

Heard Advocate for plaintiff.

Perused the plaint, documents IA.No.I under order 39 Rule 1 and 2 of CPC and affidavit filed in support of the IA No.1. This is the suit for partition and separate possession in respect of the suit schedule properties. The plaintiff filed IA.No.I U/o 39 Rule 1 and 2 of CPC seeking restraining the defendant No.3 to release award amount in favor of defendant No. 1 and 2 till disposal of the main suit. After going through the material on record I am of the opinion that plaintiff has made out prima-facie case and balance of convenience is also in favour of the plaintiff at this stage. No harm or injury will be caused to the defendants on account of granting Ex-parte temporary injunction as prayed in IA No.I hence, notice on IA No.I is hereby dispensed with and I proceed to pass the following.

ORDER

Issue Ex-parte T.I as prayed in IA No.I U/o 39 Rule 1 and 2 of CPC against the defendant No. 3.

Defendant No. 3 is hereby restrained from release of compensation award amount in favor of defendant No. 1 and 2 till next date of hearing.

Plaintiff is directed to comply the provisions of U/o 39 Rule 3 CPC.

Issue Ex-parte T.I order, Suit summons, and emergent notice of IA No. 1 to the defendants .

Call on 13-03-2026.