

The plaintiff No.1 to 5 have filed the present suit against the defendant No.1 to 21 by seeking the relief of permanent injunction to restrain the defendant No.1 to 19 or anybody acting under them in peaceful possession and enjoyment of the suit schedule property and for mandatory injunction to direct the defendant No.21 for cancellation of tax assessment extract in respect to TMC.No.974/1.

Along with suit, the plaintiff No.3 has maintained I.A.No.II under order 39 Rule 1 and 2 R/w 151 of C.P.C., by seeking to restrain the defendant No.1 to 19 or anybody acting under them from interfering in peaceful possession and enjoyment of the suit schedule property by way of ad-interim ex-parte temporary injunction till the disposal of the suit.

Perused the I.A.No.II, its accompanying affidavit, plaint and documents relied by the plaintiffs at this stage. On perusal of the same, the considered opinion of this court is that before passing any orders on I.A.No.II, notice of it shall be directed to the defendant No.1 to 19 as contemplated under order 39 Rule 3 of CPC. Accordingly, the following:-

ORDER

Issue suit summons to
defendant No.1 to 21 and emergent
notice on I.A.No.II to the defendant
No.1 to 19 if sufficient PF is paid.

Returnable by : 25-11-2024.

Civil Judge & JMFC.,
Hangal.

