

Dated: 06-03-2024

O.S.No.10/2024

**ORDER ON I.A. No.I FILED BY THE
PLAINTIFF UNDER ORDER XXXIX RULE 1
AND 2 OF CPC.**

The plaintiff has filed the I.A.No.I U/Order XXXIX Rules 1 & 2 of CPC with a prayer, ex-parte Temporary Injunction (TI) order, be granted against the defendant No.1 and 6, restraining them from alienating, mortgaging, creating charge or transferring in any other way the suit property as described in para No.2 of the plaint, till disposal of the suit.

2. In support of the above said I.A., the plaintiff has sworn an affidavit. The plaintiff has filed this suit for the reliefs of partition, separate possession and declaration against defendants.
3. The plaintiff produced the RORs of Sy.No.108/1 from the year 2001-02 to 2023-24, mutation register copies, xerox copy of sale deed dated 13-02-2024 and xerox copy of Aadhar card. In the RTC for the year

2001-02 to 2019-20 the name of the Imma Patel S/o Hussain Patel appears who is father of the plaintiff. These documents prima-facie shows that, the property is father of the plaintiff. After perusal of the contents of I.A. No.I, affidavit and documents produced by the plaintiff, at this juncture, the plaintiff has made out the prima-facie grounds to grant ex-parte temporary injunction as prayed, but till next date of hearing. If temporary injunction is not granted, plaintiff will suffer inconvenience & hardship. Hence, this court inclined to pass the following order:

-:: ORDER ::-

Issue ex-parte temporary injunction order against the defendant No.1 and the defendant No.6, restraining them from alienating, mortgaging, creating charge or transferring in any other way the suit property as described in para No.2 of the plaint, till next date of hearing.

Issue notice of Ex-parte Temporary Injunction order along with suit summons and emergent notice of I.A.No.I to the defendant No.1 and 6, if plaintiff complies the provisions of Order XXXIX Rule 3(a) and (b) of CPC. Further issue suit summons to the defendant No.2 to 5, if P.F. paid.

Call on: 06-04-2024.

**Civil Judge & JMFC,
Chittapur.**