

ORDER

The plaintiff has filed the application under order 39 rule 1 and 2 of CPC with a prayer to pass an ex parte ad-interim order of temporary injunction against the defendant from alienating the suit property pending disposal of the suit.

2. It is the case of the plaintiff that the plaintiff is the owner of the suit property. The plaintiff has executed a registered sale deed in favour of the defendant on 04-04-2022 for a security of loan amount. The defendant has executed an agreement agreeing to execute the sale deed in favour of the plaintiff after receipt of the loan amount. The defendant is now trying to alienate the suit property to the IIIrd persons.

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

4. On going through the materials at this stage it appears that plaintiff has produced the documents in support of his case. 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 his favour on IA No.I.

Hence I proceed to pass the following...

O R D E R

The defendant is hereby restrained by an order of ex parte temporary injunction from alienating the suit 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 IA No-I and suit summons to the defendant.

Call on 08-04-2025.

Senior Civil Judge and JMFC,
Afzalpur.