

**Order on I. A.No.I**

The Appellant has filed application I.A.No.I U/O 41 Rule 5 of CPC to stay the execution of the judgment and decree passed in O.S.No.202/2014 dated 09.02.2014.

The application is supported by affidavit of the Appellant and it is sworn that she is in possession and enjoyment of the schedule property and the respondents intends to disposes the Appellant on basis of the judgment and decree passed by trial court. Hence prayed to allow application and prayed to stay the operation of judgment and decree till disposal of the appeal.

Heard the arguments of counsel for Appellant and perused the documents produced by the Appellant.

On perusal of the materials available on record the Appellant who is the plaintiff has filed the suit for bare injunction. The learned trial court after trial, has dismissed the suit filed by the Appellant/plaintiff. On perusal of the judgment passed by learned trial court it has observed that the schedule properties are joint family properties as contended by the defendants. It is also observed by the learned trial court that when the title of the plaintiff is disputed she should file comprehensive suit for declaration. On perusal of entire materials available on record before passing the order on I.A.No.I, it is necessary to issue notice to the respondents. Therefore this court proceeds to pass the following;

**ORDER**

**Issue notice on I.A.No.I  
along with appeal to the  
respondents.**

**Call on :**

**Senior Civil Judge & J.M.F.C  
H.D.Kote**