

Order on I.A. No. I

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

2. It is the case of the plaintiffs that, the defendants had entered in to an agreement of sale with them in respect of suit schedule properties for Rs.7,25,000/- and received earnest money of Rs.2,25,000/- by way of RTGS vide cheque bearing No.555089 and executed registered agreement of sale in their favour on 24.11.2023 and they have ready with balance consideration amount of Rs.4,75,000/- and ready to their performance on part of contract.

They requested the defendants to complete their part of contract, but one or other reasons the defendants postponed the execution of the sale deed. On 13.05.2025 the plaintiffs have issued legal notice to the defendants to come and execute the registered sale deed. Though the said notice has been served on the defendants, they have not come forward to execute the registered sale deed.

3. So, prima-facie it appears that the plaintiffs have 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 defendants, their men or anybody claiming under them are hereby restrained from alienating or encumbering or both by way of sale, gift, settlement, charge mortgage or in any way

encumbering the suit schedule properties, by any mode or manner till next date.

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

Issue notice on order passed on IA.No.I and SS to defendants.

Returnable by.,

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