

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 defendants from interfering in the suit property pending disposal of the suit.

2. It is the case of the plaintiff that the plaintiff is the owner and in possession of the suit property. The defendants are the brothers of the plaintiff. The suit property was allotted to the plaintiff in a partition taken place in the year 1983-84. The defendants are allotted land in survey No-80/1 measuring 20 acre 26 gunta of land. The plaintiff was allotted the suit property bearing survey number 81 measuring 6 acre 21 gunta of land. The defendants are now trying to interference with the possession of the plaintiff over 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 the plaintiff at this stage has produced the revenue records standing his name to the suit property. The plaintiff also produced the revenue records standing in the name defendants in survey number 80. At this stage the plaintiff has not produced any materials about the prior

partition documents between the parties. The suit land is a agricultural land standing in the name the plaintiff. Hence considering the materials on record and considering the nature of injunction sought at this stage and considering the nature of the suit property at this stage it appears that, hearing of the defendants is necessary in the present suit.

Hence I proceed to pass the following...

ORDER

Issue emergent notice of IA No.1 and suit summons to defendant No-1 to 4.

R/by 11-03-2025.

Senior Civil Judge and JMFC,
Afzalpur.