

06.08.2024

**For order on  
IA No.I**

**ORDER ON I.A. No.I FILED BY THE PLAINTIFF UNDER  
ORDER XXXIX RULE 1 AND 2 R/W SEC. 151 OF CPC.**

The plaintiff has filed the I.A.No.I U/Order XXXIX Rules 1 & 2 R/w Sec. 151 of CPC with a prayer, ex-parte Temporary Injunction (TI) order, be granted against the defendant No.1 and 3, restraining them from alienating, hypothecating, mortgaging the suit schedule property or creating charge over the suit schedule property in any manner, 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 against defendants.
3. The plaintiff has produced the ROR of land Sy.No. 38 for the year 1963-64 to 1999-2000, computerized ROR of land Sy.No. 38 for the year 2002-03 to 2014-15, 2018-19 to 2024-25, Xerox copies of the sale deed dated 16.03.2017 and 21.08.2018. It is pleaded by the plaintiff that, the suit schedule property is

ancestral joint family property. These above said documents prima-facie shows that, the suit property is Joint Hindu family property and the defendant No.1 and 3 are trying to alienate the suit schedule property. 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 3, restraining them from, alienating the suit schedule property in any manner , as prayed in the above said I.A No.I, till next date of hearing.

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

Call on: 31-08-2024.

**Civil Judge & JMFC,  
Chittapur.**