

The Plaintiff has filed this suit against the Defendants for the relief of Declaration, permanent injunction and mandatory injunction in respect of the suit property. Along with an application the Plaintiff has filed I.A.No.I under Section 80(2) CPC seeking leave of this court to institute the suit without complying with requirements of sub Section (1) of Section 80 CPC in respect of Defendants No.4 to 7. In the affidavit it is contended that the Defendants No.1 to 3 are making hectic efforts to finish construction and as such there being an urgency the present application is filed.

I have perused the plaint and materials annexed with the plaint. In the facts and circumstances of the case, it is essential in the ends of justice to dispense with issue of notice under Section 80(2) CPC by the Plaintiff to the Defendants No.4 to 7 and leave is accordingly granted to the Plaintiff by allowing the said application.

Accordingly, leave is granted to the Plaintiff to file this suit against the Defendants No.4 to 7 and issuance of notice under Section 80(2) CPC is dispensed with. Looking into the extent of construction

made it is necessary to hear the other side before any Order of injunction is passed.

Issue suit summons and emergent notice on IA II of 2022 to the Defendants No.1 to 7 returnable by 17.08.2022

CIVIL JUDGE & J.M.F.C,
Holenarasipura.