

Order on I.A. No. I

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

2. It is the case of the plaintiff that, the defendants had entered in to an agreement of sale with him in respect of suit land for Rs.20,00,000/- and received earnest money of Rs.18,00,000/- and executed registered agreement of sale in his favour on 24.2.2021 and he has ready with balance consideration amount of Rs.2,00,000/- and ready to his performance on part of contract. He requested the defendants to complete their part of contract, but one or other reasons the defendants postponed the execution of the sale deed. On 19.2.2024 the plaintiff has issued legal notice to the defendants to come and execute the registered sale deed. Though the said notice has been served on the defendants, defendants have not come forward to execute the registered sale deed. So, prima-facie it appears that the plaintiff has obtained the registered sale agreement and made out sufficient grounds to grant interim ex-parte temporary injunction order. If the defendants succeed in alienating the suit property the very purpose of filing of the suit will be defeated and it will lead to multiplicity of the proceedings. Hence, I proceed to the pass the following:

ORDER

I.A.No.I filed U/O-39, Rule-1 & 2 r/w 151 of CPC is hereby allowed and the 1st defendant, her agents, or anybody claiming through her are hereby restrained from alienating or creating any third-

party interest or in any way encumbering 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 SS to defendants.

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