

ORDERS ON I.A.NO.I

The plaintiff filed this I.A. by praying to dispense the issue of notice against the defendants before granting temporary injunction. The above suit is filed for the relief of Partition and Separate Possession.

Perused I.A. and supporting affidavit. As there are grounds to grant temporary injunction order, the issue of notice against the defendants is hereby dispensed with. Accordingly, I.A.No.I is allowed.

Senior Civil Judge & JMFC,
Arakalagud.

ORDER ON I.A.NO.II

The plaintiff filed the suit against the defendants for the relief of partition and separate possession. I have perused the plaint averments, I.A.No.II and annexed affidavit and other materials on record. At this stage, in support of the case of the plaintiff has produced G-Tree, RTC Extract pertaining to suit property, Xerox copy of Deed of Partition dated: 12.09.2023 and Gift Deed dated: 24.11.2025. On perusal of the materials on record at this stage it prima-facie appears that, the plaintiff has got case to go for trial. Therefore, it is too premature to disbelieve the apprehension of the plaintiff as pleaded in the I.A. No.2. In the circumstances, it is just that, the notice of I.A.No.I has to be dispensed with and some interim order has to be passed,

otherwise the very purpose of filing of the suit by the plaintiff may not serve to the plaintiff. Hence, I pass the following:

ORDER

Issue exparte temporary injunction order against the defendants from alienating the suit schedule properties in any manner till the next date of hearing.

The plaintiff to comply Order XXXIX Rule 3 of C.P.C. On compliance, issue temporary injunction order, notice of I.A.No.I and II and suit summons to the defendants if P.F. is paid.

Call on: 06.01.2026.

Senior Civil Judge & JMFC,
Arakalagud.