

ORDER ON I.A.No.1

I.A.No.1 is filed under Order 39 Rule 1 and 2 r/w Section 151 of C.P.C., to pass an order of ad-interim exparte temporary injunction restraining the defendants and their men from in any way misusing the deposits belonging to the Trust property for their personal benefit.

Perused the I.A. accompanied with affidavit and other materials, including petition averments.

The Trust is created for public purpose and it is a common understanding that every public Trust should be maintained properly and any amount deposited in the Trust should not be mis-utilized by the Trustees or any persons belonging to it. If they misuse the deposited amount of the Trust, certainly, they will be liable for prosecution. Therefore, I don't find that any exparte injunction is needed as prayed in I.A.No.1. Hence, no case is made out for grant of exparte temporary injunction as prayed in I.A.No.1.

Accordingly, issue notice of I.A.No.1 and notice of petition to the respondents, if steps taken, returnable by 06.06.2023.

Dated this the 21st day of April, 2023.

Prl. District Judge,
Mysuru.

Misc. No.55/2023