

Ashok Kumar Versus Sahab Singh etc. CS-114-2025

Present: Sh. Vikas Khatak, Advocate for plaintiff.
Sh. Ravi Kumar, Advocate for defendant No.1 to 4.
Sh. Anil Dhankar, Advocate for defendant no. 7.
Defendant no. 6 stated to be died.
Defendant No.7 in person.
Defendant No.5 in person.

Memo of appearance on behalf of defendant No. 1 to 4 filed.
Defendant No.7 appeared in person. Since defendant no. 5 appeared before the court and requested to join the proceeding, hence, order dated 04.08.2025 by which he was proceeded exparte, is hereby set aside to that extent only and now defendant no. 5 is allowed to join the proceeding of the case.

Written-statement and reply to injunction application on behalf of appearing defendants not filed. Requested for adjournment. Heard and Allowed.

At this stage, an application under Order 39 rule 1 & 2 read with Section 151 CPC for grant of exparte interim injunction moved. Counsel for plaintiff prayed for granting injunction against defendant No.1 to 4. Ld. counsel for the defendants vehemently opposed the interim relief. Heard. After perusal of documents appended with the judicial file, the court is convinced that the interest of justice would be best sub served if **defendant No.1 to 4 thereby restraining the defendants and their representatives, legal heirs, agents, nominees, executants, administrators, servants, associates, attorneys and anybody else from selling, alienating, parting with the possession of the suit property, till further order.**

Now to come up on 04.11.2025 for filing written-statement and reply to injunction application by appearing defendants. Power of attorney on behalf of appering defendants be also filed on the date fixed.

Application for impleading Lrs of deceased defendant no. 6 not filed. Same be filed on the date fixed. Dasti be given if so desired.

Reply to application under order 1 rule 10 CPC not filed. Date is requested. Heard and allowed. Now, to come upon the date fixed for filing reply to the above said application.

Interim order dated 01.05.2025 to be continued.

Surya Karan Chaudhary
Civil Judge (Junior Division),
Kharkhoda.

Date of order : 15.09.2025
Steno : Preeti