

Heard counsel for plaintiff on I.A. No.I.

2. Perused the plaint, application, accompanied affidavit and documents. The plaintiff filed the suit for Permanent Injunction. Along with the suit, the plaintiff has also filed I.A. No.I.

3. The plaintiff contended that, the plaintiff purchase the suit schedule property from father of defendant Nos.3 & 4 and another one. Since then plaintiff is in peaceful possession and enjoyment of the suit schedule property. The defendants having no manner of right, title or interest over the suit schedule properties are trying to interfere with his peaceful possession and enjoyment of the same. Hence, he filed this suit for the relief of Permanent Injunction along with the above application.

4. In support of the application, the plaintiff has produced sale deed, RTC, VPC extract and other documents. On perusal of these documents, the reasons assigned by the plaintiff is satisfactory. At this stage, I am of the opinion that the plaintiff has made out prima facie grounds and it is a fit case to grant ex-parte temporary injunction restraining the defendants, their agents from interfering with plaintiff peaceful possession and enjoyment of suit schedule property till next date of hearing in order to avoid multiplicity proceedings.

5. Further, I am of the opinion that dispensation of notice of I.A. No.I is necessary as the very purpose of granting

temporary injunction will be defeated by reason of delay. Hence, I proceed to pass the following;

ORDER

Issue ad-interim temporary injunction against defendants, their agents, or any other persons claiming under them, are hereby restrained from interfering with plaintiff's peaceful possession and enjoyment of the suit schedule property in any manner till next date of hearing.

The plaintiff shall comply Order 39 Rule 3 of CPC.

Office is ordered to issue ex-parte Temporary Injunction order as per order only after compliance of order 39 Rule 3 of CPC., and issue summons and emergent notice on I.A. No.I to defendants, if P.F. and copies furnished.

R/by: 27-11-2024

**C/C Pri. CJ & I Addl.J.M.F.C,
Ranebennur.**