

**ORDER**

Heard learned counsel for the plaintiff.

The plaintiffs have filed this suit seeking the relief of partition with respect to suit schedule properties.

In the affidavit it is stated that the plaintiffs and defendants are siblings. Taking advantage that plaintiffs are not residing at locality, the defendant No.1 had changed katha of item No.1 property to his name and defendant No.1 entered into sale agreement with defendant No.5 and executed sale deed on 25.06.2024 and now the defendant No.1 had not paid any sale consideration amount to plaintiffs. As plaintiffs have filed suit for partition now the defendants are trying to alienate the suit schedule properties. If the defendants allowed to alienate the suit schedule properties, the plaintiffs would be put into greater hardship. Therefore I hereby proceed to following order.

Hence, application is filed by praying to grant temporary injunction. I find that at this juncture, the plaintiffs have made out prima facie case in their favour. Issuing of notice would defeat the purpose of granting injunction. Hence I proceed to pass the following;

**ORDER**

*Issue ad-interim temporary  
injunction against the defendants from  
alienating the suit schedule properties*

*until filing of written statement and objection to I.A.No.1.*

*The plaintiffs shall comply under Order 39 Rule 3 of CPC. Failed on which interim order shall stands cancelled.*

*Issue ad-interim order, suit summons and notice on IA.No.1 to the defendants returnable by next date. Failed on which ad-interim order shall stands cancelled.*

Prl.Senior Civil Judge and JMFC  
Channarayapatna