

ORDER ON I.A NOS.I & II

This Court has perused the plaint, I.A.Nos.I and II and documents. Heard argument of counsel for plaintiff.

Counsel for the plaintiff argues that, the suit schedule property is the joint family of defendant No.1. The defendant

No.1 had executed Sale Agreement on 26.06.2025. However, he has not executed Sale Deed in terms of the said agreement. But, he has sold the suit schedule property to defendant No.2. Therefore, it is necessary that, the defendant No.2 has to be restrained from further alienating the suit schedule property. If an ex parte injunction is not granted, the defendant No.2 may alienate the suit property. By stating so, the counsel prays for passing of ex parte injunction order.

Perused the pleadings and documents filed by the plaintiff. The plaintiff has made out *prima-facie* case against the defendants. Therefore, at this stage on considering the facts and circumstances of the case, it is necessary to allow I.A.No.I. If, I.A.No.I is not allowed, the object of granting the injunction would be defeated by delay. Hence, this Court proceed to pass the following.

ORDER

I.A No.I filed by the plaintiff under Order XXXIX Rule 3 of CPC is hereby

allowed and the notice to defendant No.2 at this stage for the purpose of granting ex-parte temporary injunction is exempted.

Issue Ex-parte temporary injunction restraining the defendant No.2 or anybody acting on her behalf from alienating the suit schedule property to anyone in any manner till the next date of hearing.

The plaintiff is hereby directed to comply the mandate of order XXXIX Rule 3 of CPC and shall report such compliance in the office. Office to issue the copy of this Order to the plaintiff.

Issue emergent notice on I.A.No.II and suit summons to defendants, if sufficient P.F. is paid returnable by 18.03.2026.

Prl. Civil Judge and JMFC
Holenarasipura

O.S.120/2025

ORDER ON I.A NOS.I & II

This Court has perused the plaint, I.A.Nos.I and II and documents. Heard argument of counsel for plaintiff.

Counsel for the plaintiff argues that,

the plaintiff has share in the suit schedule properties and if an ex parte injunction is not granted, the defendants may alienate the suit properties. By stating so, the counsel prays for passing of ex parte injunction order.

Perused the pleadings and documents filed by the plaintiff. The plaintiff has made out *prima-facie* case against the defendants. Therefore, at this stage on considering the facts and circumstances of the case, it is necessary to allow I.A.No.I. If, I.A.No.I is not allowed, the object of granting the injunction would be defeated by delay. Hence, this Court proceed to pass the following.

ORDER

I.A No. I filed by the plaintiff under Order XXXIX Rule 3 of CPC is hereby allowed and the notice to defendants at this stage for the purpose of granting ex-parte temporary injunction is exempted.

Issue Ex-parte temporary injunction restraining the defendants or anybody acting on their behalf from alienating

the suit schedule properties to anyone in any manner till the next date of hearing. It is made clear that, even the plaintiff shall shall not alienate the suit properties till the next date of hearing.

The plaintiff is hereby directed to comply the mandate of order XXXIX Rule 3 of CPC and shall report such compliance in the office. Office to issue the copy of this Order to the plaintiff.

Issue emergent notice on I.A.No.II and suit summons to defendants, if sufficient P.F. is paid returnable by 10.06.2025.

Civil Judge and JMFC
Holenarasipura

ORDERS

Heard on application filed under Order 39 Rule 3 of CPC. Plaintiffs have sought to restrain the defendant or anyone claiming under her from interfering into the peaceful possession and enjoyment of the plaintiffs over the suit schedule properties. This Court has perused the material available on record. At this juncture, this Court is not satisfied to grant ex parte interim order as sought by the plaintiff. Before passing ad-interim Order, this Court feels that hearing the other side on the application is necessary.

Hence, issue emergent notice on
IA No.II and suit summons to defendants
by 21.04.2025.

Civil Judge and JMFC
Holenarasipura

O.S.121/2025

ORDERS

Heard on application filed under Order 39
Rule 3 of CPC. Plaintiff has sought to

restrain the defendants or anyone claiming under them from interfering into the peaceful possession and enjoyment of the plaintiff over the suit schedule properties. This Court has perused the material available on record. At this juncture, this Court is not satisfied to grant ex parte interim order as sought by the plaintiff. Before passing ad-interim Order, this Court feels that hearing the other side on the application is necessary.

Hence, issue emergent notice on IA No.II and suit summons to defendants by 21.04.2025.

Civil Judge and JMFC
Holenarasipura

O.S.122/2025

ORDER ON I.A NOS.I & II

This Court has perused the plaint, I.A.Nos.I and II and documents. Heard argument of counsel for plaintiff.

Counsel for the plaintiff argues that, the plaintiff has share in the suit schedule property and if an exparte injunction is not granted, the defendant No.1 may alienate the suit property. By stating so, the counsel prays for passing of exparte injunction order.

Perused the pleadings and documents filed by the plaintiff. The plaintiff has made out *prima-facie* case against the defendants. Therefore, at this stage on considering the facts and circumstances of the case, it is necessary to allow I.A.No.I. If, I.A.No.I is not allowed, the object of granting the injunction would be defeated by delay. Hence, this Court proceed to pass the following:

ORDER

I.A No. I filed by the plaintiff under Order XXXIX Rule 3 of CPC is hereby allowed and the notice to defendant No.1 at this stage for the purpose of granting ex-parte temporary injunction is exempted.

Issue Ex-parte temporary injunction restraining the defendant No.1 or

anybody acting on his behalf from alienating the suit schedule property to anyone in any manner till the next date of hearing. It is made clear that, even the plaintiff shall also shall not alienate the suit property till the next date of hearing.

The plaintiff is hereby directed to comply the mandate of order XXXIX Rule 3 of CPC and shall report such compliance in the office. Office to issue the copy of this Order to the plaintiff.

Issue emergent notice on I.A.No.II and suit summons to defendants, if sufficient P.F. is paid returnable by 10.06.202

C/c Addl. Civil Judge and JMFC
Holenarasipura