

The plaintiff has filed this suit against the defendant for the relief of permanent injunction with regard to suit schedule property.

2. The plaintiff has also maintained an application u/o 39 rule 1 and 2 of CPC by seeking for grant ad-interim temporary injunction order against the defendant, restraining the defendant or their agents or servants or anybody on his behalf from interfering with the peaceful possession and enjoyment of the suit schedule property pending disposal of the suit.

3. In support of his case, the plaintiff has furnished copy of RTC, Mutation register, copy of legal notice and postal receipt to prove his prima facie case.

4. On Perusal of the case papers and documents, it is come to know that, the schedule mentioned in the documents

and in the plaint is one and the same. The documents furnished are prima facie proved his title and possession over the suit schedule property. Hence, avoid the multiplicity of the proceedings and also interest of the safeguard of the suit schedule property this court considered the application's reasons. This opinion is only with regard to issuance of ad-interim exparte temporary injunction against the defendant. When the defendant will appear before the Court, the true picture with regard to possessor of the suit schedule property would appear. Hence, in this case, till appearance of defendant, an order or ad-interim exparte temporary injunction is deserves. Hence, I proceed to pass the following:

ORDER

Issue ad-interim exparte temporary injunction against the defendants, their agents, servants or anybody claiming under them from interfering with the peaceful possession and enjoyment of the suit suit schedule property till next date of hearing.

The plaintiff is directed to comply the order under order 39 rule 3 (a) & (b) of C.P.C.

Issue emergent notice on I.A.
No.I, and suit summons to
defendants, if steps taken. R/by

Civil Judge & JMFC.
Nagamangala.