

KAHV310000932022



Presented on : 19-02-2022

Registered on : 19-02-2022

Decided on : --

Duration :

ORDER

The plaintiffs have filed present suit against the defendants by seeking the reliefs of permanent injunction to restrain the defendants or anybody acting under them from interfering in peaceful possessing and enjoyment of suit schedule property more fully described with "ABCD" lettered hand sketch portion annexed to the plaint.

Along with the suit, the plaintiff No.1 has filed the I.A.No.I under order 39 Rule 1 and 2 seeking to restrain the defendants from interfering in peaceful possession and enjoyment of the suit schedule property by the ad-interim exparte temporary injunction.

The suit schedule property is a agricultural land bearing Sy.No.52/2 measuring 28-gutnas situated Kalavewkallapura village of Hangal Taluk. As per Section 4 of the Land Reforms Act of 1974, no temporary injunction shall be granted without serving the notice of application to the defendants since the plaintiff in the I.A.No.I has sought for exparte temporary injunction seeking to restrain the defendants from interfering in plaintiff's possession of the suit schedule property which is a agricultural land. In view of embargo created in the said law, this court is of the opinion that, no exparte temporary injunction shall be granted in favour of the plaintiff without issuing the notice of I.A.No.I to the defendants. Accordingly, this court has proceeds to pass the following:-

ORDER

Issue suit summons and emergent notice on I.A. No.I to the defendants, if sufficient PF is furnished.

Returnable by : 07-04-2022.

Civil Judge & JMFC.,
Hangal.

