



The plaintiffs through next friend have filed the present suit against the defendants to declare that alleged partition deed dated 16-05-2020 is fraudulent one and for cancellation of sale deed dated 16-12-2022 and consequently sought for relief of partition and separate possession of their 2/7th share each in the suit schedule properties.

The next friend of the plaintiffs has maintained I.A.No.I U/o. 39 Rule 1 and 2 of C.P.C., by seeking to restrain the defendants from alienation of suit schedule properties by way of ad-interim ex-parte temporary injunction till the disposal of the suit.

Perused the I.A.No.I, its accompanying affidavit, plaint and other document relied upon by the plaintiff at this stage. On perusal of the same, the considered opinion of this court is that before passing any orders on I.A.No.I, notice of it shall be directed to the defendants as contemplated U/o. 39 Rule 3(1) of CPC. Accordingly, the following:-

ORDER

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

Returnable by : 04-10-2023.

Civil Judge & JMFC.,
Hangal.

