

9.2.2024

Exparte T.I. Order on IA No.I.

The plaintiff has filed this application U/O 39 rule 1 and 2 of CPC and sought to restrain the defendants by way of exparte temporary injunction from interfering with plaintiff's peaceful possession and enjoyment of the suit property till disposal of the suit.

The plaintiff has sworn to an affidavit in support of IA and stated that initially the suit land was belonged to one Smt.Padmavathibai and it was granted to one Bhimavva and Devindrappa. After their death their legal heirs viz Bhimaraya and Ramalingappa respectively were cultivating the suit land. As per the order of the Tahasildar their names were entered in the revenue records as per the mutation dated 12.8.2022. Thereafter the plaintiff, Bhimaraya and Ramalingappa got partitioned the property through registered partition deed dated 5.10.2023. The defendants are no in way concerned to the suit property but they are trying to interfere with plaintiff's possession over the suit property. Hence prays to allow the IA.

Perused the records. Heard arguments.

The suit land is agricultural land and therefore this court find it proper not to pass any exparte interim injunction against the defendants. Hence,

the following:

ORDER

Office to issue emergent notice of IA No.1 and
suit summons to defendants.

Returnable by 21.3.2024.

Senior Civil Judge & JMFC, Sedam.