

OS No. 106/2025

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

Senior Civil Judge and JMFC,
Afzalpur.

ORDER

The plaintiffs have 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 No-3 from alienating the suit property pending disposal of the suit.

2. It is the case of the plaintiffs that, the suit property is the joint family property of the plaintiffs and defendants. The defendant No-1 has purchased the suit property in the name of defendant No-3 out of the joint family income. The plaintiffs have got share in the suit property. The defendant No-3 is now trying to alienate the suit property by taking undue advantage of the records in his name.

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

4. On going through the materials at this stage it appears that plaintiffs are claiming their share in 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...

O R D E R

The defendant No-3 is hereby restrained by an order of exparte temporary injunction from alienating the suit schedule 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 notice of IA No-1 to the defendant No-3.

Issue suit summons to defendant No-1 to 5.

Call on 22-08-2025.

Senior Civil Judge and JMFC,
Afzalpur.