

ORDER

This is the suit filed by the plaintiff for the relief of permanent injunction and such other relief.

2. While filing the suit, the plaintiff is also filed an application U/o 39 rule 1 and 2 seeking for restraining the defendant, his agents, servants, any other persons claiming through him from interfering with the plaintiff's possession over the suit schedule properties till disposal of the suit.

3. Upon perusal of the record it is found that the plaintiff and the defendant are the brothers and suit schedule properties are the agricultural properties. The suit is filed for the relief of permanent injunction in order to ascertain about the possession of the property it requires full pledged trail. If the court passed an order restraining any of the parties it will touches merit of the case. At this juncture this court opines no reasonable ground to allow the application and to grant ad-interim exparte order as prayed in the application. However in the meantime in order to avoid the multiplicity of proceeding and to safeguard the interest of both the parties and also to maintain the actual position of the property it is necessary to pass suitable order. Hence, in the interest of justice and equity this court pass the following order:

ORDER

The plaintiff and the defendant are hereby directed to maintain statuesque in respect of suit schedule properties till next date of hearing.

Issue emergent notice on I.A.No.II and suit summons to the defendant R/by

(MADESHA.V),
Addl Civil Judge & J.M.F.C.,
Holenarasipura.