

ORDER ON I.A.NO.I

The plaintiffs have filed this application under order 39 rule 1 and 2 of CPC with a prayer to pass an ex parte ad-interim order of temporary injunction restraining the defendants from interfering, encroaching, cutting the trees and changing the boundaries of the suit properties pending disposal of the suit.

2. The plaintiffs have contended that, the plaintiffs are the owners and in possession of the suit properties. The defendants are illegally interfering with the suit properties.

3. Perused the records, the plaintiffs have filed the present suit with respect to agricultural landed properties. The plaintiffs have filed the present suit for the relief of declaration their ownership and permanent injunction against the defendants. Hence at this stage considering the nature of the suit and nature of the suit properties and considering the records I am of the opinion that hearing of the defendants is necessary in the present case. Hence considering the materials on records at this stage I do not find any grounds made out by the plaintiffs for granting an ex-parte order of temporary injunction in their favour.

Hence I proceed to pass the following...

ORDER

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

Issue process through RPAD also if PF paid for the same.

Call on 27-09-2024.

Senior Civil Judge and JMFC,
Afzalpur.