

ORDER ON I.A.No.I

The plaintiff has filed the I.A.No.I U/Order XXXIX Rules 1 & 2 of CPC with a prayer, ex-parte ad-interim Temporary Injunction (TI), be granted against defendant No.4 and 5 or any other persons, claiming through or under them, from alienating the suit schedule properties in any manner, till disposal of suit.

2. In support of the above said I.A., the plaintiff has sworn an affidavit. The plaintiff has filed this suit for the relief's of Partition and possession, declaration and injunction with regard to the suit schedule properties against defendants. The plaintiff has produced the documents 1) ROR of land bearing Sy.No.37/2 situated at Kaddaragi village, Chittapur Taluk, from the year 1973 to 1978, 1983 to 1988, 1998 to 2001, 2014 to 2023-24, 2) ROR of land bearing Sy.No.37/3 situated at Kaddaragi village, Chittapur Taluk, from the year 1973 to 1978, 1983 to 1988, 1998 to 2001, 2014 to 2023-24, 3) ROR of land bearing Sy.No.35/3 situated at Kaddargi village, Chittapur Taluk, from

the year 1973 to 1978, 1983 to 1988, 1998 to 2001, 2014 to 2023-24, 4) ROR of land bearing Sy.No.35/3 situated at Kaddaragi village, Chittapur Taluk, from the year 1973 to 1978, 1983 to 1988, 1998 to 2001, 2014 to 2023-24, 5) ROR of land bearing Sy.No.35/7 situated at Kaddaragi village, Chittapur Taluk, from the year 1973 to 1978, 1983 to 1988, 1998 to 2001, 2014 to 2023-24, 6) ROR of land bearing Sy.No.19 situated at Kaddaragi village, Chittapur Taluk, from the year 1983, 2004 to 202324, 7) Mutation copies of land bearing Sy.No.19 and 37/2 and 37/3, 8) Sale deed on 26-02-2021, 9) Sketch map, 10) Akarabandi, 11) Challan sub-register, 12) Gift deed on 03-06-2019, 13) Phodi report, and 15) Aadhaar cards of defendant No.2 and 3.

3. On 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 ad-interim temporary injunction as prayed, but till next date of hearing. If

temporary injunction is not granted, plaintiff will suffer inconvenience and hardship.

4. Hence, this court inclined to pass the following order :-

ORDER

Issue ex-parte ad-interim temporary injunction against the defendant No.4 and 5 or any other persons, claiming through or under them, from alienating the suit schedule properties till next date of hearing.

Issue notice of ex-parte ad-interim Temporary Injunction order along with suit summons and emergent notice of I.A. to the defendant No.4 and 5, if plaintiff complies the provisions of Order XXXIX Rule 3 (a) and (b) of CPC further issue suit summons to defendant No.1 to 3.

Call on: 14-12-2023.

**Civil Judge & JMFC,
Chittapur.**