

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 defendant No.3 to 5 from alienating the suit schedule properties pending disposal of the suit.

It is the case of the plaintiffs that the plaintiffs have got half share in the suit properties. The defendant No.1 and 2 illegally mutated the name of defendant No.1 to the suit properties and sold the suit properties to the defendant No.3 to 5. The defendant No.3 to 5 are now trying to alienate the suit properties.

Heard the arguments and perused the materials on record.

On going through the materials at this stage it appears that plaintiffs are claiming their share in the suit properties. The plaintiffs have contended that the suit properties are inherited by them from their ancestors. 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...

O R D E R

The defendant No.3 to 5 are hereby restrained by an order of ex parte temporary injunction from alienating the suit schedule properties 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 suit summons to defendant No.1 to 6 and notice of IA No.I to the defendant No.3 to 5.

Call on 15-04-2024.

Senior Civil Judge and JMFC,
Afzalpur.