

Order on I.A. No. I

1. Perused IA.No.I, affidavit of the plaintiff and documents produced by her.

2. It is the case of the plaintiff that, she has filed the suit for the relief of partition and separate possession against the defendants. It is stated that suit schedule properties are the ancestral and joint family properties and one Late Sri.Irasiddayya is the propositus of the family of the plaintiff and defendants. It is further stated that plaintiff is the daughter of the defendant No.1 and defendants are the members of the Hindu Undivided joint family. Further it is pleaded that, the suit properties are joint family properties and they are in joint possession and enjoyment the same and till today there is no partition in the suit properties in which she is having legitimate shares. Further it is stated that suit item No.9 is the name of defendant No.4 by taking advantage of the same. Now, the defendant No.4 with an intention to defeat her legitimate rights

of share is trying to alienate the suit properties to third persons. Hence, she prays to allow IA.No.I.

3. On perusal of the plaint averments and documents produced by the plaintiff, prima-facie it appears that the plaintiff has made out sufficient grounds to grant interim ex-parte temporary injunction order. If the defendants are not restrained from alienating or transferring the suit schedule properties, the very purpose of filing of the suit will be defeated and it will lead to multiplicity of the proceedings. Hence, I proceed to pass the following :

ORDER

IA.No.I filed U/O-39, Rule-1 & 2 R/w 151 of CPC is hereby allowed and the defendants, their agents, servants or anybody claiming under them, from making alienating the suit schedule property, by any mode or manner till next date.

The plaintiff shall comply order XXXIX Rule III(A) of CPC.

Issue notice on order passed on IA.No.I and mediation notice to defendant and both parties are directed to appear before the mediation on 23.02.2026.

Await mediation report 28.02.2026.

**Senior Civil Judge & JMFC,
Arsikere.**