

Dtd: 31.08.2017
Plfs by Sri. IMK Adv
For orders

ORDER ON IA NO. I

Heard Sri. I.M.K., Advocate on IA No.I.

Perused the materials on record.

Perused the plaint IA, affidavit and documents annexed to the plaint.

This is the suit filed by the plaintiffs for temporary injunction restraining the defendants not to obstruct their peaceful possession and enjoyment of the suit property. Wherein, the applicants/plaintiffs have filed IA No.I U/o. XXXIX Rules 1 and 2 of CPC against the defendants not to temporary injunction restraining the defendants not to obstruct their peaceful possession and enjoyment of the suit property.

At this stage of the suit the plaintiffs have made out prima facie case and balance of

convenience lies in their favour. If the workable order is not passed the very plaintiffs will put to great loss and much hardship will be caused to the plaintiffs which can not be compensated in terms of money.

Moreover, if the workable order is not passed on IA No.I the very institution of the suit will not be survived therefore, the Court made for following order.

ORDER

The defendants are hereby restrained by way of temporary injunction not to obstruct their peaceful possession and enjoyment of the suit property till next date of hearing.

The plaintiffs have to comply the provisions of Order XXXIX Rule 3 of CPC.

Issue temporary injunction Order, Notice of IA No.I and Suit Summons to the defendants by way of Emergent Process. Returnable by 16.09.2017.

(Sunil S. Talawar)
Civil Judge and J.M.F.C. NAVALAGUND