

ORDER

The plaintiffs have filed the application under order 39 rule 1 and 2 of CPC with a prayer to pass an exparte ad-interim order of temporary injunction against the defendants restraining them from making divisions in the revenue records of suit property pending disposal of the suit.

It is the case of the plaintiffs that the plaintiffs are the owners and in possession of the suit property. The defendants are trying to make divisions in the suit property without any rights in the suit property. The defendants are now trying to make division in the suit property by taking undue advantage of the records in their name.

Heard the arguments and perused the materials on record.

On going through the materials at this stage it appears that plaintiffs are claiming their rights and possession over the suit property. Hence on considering the allegations made by the plaintiffs and considering the materials on record at this stage in order to avoid multiplicity of proceedings this court is of the opinion that the plaintiffs have made out grounds for passing an interim order in their favour on IA No.I.

Hence I proceed to pass the following...

ORDER

The defendants are hereby restrained by an order of ex parte temporary injunction from making divisions in the revenue records of the suit property till next date of hearing.

The plaintiffs are hereby directed to comply the order as per order 39 rule 3(a) of CPC without fail.

Issue suit summons and notice of IA No.I to defendant No. 1 to 7.

Call on 23-02-2024.

Senior Civil Judge and JMFC,  
Afzalpur.