

Heard advocate for the plaintiff on
IA No-1
For orders.

Senior Civil Judge and JMFC,
Afzalpur.

ORDER

The plaintiff has 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 defendant No-5 from alienating the suit property pending disposal of the suit.

2. It is the case of the plaintiff that the plaintiff is the daughter of second wife of Madiwalappa. The defendant No-1 to 4 are the first wife of Madiwalappa and children of Madiwalappa through his first wife. The father of the plaintiff Madiwalappa has died. The defendant No-1 illegally sold the suit property to the defendant No-5 on 06-05-2021. The plaintiff has got share in the suit property. The defendant No-5 is now trying to alienate the suit property.

3. Heard the arguments and perused the materials on record.

4. On going through the materials at this stage it appears that plaintiff is claiming her rights over the suit property. Hence on

considering the allegations made by the plaintiff and considering the materials on record at this stage in order to avoid multiplicity of proceedings this court is of the opinion that the plaintiff has made out grounds for passing an interim order in her favour on IA No.I.

Hence I proceed to pass the following...

O R D E R

The defendant No-5 is hereby restrained by an order of ex parte temporary injunction from alienating the suit schedule property till next date of hearing.

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

Issue notice of I.A.No.I to defendant No-5.

Issue suit summons to the defendant No-1 to 5.

Call on 13-08-2025.

Senior Civil Judge and JMFC,
Afzalpur.