

ORDER ON I.A. NO.I

Plaintiff has filed I.A.No.I Under Order XXXIX Rule 1 and 2 r/w/s 151 of CPC for grant of ex-parte temporary injunction restraining the defendant no.1 and 5 from alienating the suit schedule properties till disposal of the suit.

2. Heard. Perused the I.A, plaint and the accompanying documents. On perusal of the available materials, it reveals that the plaintiff has filed a suit for Partition and Separate possession against the defendants.

3. At this stage, this court noticed that the plaintiff has made out a prima facie case to grant an ad-interim ex-parte order of temporary injunction against the defendant no.1 and 5 by dispensing with the notice on I.A.No.1. If exparte order of Temporary injunction is not granted, the very purpose of filing the I.A. would be defeated. Accordingly, proceed to pass the following;

ORDER

Issue Ad-interim exparte temporary injunction against the defendant no.1 and 5 from restraining them, his agents or anybody on behalf them from

alienating of the suit schedule properties, till the next date of hearing.

Plaintiff has to comply with the provisions of Order XXXIX Rule 3(a) of CPC. And no certified copy of this order shall be granted to the plaintiff unless he complies with Order XXXIX Rule 3(a) of CPC.

This order will be in force till the next of hearing.

Issue notice on I.A. No.1 to the defendant no.1 and 5 and suit summons to all the defendants.

Returnable by : 11.07.2019.

Addl. Civil Judge & JMFC,
Nagamangala.