

ORDER ON I.A. NO.I

Plaintiffs have filed an 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-2, their agents, servants or anybody on their behalf from alienating the suit schedule property in favour of others by way of sale, gift, mortgage or settlement etc., 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 plaintiffs have filed a suit for Partition and separate possession in respect of suit schedule property against the defendants.

3. At this stage, this court noticed that the plaintiffs have made out a prima facie case to grant an ad-interim ex-parte order of temporary injunction against the defendant no-2 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-2, her agents, servants or anybody on her behalf from alienating the suit schedule property till the next date of hearing.

Plaintiffs have 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 plaintiffs unless they comply 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-2 and suit summons to defendants.

Returnable by :

Addl. Civil Judge & JMFC.,
Nagamangala.