

ORDERS ON IA No.1

Plaintiff present Sri.HMSN for plaintiff filed a memo with 3 photographs & CD and urged the court of pass some emergent orders as there is immediate threat to the suit schedule property being damaged by defendant No.6 & 7, on the other hand the L/AGP prays time by saying that, he has to file objections on behalf of the public officers. The order sheet shows that, objection on behalf of defendants already taken as not filed and they have taken sufficient time to address arguments on IA No.1. This court has already heard the L/counsel for plaintiff and today also plaintiff has produced some photographs showing a JCB moving some wastage towards adjacent property to public road. Ofcourse the L/AGP disputed said fact by saying that, there is no evidence to show that property is suit schedule property. However, records suggest that, IA No.1 has filed on 28.10.2022 till date the public officers have taken much time to file objections and also complete their side arguments. Besides the records suggest that,

in OS No.24/1996 this court has already issued perpetual injunction order against the vary same public officer in respect of suit schedule properties. Hence, at this stage I am of the opinion that, the plaintiff has made out prima-facia case to pass ad-interim injunction order against the defendant No.6, 7 & 9 since they are all parties to previous suit and earlier order is not set aside by any superior. Therefore, for the ends of justice I proceed to pass the following:

ORDER

Pending disposal of IA.No.1 filed by plaintiff the defendant No.6, 7 & 9 and all persons claiming through them is hereby restrained by order of ad-interim injunction from causing any damage or throwing any wastage within the suit schedule property until further orders.

To hear further arguments on IA No.1 by 05.01.2024.

Senior Civil Judge & JMFC.,
Hiriyur