properties pending disposal of the suit. The suit properties are ancestral and joint family properties of plaintiffs and defendants. Perused the documents produced by the plaintiffs. Hence, plaintiffs have made out prima facie case to grant the temporary injunction. Balance of convenience leans in their favour and if temporary injunction is refused with respect to suit schedule property, they will be put to hardship. Hence, the following:

ORDER

Defendants are restrained from alienating the suit properties in any manner by granting temporary injunction till next date of hearing.

Issue suit summons and temporary injunction order and notice on I.A. No.I to the defendants.

Plaintiffs shall comply the provisions of Order 39 Rule 3A of C.P.C.

Call on

PSCJ and JMFC, Hubballi.