

**Ex-Parte order on IA No. I AND II.**

Heard learned counsel for plaintiff. The plaintiff has filed suit for perpetual injunction. The plaintiff being legal person registered under the companies Act,1956 and represented by its authorised person. The defendant No.1 is John Doe @ Ashok kumar and the Tahasidhar, Afzalpur is as defendant No.2.

In the plaint the description of suit property is shown as the entire factory premises situed in Sy. No.52 measuring 34 acres consisting of open spaces, the main sugar manufacturing unit, weighing area, godowns, storage tanks and office buildings situated at Havalaga village in Afzalpur taluka.

The plaintiff has filed I.A.No.I under Order-XXXIX Rule-1 of C.P.C. against John Doe @ Ashok kumar as defendant No.1 seeking exparte temporary injunction restraining defendatn No.1, his/ thier agents, members, supports, representatatives, henchman or anybody claiming under him/ them or acting on his / thier behalf may kindly be restrained by an order of Ad-interim ex-parte injunction prohibiting them from picketing or holding demonstartions or dharnas or cause any kind of public nuisance at the factory premises i.e., suit property.

IA No.II filed unders 151 of CPC seeking police protection for implement the Order passed in the IA.NoI

In order to establish the prima-facie case the said applications are supported by affidavit and several documents and

argument advanced by the Ld. Counsel for plaintiff and relied upon the decisions of the Hon'ble Apex Court and the Hon'ble High Court of Karnataka in order to convince the court in respect of unknown defedants, mere apprehension and threat and also illustrated the current incidents have been took place in Sugar factories in the region of north Karnataka for demond of sugarcane procurment of price, under the facts and circustances of the suit, this court is of the opinion that the plaintiff has made out prima facie case hence this Court procced to pass the following:

### **ORDER**

The defendant No.1 his/ thier agents,members,supports,representatatives, henchman or anybody claiming under him/ them or acting on his / thier behalf are hereby restranined them from illegal interferance and obstructing the sugarcane carrying vehicles from accesing the suit property, creating nuisance at suit property and causing any damage or harm to the suit property untill next date of hearing.

Plaintiff is directed to comply the provisions as contemplated under Order-XXXIX Rule-3a of CPC through paper publication widely circulated Kannada and English News paper of Kalaburagi edition and copy of the order shall also be affixed on the consipicious place in suit property.

This order must be complied within 3 days from date of this order and compliance affidavit shall be filed before office within the office hours, if fails to do so the order will be cancelled automatically.

The office is hereby directed to issue certified copy of this order to the plaintiff or his Ld. Counsel for the compliance.

The circle inspector of police, Afzalpur is hereby directed to provide the necessary protection in order to implement of this order. Call on 06.02.2026.

**Civil Judge & JMFC, Afzalpur.**