

ORDER

Plaintiff has filed I.A No.I U/o 39 Rule 1 and 2 r/w/s. 151 of C.P.C for grant of an ad-interim ex parte order of temporary injunction restraining the defendants and their agents or anybody acting on their behalf from alienating suit property in favour of any persons till final disposal of the suit in the interest of justice and equity.

2. Heard.

3. I have perused the above I.A and entire materials on record.

4. It reveals that the plaintiff has filed this suit for the relief of Specific Performance of Contract and such other reliefs.

5. At this stage, on going through the plaint averments, the affidavit filed in support of the above I.A and also the documents placed before the Court by the plaintiff, I am satisfied that the plaintiff has made out prima facie case for grant of ad-interim ex-parte order of temporary injunction against the defendants as prayed for. If the ex-parte interim order is not passed in favour of the plaintiff, the purpose of filing this I.A would be defeated and hence notice on this I.A has to be dispensed with. Accordingly following order is passed.

ORDER

I.A No.I filed by the plaintiff U/o 39 Rule 1 and 2 r/w/s. 151 of C.P.C is hereby allowed.

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Defendants and their agents or anybody acting on their behalf are hereby restrained by way of an ad-interim temporary injunction from alienating suit property in favour of any persons, till next date of hearing.

Plaintiff to comply with the provisions of Order 39 Rule 3(a) of C.P.C.

Issue notice on I.A.No.I along with this order and suit summons to defendants.

Returnable by: 15.04.2024.

Sd/-
Senior Civil Judge & JMFC.,
Malavalli.

