

KAMD730002712026



Date:28.03.2026

OS No.96/ 2026

ORDERS ON IA NO. I

Case called out.

Plaintiff called out absent. Heard the Learned counsel Sri. NM for the plaintiff on IA No.I, perused plaintiff averments, IA, affidavit and documents. The plaintiff has filed this suit against the defendants seeking for the relief of specific performance of contract with respect to the suit property.

I.A.No.I is filed under the provisions of Order 39 Rule 1 and 2 of CPC, seeking ad-interim exparte temporary injunction.

On considering and assessing the plaintiff averments, IA, affidavit and documents placed on records, at this stage of the litigation this court is of the considered view that the plaintiff has

made out prima-facie case. Therefore it is just and necessary to pass an ex parte order on IA No. I by dispensing the issuance of notice on IA No.I to the defendants. Otherwise the very purpose of filing of this suit and IA No.I would be defeated. Hence, I proceed to pass the following:

ORDER

Defendants are hereby restrained from alienating the suit property in any manner, till filing of the written statement.

The Plaintiff's side arguments on this IA shall be concluded within 30 days from the closer of the stage of written statement. Otherwise this order will be cancelled automatically. Hence the plaintiff is directed to comply the mandatory provisions of order 39 Rule 3A of CPC.

The plaintiff is directed to comply the mandatory provisions of order 39 Rule 3(a) of CPC.

Issue notice of IA No.I, TI order and suit summons to defendants after compliance.

R/by 05.06.2026

C/c Addl. Civil Judge & JMFC,
Srirangapatna

